

COUNTY LOCAL LAWS

PERSON ALLEGED TO BE IN VIOLATION OF THE PROVISIONS OF THIS CHAPTER HAS NOT, WITHOUT GOOD CAUSE, INITIATED ACTION TO COMPLY WITH THIS CHAPTER, THE COUNTY ATTORNEY IS AUTHORIZED TO FILE A PETITION IN THE CIRCUIT COURT FOR MONTGOMERY COUNTY FOR A WRIT OF MANDAMUS, ORDERING THE VIOLATOR TO TAKE SUCH ACTIONS AS WILL CURE THE VIOLATION. THE COUNTY ATTORNEY SHALL GIVE THE ALLEGED VIOLATOR NOTICE OF THE COUNTY ATTORNEY'S INTENTION TO FILE A PETITION AT LEAST FIFTEEN DAYS PRIOR TO FILING THAT PETITION.

(D) THE EQUITY JURISDICTION OF THE MONTGOMERY COUNTY CIRCUIT COURT IS HEREBY DEEMED TO INCLUDE JURISDICTION TO ISSUE WRITS OF MANDAMUS AS MAY BE NECESSARY TO COMPEL COMPLIANCE WITH THE PROVISIONS OF THIS CHAPTER, AND SUCH WRITS SHALL BE ENFORCEABLE BY CONTEMPT PROCEEDINGS IN ACCORDANCE WITH THE LAWS OF MARYLAND AND MARYLAND RULES OF PROCEDURE RELATING TO CONTEMPT.

(E) THE COUNTY DIRECTOR OF FINANCE OR THE APPROPRIATE PAYROLL DISBURSING OFFICER FOR ANY OF THE ORGANIZATIONS ENUMERATED IN SECTION 20A-3 ABOVE, UPON THE ISSUANCE OF ANY WRIT OF MANDAMUS AGAINST A PERSON SUBJECT TO THIS CHAPTER, SHALL SUSPEND PAYMENT OF ANY SALARY OR OTHER COMPENSAION TO THAT PERSON PENDING FULL COMPLIANCE WITH THE TERMS OF THE WRIT. SUCH ACTION SHALL BE IN ADDITION TO ANY PENALTIES IMPOSED UNDER THE PERSONNEL REGULATIONS.

(F) UPON RECEIPT OF A REPORT OF AN ALLEGED VIOLATION OF THIS CHAPTER BY A PERSON HOLDING AN OFFICE OR POSITION SPECIFIED IN SECTION 20A-3(B)(11), (14) OR (16), DEEMED BY THE COUNTY ATTORNEY TO BE JUSTIFIED, OR IN THE ABSENCE OF SUCH REPORT, IN CASES INVOLVING THESE OFFICES OR POSITIONS WHERE THE COUNTY ATTORNEY HAS REASON TO BELIEVE THAT AN ALLEGED VIOLATION EXISTS, THE COUNTY ATTORNEY SHALL NOTIFY IN WRITING THE ALLEGED VIOLATOR OF THE NATURE AND CIRCUMSTANCE OF THE VIOLATION AND SHALL ADVISE SUCH PERSON OF THE STEPS NECESSARY TO BE TAKEN TO COMPLY WITH THE PROVISIONS OF THIS CHAPTER. IF WITHIN THIRTY DAYS AFTER RECEIPT OF ALLEGED VIOLATION FROM THE COUNTY ATTORNEY, THE PERSON ALLEGED TO BE IN VIOLATION OF THE PROVISIONS OF THIS CHAPTER HAS NOT, WITHOUT GOOD CAUSE, INITIATED ACTION TO COMPLY WITH THIS CHAPTER, THE COUNTY ATTORNEY SHALL REFER SUCH CASE TO THE DIRECTOR OF THE DEPARTMENT, OFFICE, OR AGENCY IN WHICH THE ALLEGED VIOLATOR IS EMPLOYED FOR APPROPRIATE ACTION UNDER THE APPLICABLE PERSONNEL REGULATIONS.

20A-9 RULES AND REGULATIONS.

THE COUNTY EXECUTIVE IS HEREBY DELEGATED THE POWER TO ADOPT REASONABLE AND NECESSARY RULES AND REGULATIONS