

1 THE CHAIRMAN: Any further discussion?

2 MR. MINDEL: Mr. Chairman, before we get into
3 that, I point out the present Constitution provides
4 for a person to be eligible for appointment to the Circuit
5 Court and Court of Appeals; under the Constitution of
6 the State you have to be a member of the Bar. For
7 appointment to the People's Court in Baltimore City, you
8 have to be a practicing attorney for five years. For
9 appointment to the Municipal Court, a practicing attorney
10 for five years. Had the Committee considered that you
11 have to be a practicing attorney or member of the Bar?

12 MR. MARTINEAU: We felt it was not appropriate
13 to put in this Section any sort of qualifications which
14 would attempt to make the person appointed more able to
15 fill the duties of judge. We feel that the only real
16 protection is the good sense of the nominating commission
17 and the good sense of the Governor and that it doesn't
18 profit anything to put in any of these artificial require-
19 ments. You can get a totally incompetent person who has
20 been practicing for many, many years.

21 MR. MINDEL: I agree with that, but I thought