



# THE PRINCE GEORGE'S COUNTY GOVERNMENT

(301) 952-3700  
County Council

## 2021-2022 Charter Review Commission and Compensation Review Board

LUPI Q. GRADY, CHAIR

DENNIS C. BROWNLEE

SAMUEL H. DEAN

CAMILLE A. EXUM

DR. STEPHANIE V. OVERTON STANARD

GLENDIA R. WILSON

JACQUELINE B. WOODY

## AGENDA

VIRTUAL MEETING

Wednesday, April 7, 2021

4:00 p.m.

**The meeting will be live streamed, and may be viewed at the following link:**

<https://pgccouncil.us/LIVE>

- Introductory Materials

Legal Authority - Compensation Review Board

### Summary

The establishment of the Compensation Review Board and the role and responsibilities of the Compensation Review Board are set forth in State and County law. The State legal authority regarding the Compensation Review Board is pursuant to the Local Government Article, §§10-302 and 10-303, Annotated Code of Maryland. The County legal authority regarding the Compensation Review Board is pursuant to Charter §§308 and 406.

**Legal Authority - State Law**

**Local Government Article, § 10-302, Annotated Code of Maryland**

**§ 10-302. County legislative body -- Compensation**

- (a) Compensation commission. -- By ordinance, a county may establish a commission to recommend compensation and allowances for members of the county legislative body.
- (b) Recommendations. --
  - (1) Within 15 days after the beginning of the fourth year of the term, a commission established under this section, by resolution, shall submit to the county legislative body its recommendation for the compensation and allowances for members of the county legislative body.
  - (2) Subject to subsection (e) of this section, the commission may recommend an increase or decrease in the compensation and allowances for members of the county legislative body.
- (c) Legislative action. -- On receiving the resolution, the county legislative body may reduce or reject the commission's recommendation, but may not increase any item.
- (d) Changes in salary. -- Any change in the compensation and allowances of members of the county legislative body shall be enacted by ordinance before the election for the members of the next succeeding county legislative body and take effect only for the members of the next succeeding county legislative body.
- (e) Minimum for compensation and allowances. -- The compensation or allowances for members of the county legislative body of a charter county may not be less than provided in the county charter.

**Legal Authority - State Law**

**Local Government Article, § 10-303, Annotated Code of Maryland**

**§ 10-303. County officers, officials, and employees**

- (a) County executive authority. -- If a county executive is authorized, the county may set the qualifications, term of office, and compensation for the county executive.
- (b) County officers -- Appointment and removal. -- A county may provide for the appointment and removal of all county officers except those whose appointment or election is provided for by the Maryland Constitution or public general law.
- (c) County officers -- Conflicts of interest. -- A county legislative body may enact local laws to:
  - (1) prevent conflicts between the private interests and public duties of county officers and members of the county legislative body;

- (2) govern the conduct and actions of all county officers and members of the county legislative body in the performance of their public duties; and
- (3) provide for penalties, including removal from office, for a violation of the local laws or any regulations adopted under the local laws.

(d) County officials and employees -- Merit system. -- A county may provide for a merit system governing the appointment of county officials and employees not elected or appointed under the Maryland Constitution or public general law.

### **Legal Authority - County Law**

#### **Charter §§308 and 406**

##### **Section 308. - Compensation.**

The compensation of Council members may be changed by an affirmative vote of not less than two-thirds of the members of the Council. Not later than December 15 of the last year of each term, a compensation review board shall be appointed by the Council and the County Executive to study the rate of current compensation for Council members and the County Executive and make a recommendation regarding the amount of compensation. Membership on the Council shall be considered a full-time position for the purpose of determining compensation. The board shall issue its recommendation not later than the following February 15. The Council may, within ninety days of the receipt of the compensation review board's recommendation, amend the recommendation by a vote of not less than two-thirds of the full Council, otherwise the recommendation shall stand approved. Any increase or decrease in compensation which becomes law during one term of office shall not become effective before the next term.

##### **Section 406. - Compensation.**

The County Executive's compensation may be changed by an affirmative vote of not less than two-thirds of the members of the Council. Not later than December 15 of the last year of each term, a compensation review board shall be appointed by the Council and the County Executive to study the rate of current compensation for the Council and the County Executive and make a recommendation regarding the amount of compensation. The board shall issue its recommendation not later than the following February 15. The Council may, within ninety days of the receipt of the compensation review board's recommendation, amend the recommendation by a vote of not less than two-thirds of the full Council, otherwise the recommendation shall stand approved. Any increase or decrease in compensation which becomes law during one term of office shall not become effective before the next term.