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2012 Legislative Session

Bill No. 2012-11

Chapter. No. 164

Introduced by Charles County Commissioners

Date of Introduction September 11, 2012

BILL

AN ACT concerning

Drug Enforcement and Education Special Reserve Fund

FOR the purpose of

Correcting the allocation of funds required in the County Code to be consistent with the current distribution of funds to the State's Attorney's Office, the Sheriff, and Charles County; extending the use of the funds in accordance with Federal Guidelines; and increasing the maximum size of the fund.

BY repealing and reenacting, with amendments:

Sections 164-3 and 164-4,

Code of Charles County, Maryland

(2001 Edition)

SECTION 1. BE IT ENACTED BY THE COUNTY COMMISSIONERS OF CHARLES COUNTY, MARYLAND, that Sections 164-3 and 164-4 of the Laws of Charles County, Maryland are repealed and reenacted to read as follows:

Chapter 164. Drug Enforcement and Education Special Reserve Fund

Section 164-3. Money to be allocated to fund.

The first [one hundred] TWO HUNDRED FIFTY thousand dollars [\$100,000.] (\$250,000.) received by Charles County in each year beginning after June 30, [1991] 2013, from

1 the forfeiture or sale of property seized under [Article 27, § 297,] TITLE 12 OF THE
2 CRIMINAL PROCEDURE ARTICLE of the Annotated Code of Maryland, [or any other
3 provision of law,]as a result of the enforcement of laws relative to controlled dangerous
4 substances shall be allocated to the fund.

5 Section 164-4. Appropriation of fund.

6 A. [Forty] THIRTY percent ([40] 30%) of the money[s] in the fund shall be reserved
7 for appropriation to the State's Attorney of Charles County for the purpose of
8 investigating and prosecuting narcotics and narcotics-related crimes. Twenty
9 percent (20%) of the money[s] in the fund shall be reserved for appropriation by
10 Charles County for use in drug prevention, education, treatment and enforcement
11 programs. The remaining [forty] FIFTY percent ([40] 50%) of the money[s] of
12 the fund shall be reserved for appropriation to the Sheriff of Charles County for
13 the purpose of: [drug prevention, drug education and drug enforcement programs,
14 investigations and narcotics-related equipment.]

- 15 1. LAW ENFORCEMENT INVESTIGATIONS;
- 16 2. LAW ENFORCEMENT TRAINING;
- 17 3. LAW ENFORCEMENT AND DETENTION FACILITIES;
- 18 4. LAW ENFORCEMENT EQUIPMENT;
- 19 5. LAW ENFORCEMENT TRAVEL AND TRANSPORTATION;
- 20 6. LAW ENFORCEMENT AWARDS AND MEMORIALS;
- 21 7. DRUG AND GANG EDUCATION AND AWARENESS PROGRAMS;
- 22 8. MATCHING FUNDS;
- 23 9. PRO RATA FUNDING; AND
- 24 10. ASSET ACCOUNTING AND TRACKING.

25 [B. For fiscal year 1991 - 1992 and each fiscal year thereafter, the State's Attorney of
26 Charles County will receive forty percent (40%) of the moneys deposited in the
27 fund, Charles County will receive twenty percent (20%) of the moneys deposited
28 in the fund and the Sheriff of Charles County shall receive forty percent (40%) of
29 the moneys deposited into the fund.]

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B. LIMITATIONS ON THE USES OF THE MONEY AS SET FORTH IN THE FEDERAL GUIDE TO EQUITABLE SHARING FOR STATE AND LOCAL ENFORCEMENT AGENCIES SHALL APPLY TO FEDERAL SHARED FUNDS IN CHARLES COUNTY.

SECTION 2. BE IT FURTHER ENACTED, that this Act shall take effect forty-five (45) calendar days after it becomes law.

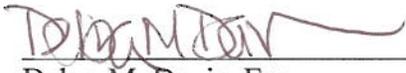
ADOPTED THIS 2nd DAY OF OCTOBER, 2012.

COUNTY COMMISSIONERS OF
CHARLES COUNTY, MARYLAND


Candice Quinn Kelly, President

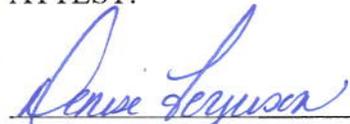

Reuben B. Collins, II, Esq., Vice President


Ken Robinson


Debra M. Davis, Esq.


Bobby Rucci

ATTEST:


Denise Ferguson, Clerk to the Commissioners