

manner as if such suit or action, issues or petitions, presentment or indictment, had been originally instituted therein; and *provided also*, that such suggestion shall be made as aforesaid, before or during the term in which the issue or issues may be joined in said suit or action, issues or petition, presentment or indictment, and that such further remedy in the premises may be provided by law, as the Legislature shall from time to time direct and enact.

**Sec. 29.** All election of judges, and other officers provided for by this Constitution, shall be certified, and the returns made by the clerks of the respective counties to the Governor, who shall issue commissions to the different persons for the offices to which they shall

have been respectively elected; and in all such elections, the person having the greatest number of votes, shall be declared to be elected.

**Sec. 30.** If in any case of election for Judges, Clerks of the Courts of Law and Registers of Wills, the opposing candidates shall have an equal number of votes, it shall be the duty of the Governor to order a new election; and in case of any contested election, the Governor shall send the returns to the House of Delegates, who shall judge of the election and qualification of the candidates at such election.

**Sec. 31.** Every person of good moral character, being a voter, shall be admitted to practice law in all the courts of law in this State, in his own case.

## ARTICLE V.

### THE STATE'S ATTORNEYS.

**Section 1.** There shall be an attorney for the State in each county and the city of Baltimore, to be styled "The State's Attorney," who shall be elected by the voters thereof, respectively, on the first Wednesday of November next, and on the same day every fourth year thereafter, and hold his office for four years from the first Monday of January next ensuing his election, and until his successor shall be elected and qualified, and shall be re-eligible thereto, and be subject to removal therefrom for incompetency, wilful neglect of duty or misdemeanor in office, on conviction in a court of law.

**Sec. 2.** All elections for the State's Attorney shall be certified to, and returns made thereof, by the clerks of the said counties and city to the Judges thereof having criminal jurisdiction, respectively, whose duty it shall be to decide upon the elections and qualifica-

tions 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 oaths of office to the persons elected.

**Sec. 3.** The State's Attorney shall perform such duties and receive such fees and commissions as are now prescribed by law for the Attorney General and his Deputies, and such other duties, fees and commissions as 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.

**Sec. 4.** No person shall be eligible to the office of State's Attorney who has not been admitted to practice the law in this State, and who has not resided for at least one year in the county or city in which he may be elected.