

COMPARISON OF CONSTITUTIONS

PROPOSED CONSTITUTION OF 1968

CONSTITUTION OF 1867

Administration

Section 5.31. Administration of Judicial System.

The chief judge of the Court of Appeals shall be the administrative head of the judicial system. He shall designate, to serve at his pleasure, one Intermediate Appellate Court judge, one Superior Court judge, and one District Court judge as the chief judge of each court. Each shall perform those duties in the administration of the judicial system that the chief judge of the Court of Appeals shall assign to him. The chief judge of the Court of Appeals may assign administrative duties to other judges in the manner prescribed by rule. Any judge may be assigned to sit temporarily in any court as prescribed by rule.

Sec. 9. The Judge, or Judges of any Court, may appoint such officers for their respective Courts as may be found necessary; and such officers of the Courts in the City of Baltimore shall be appointed by the Judges of the Supreme Bench of Baltimore City. It shall be the duty of the General Assembly to prescribe, by Law, a fixed compensation for all such officers; and said Judge, or Judges shall, from time to time, investigate the expenses, costs and charges of their respective courts, with a view to a change or reduction thereof, and report the result of such investigation to the General Assembly for its action.

Sec. 13A. The General Assembly shall provide by General Law for the assignment by the Court of Appeals of any of the Chief Judges and any of the Associate Judges of the several Judicial Circuits of this State, including any Judge of the Court of Appeals from Baltimore City, and any of the Judges of the Supreme Bench of Baltimore, to sit in any other or different Judicial Circuits for designated and limited periods, for the purpose of relieving accumulation of business or because of the indisposition or disqualification of any judge. And any judge so assigned by the Court of Appeals shall have all the power and authority pertaining to the judge of the court to which he is assigned.

Sec. 18A. The Chief Judge of the Court of Appeals shall be the administrative head of the judicial system of the State. He shall from time to time require, from each of the judges of the Circuit Courts for the several counties and of the Supreme Bench of Baltimore City, and of any intermediate courts of appeal, reports as to the judicial work and business of each of the judges and their respective courts. He may, in case of a vacancy or of the illness, disqualification or other absence of any judge of the Court of Appeals or of any intermediate court of appeal, or for the purpose of relieving an accumulation of business in any of said courts, designate and assign any judge of the Court of Appeals (if the assignment is to be made to an intermediate court of appeal), any judge of any intermediate court of appeal (other than that to which the assignment is to be made), any judge of any of the Circuit Courts for the counties, or any judge of the Supreme Bench of Baltimore City to sit in any case or cases