

## CHAPTER 372

(House Bill 776)

AN ACT to repeal and re-enact, with amendments, Section 97, 110 and 112(a) of Article 52 of the Annotated Code of Maryland (1957 Edition), title "Justices of the Peace", sub-title "Trial Magistrates System", providing for the appointment of clerks as committing magistrates in Baltimore County, and other matters generally relating thereto.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 97, 110 and 112(a) of Article 52 of the Annotated Code of Maryland (1957 Edition), title "Justices of the Peace", sub-title "Trial Magistrates System", be and the same are hereby repealed and re-enacted, with amendments, to read as follows:

97. The Governor, by and with the advice and consent of the Senate, shall appoint for each county in the State one or more justices of the peace to be known as "committing magistrates", and such number of justices of the peace at large in the several counties, to be designated "trial magistrates", as is hereinafter specified in Section 108; ~~and~~ in Prince George's County, in addition to the foregoing, seven justices of the peace, at large, who shall be committing magistrates and shall have all the powers and jurisdiction in the whole of said county, vested by law in justices of the peace other than trial magistrates and substitute trial magistrates; *and in Baltimore County the number of Committing Magistrates shall be no less than equal to the number of Magistrate Courts specifically mentioned in Section 108 of this Article and each such Committing Magistrate shall also perform "the duties" of the Clerk of the Magistrate's Court to which he is assigned by his appointment, all of which appointments are to be made by the Governor, by and with the advice and consent of the Senate.*

Any trial magistrate or substitute trial magistrate appointed pursuant to the provisions of this sub-title, may be removed as such trial magistrate at any time by the Governor. Provided, however, that in any such event, the trial magistrate who has received notice of his removal shall be entitled to a hearing before the Governor within fifteen (15) days after such notice if such trial magistrate so requests in writing within five (5) days after such notice.

110. Justices of the peace other than trial magistrates shall be paid by the county commissioners, as full compensation for their official acts and services in civil and criminal cases, the sum of \$20.00 annually, but in Kent, Talbot and Queen Anne's counties shall receive annually the sum of \$50.00 and in Washington County they shall receive the sum of \$100.00 annually and in Howard County, they shall receive the sum of \$200.00 annually *and in Baltimore County as provided for in Section 112(a) of this Article, with regard to committing magistrates;* but they may retain all fees lawfully charged by

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.