

SENATE BILL 906

D2, E2

2lr2940
CF HB 692

By: **Carroll County Senators**

Introduced and read first time: February 9, 2022

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Carroll County – State’s Attorney – Restrictions on Practice**

3 FOR the purpose of prohibiting the State’s Attorney in Carroll County from engaging in
4 the private practice of law; and generally relating to State’s Attorneys and Carroll
5 County.

6 BY repealing and reenacting, with amendments,
7 Article – Criminal Procedure
8 Section 15–407
9 Annotated Code of Maryland
10 (2018 Replacement Volume and 2021 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
12 That the Laws of Maryland read as follows:

13 **Article – Criminal Procedure**

14 15–407.

15 (a) This section applies only in Carroll County.

16 (b) (1) (i) The State’s Attorney’s salary is the following percentages of the
17 salary of a judge of the District Court of Maryland:

- 18 1. 80%, ending on December 3, 2018;
19 2. 90%, beginning on December 4, 2018; and
20 3. 100%, beginning on December 3, 2019, and thereafter.

21 (ii) A salary increase shall take effect at the beginning of the elected

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 term of office and may not increase during the term of office.

2 (2) The county commissioners shall:

3 (i) provide space for the offices of the State's Attorney and pay the
4 expenses of the office, including general operating expenses, equipment costs, and
5 reasonable costs for secretarial or stenographic needs; or

6 (ii) as determined by the county commissioners, pay a reasonable
7 allowance to reimburse the State's Attorney for the costs of the operation of the office.

8 (c) (1) The State's Attorney:

9 (i) may appoint two deputy State's Attorneys and the number of
10 assistant State's Attorneys necessary to staff the office; and

11 (ii) subject to the approval of the county commissioners, shall set the
12 salaries for the deputy and assistant State's Attorneys.

13 (2) (i) In addition to the assistant State's Attorneys appointed under
14 paragraph (1) of this subsection, if both the State's Attorney and the resident judge of the
15 circuit court of the county consider it necessary and the judge approves, the State's Attorney
16 may appoint an assistant State's Attorney.

17 (ii) The county commissioners shall set the salary of an assistant
18 State's Attorney appointed under this paragraph.

19 (d) The State's Attorney shall serve full time **AND MAY NOT ENGAGE IN THE**
20 **PRIVATE PRACTICE OF LAW.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2022.