

ORDINANCE NO. 39AN ORDINANCE PROVIDING FOR A FULL-TIME
DISTRICT ATTORNEY AND SETTING THE SALARY
OF THE SAME.

WHEREAS, by Act of Assembly, Senate Bill No. 572 signed into law June 24, 1976 the County Commissioners are authorized to fix the services of the District Attorney at full-time, and;

WHEREAS, the President Judge of the Court of Common Pleas of Bucks County has recommended that the full-time service of the District Attorney is advisable, and;

WHEREAS, the present District Attorney of Bucks County has recommended that the position must be a full-time position in view of the responsibilities, the duties and possibilities of conflict of interest that might arise if the District Attorney was engaged in private practice, and;

WHEREAS, the County Commissioners of Bucks County have determined that it is in the best interests of the residents of Bucks County and the criminal justice system to have a full-time District Attorney.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of County Commissioners of the County of Bucks, Commonwealth of Pennsylvania as follows:

1. The services of the District Attorney of Bucks County shall hereafter be on a full-time basis.
2. The full-time District Attorney of Bucks County shall be compensated at One Thousand Dollars (\$1,000.00) lower than the compensation paid to a judge of the Court of Common Pleas of Bucks County.
3. The full-time status of the District Attorney of Bucks County shall not hereafter be changed except by referendum of the Electorate of Bucks County. Said referendum may be instituted by the County Commissioners or on petition of five percent (5%) of the Electors voting for the office of Governor in the last gubernatorial general election. Such referendum may be held at any election preceding the year in which the District Attorney shall be elected.

4. The full-time District Attorney of Bucks County, while in office, shall not derive any other income as a result of the necessary legal education and background, from any source including but not limited to income derived from legal publications or other publications dealing with matters related to the office of District Attorney, lectures, honorariums, profit shares or divisions of income from any firm with which the District Attorney was associated prior to election. This limitation shall not be construed, however, to preclude payment of fees earned for legal work done prior to, but not concluded until after his election as District Attorney. In addition, the District Attorney shall not engage in any private practice and must be completely disassociated with any firm with which the District Attorney was affiliated prior to election, nor shall the District Attorney--Elect accept any civil or criminal cases after being elected to the office. Furthermore, the District Attorney shall be subject to the Canon's of Ethics as applied to Judges in the Court of Common Pleas of this Commonwealth insofar as the Canon's apply to salaries, full-time duties and conflicts of interest.

5. Any complaint by a citizen of Bucks County that the full-time District Attorney may be in violation of this Ordinance or §1401(g) of the County Code shall be made to the Disciplinary Board of the Supreme Court of Pennsylvania, for determination as to the merits of the complaint.

6. The District Attorney, before entering upon the duties of his office on a full-time basis, shall file with the Bucks County Board of Commissioners an agreement covering the term in office whereby he agrees to pay all fees, attorney's fees, commission and any income received from any source as a result of the necessary legal education and background into the County Treasury.

7. The proper officers of the County are hereby authorized and directed to cause this Ordinance to be published in a newspaper of general circulation in the County as required by §509 of the County Code 16 P.S.509,

and to do all acts and things necessary to effectuate this Ordinance.

8. All Ordinances and resolutions or parts of Ordinances or resolutions insofar as they are inconsistent herewith are hereby repealed or rescinded.

9. This Ordinance shall take effect August 1, 1976.

ENACTED AND ORDAINED by the Board of Commissioners this 20th day of July, 1976.

COUNTY OF BUCKS

George M. Metzger
George M. Metzger, Chairman

G. Roger Bowers
G. Roger Bowers

Joseph F. Catania
Joseph F. Catania

(COUNTY SEAL)

Paul H. Hunsb
Chief Clerk, ASSISTANT.