

and compensation of all constables, clerks or other employees for such Court; and (4) all other matters relating to such Court. After adoption of this Section the Governor shall not be required to appoint any particular number of Justices of the Peace in any county or in any of the several election districts of the counties as now provided in Section 42 of the Constitution.<sup>1</sup>

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*Part VI—Justices of the Peace.*

SEC. 42. The Governor, by and with the advice and consent of the Senate, shall appoint such number of Justices of the Peace and the County Commissioners of the several counties, and the Mayor and City Council of Baltimore, respectively, shall appoint such number of Constables, for the several election districts of the counties and wards of the city of Baltimore, as are now or may hereafter be prescribed by law; and Justices of the Peace and Constables so appointed shall be subject to removal by the judge or judges having criminal jurisdiction in the county or city, for incompetency, willful neglect of duty or misdemeanor in office, on conviction in a court of law. The Justices of the Peace and Constables so appointed and commissioned shall be conservators of the peace; shall hold their office for two years, and shall have such jurisdiction, duties and compensation, subject to such right of appeal in all cases from the judgment of Justices of the Peace, as hath been heretofore exercised, or shall be hereafter prescribed by law.

SEC. 43. In the event of a vacancy in the office of a Justice of the Peace, the Governor shall appoint a person to serve as Justice of the Peace for the residue of the term; and in case of a vacancy in the office of Constable, the County Commissioners of the county in which the vacancy occurs, or the Mayor and City Council of Baltimore, as the case may be, shall appoint a person to serve as Constable for the residue of the terms.

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*Part VII—Sheriffs.*

SEC. 44. There shall be elected in each county in every second year,<sup>1</sup> one person, resident in said county above the age of twenty-five years, and at least five years preceding his election, a citizen of the State, to the office of Sheriff. He shall hold office for two years,<sup>1</sup> and until his successor is duly elected and qualified; shall be ineligible for two years thereafter; shall give such bond, exercise such powers and perform such duties as now are or may hereafter be fixed by law. In case of a vacancy by death, resignation, refusal to serve, or neglect to

<sup>(1)</sup> This amendment (Secs. 41A and 41B) was submitted by Ch. 163 1939, and adopted by the people November, 1940.