

CONSTITUTIONAL CONVENTION OF MARYLAND

PROPOSED CONSTITUTION OF 1968

CONSTITUTION OF 1867

Section 5.15. Nomination and Appointment.

A judicial nominating commission shall nominate from three to five eligible persons for each judicial vacancy. Nominations to fill a vacancy shall be made not more than thirty days prior to nor more than sixty days after the vacancy occurs. The governor shall fill a vacancy by appointing one person from the list of nominees. If the governor fails to appoint one of the nominees within sixty days after receiving the list, his power to make the appointment shall end and the chief judge of the Court of Appeals shall appoint one of the nominees.

to retirement and removal from office; and . . .

See Art. IV, Sec. 41B at Section 5.11 for eligibility of county People's Court judges.

Sec. 41C (a) . . . [Municipal Court of Baltimore City] The Judges of said Court shall have the qualifications prescribed by Section 2 of this Article, shall each have practiced law in the City of Baltimore for a total period of at least five years and shall devote their full time to the duties of said Court; they shall hold office subject to the provisions of Sections 3 and 4 of this Article with regard to retirement and removal from office; and they shall receive such compensation from such sources as shall be provided by Law by the General Assembly, which shall not be diminished during their continuance in office. . . .

Art. II, sec. 10. He [Governor] shall nominate, and, by and with the advice and consent of the Senate, appoint all civil and military officers of the State, whose appointment, or election, is not otherwise herein provided for, unless a different mode of appointment be prescribed by the Law creating the office.

Art. IV, sec. 5. Upon every occurrence or recurrence of a vacancy through death, resignation, removal, disqualification by reason of age or otherwise, or expiration of the term of fifteen years of any judge, or creation of the office of any judge, or in any other way, the Governor shall appoint a person duly qualified to fill said office, who shall hold the same until the election and qualification of his successor; except that when a vacancy shall exist in the office of Chief Judge of the Supreme Bench of Baltimore City, the Governor may designate an Associate Judge of said Supreme Bench as Chief Judge of said Supreme Bench, and such appointee as Chief Judge shall hold such office for the residue of the term for which he was last elected an Associate Judge of said Supreme Bench. His successor shall be elected at the first biennial general election for Representatives in Congress after the expiration of the term of fifteen years (if the vacancy occurred in that way) or the first such general election after one year after the occurrence of the vacancy in any other way than through expiration of such term. Except in case of reappointment of a judge upon expiration of his term of