

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2009, Legislative Day No. 29

Bill No. 57-09

Introduced by Mr. Reilly, Chairman  
(by request of the County Executive)

By the County Council, June 15, 2009

---

Introduced and first read on June 19, 2009  
Public Hearing set for July 20, 2009  
Bill Expires September 18, 2009

By Order: Judy C. Holmes, Administrative Officer

---

A BILL ENTITLED

1 AN ORDINANCE concerning: Police Service Retirement and Employees' Retirement  
2 Plans; Classified and Exempt Services – Police Major and Police Lieutenant Colonel  
3 Classifications

4  
5 FOR the purpose of adding the classifications of Police Major and Police Lieutenant Colonel  
6 to the Exempt Service, the Exempt Pay and Benefit Plan and the annual pay schedule  
7 therein; providing that a Police Major or Police Lieutenant Colonel in the Exempt  
8 Service can elect to participate in the Police Service Retirement Plan or the Employees'  
9 Retirement Plan; removing the classification of Police Major from the Classified Service;  
10 obtaining approval to decrease the number of Police Major positions in the Classified  
11 Service; and generally relating to Police Majors and Police Lieutenant Colonels.

12  
13 BY repealing and reenacting, with amendments: §§ 5-3-103(a)(2); 5-5-102(2); 6-1-  
14 201(d)(8); 6-2-101(a) and (b); and 6-2-103  
15 Anne Arundel County Code (2005, as amended)

16  
17 BY adding: § 6-2-101(c)(4)  
18 Anne Arundel County Code (2005, as amended)

19  
20 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*  
21 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

---

EXPLANATION: CAPITALS indicate new matter added to existing law.  
[Brackets] indicate matter stricken from existing law.  
Asterisks\*\*\*indicate existing Code provisions in a chart or list that remain unchanged.

**ARTICLE 5 PENSIONS**

**TITLE 3. EMPLOYEES' RETIREMENT PLAN**

**5-3-103. Participants.**

(a) **Generally.** The participants in the plan are the following permanent full-time and permanent part-time employees who work at least 50% of the amount of time specified for the position:

(2) appointed officials and elected officials, except for:

(i) a Chief of Police, POLICE MAJOR, OR POLICE LIEUTENANT COLONEL who elects to be a participant in the Police Service Retirement Plan;

(ii) a Fire Chief who elects to be a participant in the Fire Service Retirement Plan; and

(iii) a Superintendent of Detention Facilities who elects to be a participant in the Detention Officers' and Deputy Sheriffs' Retirement Plan;

**TITLE 5. POLICE SERVICE RETIREMENT PLAN**

**5-5-102. Participants.**

The participants in the plan are the following paid employees of the County listed in subsections (1) and (2) who are making contributions to the plan and are designated as either category I or II participants as follows:

(2) Category II participants include:

(i) Police Sergeant;

(ii) Police Lieutenant;

(iii) Police Captain;

[(iv) Police Major;

(v)] (IV) Deputy Police Chief; and

[(vi)] (V) by election, the Chief of Police, POLICE MAJOR, AND POLICE LIEUTENANT COLONEL.

**ARTICLE 6 PERSONNEL**

**TITLE 1. CLASSIFIED SERVICE**

**6-1-201. Titles; pay grades; work weeks; minimum qualifications.**

(d) **Title, pay grades, work week, and minimum qualifications.** The title, minimum standards, pay grade, and the work week designation that an employee is required to follow for each class within the classified service are as follows:

(8) Public Safety and Criminal Justice (PS).

Title	Grade and Work Week	Minimum Qualifications
***		
[Police Major	P5C	Graduation from an accredited four-year college or university with major course work in police administration, criminal justice, or a related field; 10 years of experience with the Anne Arundel County Police Department in progressively responsible police work to include six years of experience in police administration, management, or supervision, with one year of experience at the rank of captain with the Anne Arundel County Police Department; and a valid non-commercial Class C motor vehicle operator's license]
***		

**TITLE 2. EXEMPT SERVICE**

**6-2-101. Exempt pay and benefit plan.**

(a) **Pay grades.** The following officers and employees in the exempt service of the County are entitled to compensation at the indicated pay grade:

***	Administrative Secretary to Department/Agency Head	E1
	POLICE MAJOR	EP1
	POLICE LIEUTENANT COLONEL	EP2

(b) **Annual pay schedule.** Beginning the first full pay period on or after July 1, 2008 the annual pay schedule for employees in the exempt service is:

Grade	Minimum	Maximum
***		

EX18	53,776	89,276
EP1	75,874	134,468
EP2	83,462	147,915
***		

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41

**(c) Initial appointments.**

(4) TO QUALIFY FOR AN INITIAL APPOINTMENT TO THE POSITION OF POLICE MAJOR, AN EMPLOYEE MUST HAVE BEEN AN ANNE ARUNDEL COUNTY POLICE CAPTAIN FOR AT LEAST ONE YEAR PRIOR TO APPOINTMENT. UPON AN EMPLOYEE'S REMOVAL FROM THE POSITION OF POLICE MAJOR, UNLESS THE REMOVAL IS BASED UPON SUCH CAUSE AS WOULD JUSTIFY THE TERMINATION OF A CLASSIFIED EMPLOYEE, THE EMPLOYEE SHALL HAVE THE RIGHT TO RETURN TO A POSITION IN THE CLASSIFICATION OF POLICE CAPTAIN IN THE CLASSIFIED SERVICE.

**6-2-103. Additional exempt positions.**

In addition to the positions established in § 802 of the Charter for the exempt service, there are the following positions in the exempt service:

- (1) Chief of Staff;
- (2) Criminal Justice Coordinator;
- (3) Human Services Officer; [and]
- (4) Land Use and Environment Officer;
- (5) POLICE MAJOR; AND
- (6) POLICE LIEUTENANT COLONEL.

SECTION 2. *And be it further enacted*, That the exempt positions of Police Lieutenant Colonel are intended to replace the classified positions of Deputy Police Chief, but only after the current occupants of the positions of Deputy Police Chief vacate those positions, and when each Deputy Police Chief position is vacated it shall remain vacant and be replaced with an individual appointed to the position of Police Lieutenant Colonel.

SECTION 3. *And be it further enacted*, That in accordance with § 6-1-110 of the Anne Arundel County Code (2005, as amended) this Ordinance shall approve a decrease of three Police Majors in the Classified Service from the number of positions approved in this classification as part of the Annual Budget and Appropriation Ordinance.

SECTION 4. *And be it further enacted*, That this Ordinance shall take effect 45 days from the date it becomes law.