

diction; provided that before removal of a criminal case the justice of the peace to whom a writ for the arrest of any person is returnable may take recognizance, as now or hereafter authorized by law, for the appearance of said person before the trial magistrate to whom said case is to be removed; and provided that any prosecution for the violation of an ordinance of an incorporated city or town shall be originally instituted only before a trial magistrate or other justice of the peace regularly exercising his functions within the limits of such municipality, and in the event there is no Justice of the Peace located in the corporate limits of such town, prosecution may be originally instituted before the nearest available Justice of the Peace.

1939, ch. 720, sec. 94.

96. (Costs.) All justices of the peace shall charge the fees and costs authorized by law to be imposed in civil and criminal cases, but all such fees and costs, and all fines, penalties and forfeitures imposed and collected by trial magistrates, shall be paid to the County Commissioners of their respective counties, except fines, penalties, forfeitures and costs for violations of the Motor Vehicle Laws, which shall be promptly remitted to the Commissioner of Motor Vehicles, as now provided by law. All such fines, forfeitures, and penalties and costs so remitted to the County Commissioners shall be retained and used for county purposes, unless a different disposition is expressly directed by statute; provided, however, that in Frederick and Anne Arundel Counties, the County Commissioners shall within a reasonable time, pay to the several incorporated municipalities of said counties 50% of all fines, penalties and forfeitures received by them arising from the violation of the ordinances of any of the said incorporated municipalities, and provided further that in Washington, Prince George's, St. Mary's, Montgomery, Allegany, Calvert and Carroll Counties the County Commissioners shall, within a reasonable time, pay to the several incorporated municipalities of said counties all fines, penalties and forfeitures received by them arising from the violation of the ordinances of any of the said incorporated municipalities; it being the intention that, although the fines, penalties and forfeitures received by the County Commissioners are to be remitted to the municipalities in the proportions named, the costs or fees imposed and collected by said trial magistrates and remitted to the County Commissioners, are to be retained by said County Commissioners.

1939, ch. 720, sec. 95.

97. (Salary Plan.) As full compensation for their services in civil and criminal cases the said trial magistrates and other justices of the peace shall be paid salaries by the County Commissioners of the respective counties as hereinafter specified in Section 100.

1939, ch. 720, sec. 96.

98. (Constables.) The County Commissioners of each County may appoint one constable for each of the election districts of the County and such number of constables at large as hereinafter specified, to be designated and to serve as constables for the trial magistrates; and salaries shall be paid by the County Commissioners to said constables at large, in lieu of all costs and fees chargeable by or for them in civil and criminal cases;