

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2003 Legislative Session

Bill No. CB-13-2003
 Chapter No. 8
 Proposed and Presented by Council Member Hendershot
 Introduced by Council Members Hendershot, Dean, Harrington, Peters and Exum
 Co-Sponsors _____
 Date of Introduction March 25, 2003

BILL

1 AN ACT concerning

2 Office of the Sheriff and Department of Corrections

3 For the purpose of repealing various obsolete provisions of Subtitle 18 pertaining to the Office of
 4 the Sheriff and the Department of Corrections.

5 BY repealing:

6 SUBTITLE 18. POLICE.

7 Sections 18-101, 18-104, 18-105, 18-106,
 8 18-110, and 18-188,

9 The Prince George's County Code
 10 (1999 Edition, 2002 Supplement).

11 BY repealing and reenacting:

12 SUBTITLE 18. POLICE.

13 Section 18-107,

14 The Prince George's County Code
 15 (1999 Edition, 2002 Supplement).

16 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
 17 Maryland, that Sections 18-101, 18-104, 18-105, 18-106, 18-110, and 18-188 of the Prince
 18 George's County Code be and the same are hereby repealed:

19 **SUBTITLE 18. POLICE.**

20 **DIVISION 1. COUNTY SHERIFF.**

21 **Sec. 18-101. [Committal for violation of municipal ordinance; costs] Reserved.**

1 [Any Justice of the Peace or police justice of Prince George's County is authorized, in his
2 discretion, to commit any person to the County jail who has been convicted and sentenced to
3 confinement under any ordinance of any municipality of the county.]

4 **Sec. 18-104. [Surety bond required] Reserved.**

5 [The Sheriff shall give a bond as required by the General Laws of the State. The bond shall
6 be for Ten Thousand Dollars (\$10,000.00). The Council shall pay the premium on the bond.]

7 **Sec. 18-105. [Liability of Sheriff] Reserved.**

8 [The Sheriff shall be liable in damages to any person, who may suffer any financial loss by
9 reason of any unreasonable neglect of duty on the part of the Sheriff or his deputy. For any such
10 loss sustained by any person, he may maintain a suit against the Sheriff or the surety or sureties
11 on his bond for any such losses so sustained.]

12 **Sec. 18-106. [Advertisement of sale of land] Reserved.**

13 [It shall be necessary for Sheriffs or other officers in the County, to advertise in
14 newspapers, sales of lands and tenements as required by the Code of Public General Laws.]

15 **DIVISION 1A. DEPARTMENT OF CORRECTIONS.**

16 **Sec. 18-110. [Jail guards] Reserved.**

17 [The Director of the Department of Corrections shall have the power to appoint persons as
18 guards to the jail in the County whenever in his judgment such guards may be deemed necessary
19 for the safekeeping of persons confined in the County jail, within the constraints of the County's
20 personnel system, and the budget of the Department of Corrections.]

21 **DIVISION 8. DRIVING WHILE INTOXICATED PROGRAM.**

22 **Sec. 18-188. [Driving While Intoxicated Program] Reserved.**

23 [Until such time as a new detention center, as authorized by bond authority in CB-85-1982,
24 is constructed and made operational, and for a period of time subsequent to the completion as
25 determined by the County Executive, there is hereby established a program for the confinement
26 and rehabilitation of offenders convicted of driving while intoxicated and sentenced by the Court
27 pursuant to Article 27, Section 639 of the Annotated Code. The selection of suitable renovated
28 or rehabilitated facilities financed through the authority of Chapter 410 of the 1983 Acts of the
29 General Assembly for this purpose and the administration and operation of the program shall be
30 determined by the County Executive.]

31 SECTION 2. BE IT FURTHER ENACTED that Section 18-107 of the Prince George's

1 County Code be and the same is hereby repealed and reenacted with the following amendments:

2 **SUBTITLE 18. POLICE.**

3 **Sec. 18-107. Personnel under [Merit System] Personnel Law.**

4 All full-time employees, including deputy sheriffs, appointed by the Sheriff or assigned to
5 him by the County Executive shall be subject to the [County's Merit System] Personnel Law as
6 to qualifications, compensation and other regulations, with the exception of one (1)
7 administrative aide, who may be appointed by the Sheriff. [Deputy sheriffs employed prior to,
8 and still on duty as of June 1, 1967, shall be qualified and employed under the County's Merit
9 System as to qualifications, compensation and other regulations.]

10 SECTION 3. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)
11 calendar days after it becomes law.

Adopted this 15th day of April, 2003.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Peter A. Shapiro
Chair

ATTEST:

Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Jack B. Johnson
County Executive

KEY:
Underscoring indicates language added to existing law.
[Brackets] indicate language deleted from existing law.