

enit herein provided for (shall be elected by the qualified voters of Baltimore and Harford Counties, at the first election that shall be held in said counties subsequent to the adoption of this amendment, and the judge so elected) shall be subject to the same constitutional provisions, hold his office for the same terms of years, receive the same compensation and have the same powers as are herein provided for the other associaté judges in the third circuit.

The additional judge for the sixth circuit herein provided for shall be elected by the qualified voters of Frederick and Montgomery Counties at the first election that shall be held in said counties subsequent to the adoption of this amendment and none shall be appointed before that time. The judge so elected shall be subject to the same constitutional provisions, receive the same compensation and have the same powers as are herein provided for the other associate judges in the sixth circuit. The Chief Judge may be elected from either Frederick or Montgomery Counties, but when the Chief Judge is elected from Frederick County one of the associate judges shall be a resident of said County and the two remaining associate judges shall be residents of Montgomery County and when the Chief Judge is elected from Montgomery County one of the associate judges shall be a resident of said Montgomery County and the remaining two associate judges residents of Frederick County. In case any candidate or candidates for associate judge at any judicial election held in the sixth judicial circuit shall receive sufficient votes to cause such candidate or candidates to be declared elected, but the election of such candidate or candidates would cause more associate judges than herein permitted to reside in any county of said circuit, then and in that event only that candidate or those candidates, as the case may be, residing in said county in the order of the votes received shall be declared elected whose election would provide the permitted number of associate judges from said county and the candidate or candidates as the case may be, residing in the other county, and not similarly disqualified, who shall have the next highest number of votes in said election shall be declared elected. If, by reason of such a condition or by reason of an equal vote for two or more candidates a sufficient number of associate judges duly qualified as to residence as above set out should not be elected at any election in said sixth judicial circuit, then it shall be the duty of the Governor to order a new election for such unfilled office or offices.<sup>1</sup>

**SEC. 22.** Where any term is held, or trial conducted by less than the whole number of said Circuit Judges, upon the decision or determination of any point or question by the

<sup>1</sup>Thus amended by Chapter 426, Acts of 1936, and ratified by the people November 3, 1936.