

**PERTAINING TO THE AMENDMENT OF CHAPTER 86 OF
THE CODE OF PUBLIC LOCAL LAWS OF CALVERT COUNTY**

WHEREAS, *Local Government Article*, Section 12-103 of the Maryland Annotated Code, as amended, authorizes and empowers the Board of County Commissioners of Calvert County, Maryland (hereinafter, the “Board of County Commissioners”) to establish a merit system in connection with the appointment of all county officials and employees not elected or appointed under the Constitution or public general laws of the State;

WHEREAS, by Ordinance 42-09, the Board of County Commissioners did adopt such a merit system, which is codified at Title 86 of the Code of Public Local Laws of Calvert County, Maryland, being Title 86 of *Article 5* of the Code of Public Laws of Maryland (hereinafter, the “Code”), the Annual Budget and Appropriation Act each year;

WHEREAS, the Sheriff has requested additional pay for K-9 Handlers that directly provide care and maintenance of their canine partners;

WHEREAS, the Department of Human Resources has recommended amendments to Chapter 86 of the Code more specifically set forth below to implement the request of the Sheriff;

WHEREAS, a public hearing regarding the certain amendment of Chapter 86 of the Code was duly advertised for two consecutive weeks before the public hearing held on April 4, 2023, at which time the Board of County Commissioners received public comment; and

WHEREAS, upon due consideration of the comments of the public and staff, the Board of County Commissioners finds it is in the best interest of the public health, safety and welfare of the citizens of Calvert County, Maryland to adopt those amendments to Chapter 86 of the Code set forth herein.

NOW, THEREFORE, BE IT ORDAINED that the Board of County Commissioners of Calvert County, Maryland hereby approves, adopts and enacts the following amendments to Chapter 86 of the Code by adding a new Section 86-3-108, to the Code, which shall provide as follows:

§ 86-3-108. K-9 Handler pay.

- A. K-9 Handler pay is that amount set forth in the budget approved by the Board of County Commissioners, if any, paid to Sworn law enforcement who kennel and care for their Calvert County Sheriff’s Office canine that is in service.
- B. Only a handler that has successfully completed training as a K-9 Handler in accordance with the Calvert County Sheriff’s Office Administrative & Operational Manual, and is designated by the Sheriff as a K-9 Handler.
- C. A K-9 Handler is eligible for K-9 Handler pay, subject to budget, for:
 1. Each regular hour worked; and
 2. Each hour of approved paid leave used.
- D. A K-9 Handler is not eligible for K-9 Handler pay for:
 3. Hours on unpaid leave; or
 4. Overtime hours.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that Chapter 86 of the Code, as amended hereby, shall remain in full force and effect;

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Ordinance is found to be unconstitutional, illegal, null or void, by a court of competent jurisdiction, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Ordinance shall be enforceable and valid, unless deletion of the invalid portion would defeat the clear purpose of the Ordinance, or unless deletion of the valid portion would produce a result inconsistent with the purpose and intent of the Board of County Commissioners in enacting this Ordinance;

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are hereby incorporated and adopted as if fully set forth; and

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that this Ordinance shall be effective as of March 27, 2023 upon recording and publication of fair summary, and, at all times thereafter, shall be regarded with the same force and effect as if this Resolution had been executed on that date.

DONE, this 18th day of April 2023 by the Board of County Commissioners.

Aye: 5

Nay: 0

Absent/Abstain: 0

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**

Katie Brittain

Katie Brittain, Clerk

Earl F Hance

Earl F Hance, President

Mike Hart

Mike Hart, Vice President

Approved for legal sufficiency:

Mark C. Cox Sr.

Mark C. Cox Sr.

John B. Norris

John B. Norris, County Attorney

Catherine M. Grasso

Catherine M. Grasso

Received for Record 4/18, 2023
at 4:22 o'clock P. Same day
recorded in Liber KPS No. 71
Folio 88-89 COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

Todd Ireland

Todd Ireland

Garry P. Smith