

mittee to vote against this amendment because I am sure that the residents of Baltimore City would not be appointed to judgeships in Baltimore County, whereas the residents of Baltimore County would get the judgeships in Baltimore City.

THE CHAIRMAN: Does any delegate desire to speak in favor of the amendment?

*(There was no response.)*

Against the amendment?

*(There was no response.)*

Are you ready for the question?

*(Call for the question.)*

The question arises on the adoption of Amendment No. 21. A vote Aye is in favor of the amendment. A vote No is a vote against.

Cast your vote.

Have all delegates voted?

*(There was no response.)*

Does any delegate desire to change his vote?

*(There was no response.)*

The Clerk will record the vote.

There being 18 votes in the affirmative and 114 in the negative, the amendment is rejected.

Are there any further amendments to section 5.13? The Chair hears none. Are there any amendments to section 5.14? There is a minority amendment.

For what purpose does Delegate Storm rise?

DELEGATE STORM: Mr. Chairman, I had an amendment for 5.13.

THE CHAIRMAN: Page distribute Amendment CD, please. Please number this Amendment No. 22. The Clerk will read the amendment.

READING CLERK: Amendment No. 22 to Committee Recommendation JB-1 by Delegate Storm: On page 4 section 5.13 Eligibility for Appointment as Judge in each instance after the word "resident" add the words "and registered voter"; and in line 32 strike out the word "district" and insert in lieu thereof the word "county."

THE CHAIRMAN: Delegate Storm, the Chair is not clear as to the meaning of the second part of the amendment.

As I understand it, under your amendment, the last sentence beginning in line 30 would read "To be eligible for nomination and appointment as a judge in district court, a person shall be a resident and registered voter of the county where the district court vacancy exists," is that correct, sir?

DELEGATE STORM: Yes, sir. That was to make this section in accordance with the one adopted the other day.

THE CHAIRMAN: I beg your pardon, I had overlooked that amendment. In other words, there will be a district court in each county.

DELEGATE STORM: Yes, sir.

THE CHAIRMAN: Thank you. The amendment having been seconded the Chair recognizes Delegate Storm to speak to the amendment.

DELEGATE STORM: Mr. Chairman, and fellow delegates: this leaves section 5.13 exactly as it was proposed by the majority of the Committee except that we require a little longer residence than perhaps was contemplated in the Majority Report because in order to be a registered voter he would have had to have lived there long enough to register. This would prevent someone moving in to a county in order to accept an appointment.

This seems to be not unreasonable. It seems also to fit in with the theory as expressed by the Chairman of the majority when he said that they chose "resident" because under ordinary circumstances, a resident would have the flavor and would understand the district. We are simply suggesting that he be not only a resident but a resident long enough and interested enough to be a registered voter.

We submit that this is not unreasonable to require of anyone who wants to be a judge in a county or a district as in the two lower courts. This does not apply of course to appellate courts; it applies to the superior court and the district court. We think he should be a resident long enough to understand the kind of community in which he will serve.

THE CHAIRMAN: Delegate Mudd.

DELEGATE MUDD: Mr. Chairman, I rise in opposition to the amendment. This matter was discussed in Committee and after careful consideration it was the view of the majority that eligibility to be determined by citizenship, residence, and membership in the bar were sufficient.