

diction, respectively, whose duty it shall be to decide upon the elections and qualifications of the persons returned; and in case of a tie between two or more persons, to designate which of said persons shall qualify as State's Attorney, and to administer the oath of office to the person elected.

**Fees.**

SEC. 9. The State's Attorney shall perform such duties and receive such fees and commissions or salary, not exceeding three thousand dollars, as are now or may hereafter be prescribed by law; and if any State's Attorney shall receive any other fee or reward than such as is or may be allowed by law, he shall, on conviction thereof, be removed from office; provided, that the State's Attorney for Baltimore City shall receive an annual salary of fifty-four hundred dollars and shall have power to appoint one deputy at an annual salary not exceeding four thousand dollars, and such other assistants at such annual salaries, not exceeding twenty-five hundred dollars each, as the Supreme Bench of Baltimore City may authorize and approve; all of said salaries to be paid out of the fees of the said State's Attorney's office, as has heretofore been practiced.\*

**Qualifications.**

SEC. 10. No person shall be eligible to the office of State's Attorney who has not been admitted to practice law in this State, and who has not resided for at least two years in the county or city in which he may be elected.

**Vacancy.**

SEC. 11. In case of vacancy in the office of State's Attorney, or of his removal from the county or city in which he shall have been elected, or on his conviction as herein specified, the said vacancy shall be filled by the judge of the county or city, respectively, having criminal jurisdiction, in which said vacancy shall occur, for the residue of the term thus made vacant.

Jackson vs. State, 87 Md., 195.

**Duties.**

SEC. 12. The State's Attorney in each county and the city of Baltimore shall have authority to collect, and give receipt, in the name of the State, for such sums of money as may be collected by him, and forthwith make return of and pay over the same to the proper accounting officer. And the State's Attorney of each county and the city of Baltimore, before he shall enter on the discharge of his duties, shall execute a bond to the State of Maryland, for the faithful performance of his duties, in the penalty of ten thousand dollars, with two or more sureties, to be approved by the judge of the court having criminal jurisdiction in said counties or city.

\*Thus amended by Chapter 624, Acts of 1912, ratified by the people November 4, 1913.