

duties in the administration of the District Court as may be assigned him by the administrative judge of his district or as may be prescribed by rule of law. There shall be in each County a clerk of the District Court whose appointment, term, and compensation shall be prescribed by law. The Chief Judge of the District Court, upon recommendation of the respective administrative judges, shall appoint such deputy clerks, constables, and other officers of the District Court as may be necessary. It shall be the duty of the General Assembly to prescribe by law a fixed compensation for all such officers.

SEC. 41G. There shall be district court commissioners in the number and with the qualifications and compensation prescribed by law. Commissioners in a district shall be appointed by and serve at the pleasure of the Administrative Judge of the district, subject to the approval of the Chief Judge of the District Court. Commissioners may exercise power only with respect to warrants of arrest, or bail or collateral or other terms of pre-trial release pending hearing, or incarceration pending hearing, and then only as prescribed by law or by rule.

SEC. 41H. The salary of a judge of the District Court shall not be reduced during his continuance in office.

SEC. 41-I.¹⁴⁶ For the purpose of implementing the amendments to Articles IV, XV and XVII of this Constitution, establishing the District Court, the following provisions shall govern.

(a) The provisions of Section 41D of this Article shall govern initial vacancies in the office of judge of the District Court. Each full-time judge of the People's Court of Baltimore City, the Municipal Court of Baltimore City, and of the People's Courts of Anne Arundel, Montgomery, Prince George's, Wicomico Counties and Baltimore County who is in office on the effective date of these amendments shall continue in office as a judge of the District Court in his district and county of residence (or in Baltimore City) for the remainder of the term for which he was elected or appointed, and if his term expires prior to January 1, 1971, such judge shall be re-appointed by the Governor, if the Senate consents, in accordance with the provisions of Section 41D of this Article, subject to the Provisions of the Constitution respecting age, removal and retirement; provided that the term of any such judge of a People's Court who would be ineligible for appointment as a judge of the District Court under this Article shall expire on the effective date of these amendments. Thereafter, retention of any judge who is retained in office pursuant to the preceding provisions of this subsection shall be pursuant to Section 41D of this Article. No People's Court judge, judge of the Housing Court of Baltimore County, or Justice of the Peace shall be appointed or elected or exercise any power or jurisdiction.

(b) Each full-time clerk of a justice of the peace designated as trial magistrate of a People's Court, of the Municipal Court of Baltimore City, and the chief constable of the People's Court of Baltimore City who is in office on the day before the first Monday in July, 1970, shall become a deputy clerk of the District Court on the first Monday in July 1970. The taking effect of the foregoing amendments shall not of itself affect the tenure, term, status, retirement, or compensation of any person then holding public office, position, or employment in this State, except as provided in the amendments.

(c) All statutory references to justices of the peace designated as trial magistrates, to People's Courts, to the Municipal Court of Baltimore City or to the Housing Court of Baltimore County,

shall be deemed to refer to the District Court in the appropriate district, county or Baltimore City, to the extent not inconsistent with this Constitution.

(d) No member of the General Assembly at which these amendments were proposed, or at which the number of or salary of any such judges may have been increased or decreased by the General Assembly from time to time, if otherwise qualified, is ineligible for appointment or election as a judge of the District Court by reason of his membership in the General Assembly.

SEC. 42.¹⁴⁷ Vacant.

SEC. 43.¹⁴⁸ Vacant.

Part VII—Sheriffs.

SEC. 44.¹⁴⁹ There shall be elected in each county and in Baltimore City one person, resident in said county or City, above the age of twenty-five years and for at least five years preceding his election a citizen of the State, to the office of Sheriff. He shall hold office for four years, until his successor is duly elected and qualified, give such bond, exercise such powers and perform such duties as now are or may hereafter be fixed by law.

In case of vacancy by death, resignation, refusal to serve, or neglect to qualify or give bond, or by disqualification or removal from the County or City, the Governor shall appoint a person to be Sheriff for the remainder of the official term.

The Sheriff in each county and in Baltimore City shall receive such salary or compensation and such expenses necessary to the conduct of his office as may be fixed by law. All fees collected by the Sheriff shall be accounted for and paid to the Treasury of the several counties and of Baltimore City, respectively.

SEC. 45.¹⁵⁰ Notaries Public may be appointed for each county and the city of Baltimore, in the manner, for the purpose, and with the powers now fixed, or which may hereafter be prescribed by Law.

ARTICLE V.

ATTORNEY-GENERAL AND STATE'S ATTORNEYS.

Attorney-General.

SEC. 1.¹⁵¹ There shall be an Attorney-General elected by the qualified voters of the State, on general ticket, on the Tuesday next after the first Monday in the month of November, nineteen hundred and fifty-eight, and on the same day, in every fourth year thereafter, who shall hold his office for four years from the time of his election and qualification, and until his successor is elected and qualified, and shall be re-eligible thereto, and shall be subject to removal for incompetency, willful neglect of duty or misdemeanor in office, on conviction in a Court of Law.

SEC. 2. All elections for Attorney-General shall be certified to, and returns made thereof by the Clerks of the Circuit Courts for the several counties, and the Clerk of the Superior Court of Baltimore City, to the Governor of the State, whose duty it shall be to decide on the election and qualification of the person returned; and in case of a tie between two or more persons, to designate which of said persons shall qualify as Attorney-General, and to administer the oath of office to the person elected.

¹⁴⁶Amended by Chapter 681, Acts of 1977, ratified Nov. 7, 1978.

¹⁴⁷Repealed by Chapter 789, Acts of 1969, ratified Nov. 3, 1970.

¹⁴⁸Repealed by Chapter 789, Acts of 1969, ratified Nov. 3, 1970.

¹⁴⁹Amended by Chapter 845, Acts of 1914, ratified Nov. 3, 1914, Chapter 786, Acts of 1945, ratified Nov. 5, 1946; Chapter 55, Acts of 1953, ratified Nov. 2, 1954; Chapter 681, Acts of 1977, ratified Nov. 7, 1978.

¹⁵⁰Amended by Chapter 681, Acts of 1977, ratified Nov. 7, 1978.

¹⁵¹Amended by Chapter 99, Acts of 1956, ratified Nov. 6, 1956.