

commanding them to summon as jurors to attend at the next ensuing terms of said courts the several persons whose names may be drawn as aforesaid; if any such persons whose names are so drawn and embraced in said venire facias should be dead, sick or otherwise unable to attend, or should be absent and therefor not be found, it shall be the duty of said sheriff forthwith to return to fact of said death, disability or absence, and said judges shall thereupon cause to be drawn from said box in the manner hereinbefore directed other names in the place and stead of the original who may be dead, disabled or absent, and shall cause the name or names of such person or persons so as last aforesaid drawn to be inserted in said venire facias to be summoned as aforesaid, and it shall be the duty of the sheriff to summon the persons named in said venire facias and make return thereof to the said court at the opening of its session. This section shall not apply to Baltimore or Prince George's County, nor to Dorchester, Wicomico, Anne Arundel, St. Mary's [Caroline,] Somerset, Worcester, Garrett, Allegany, [Queen Anne's, Talbot,] or other counties, as to which special provision is made by the local law therefor.

10.

*(h) In Caroline, Kent, Queen Anne's and Talbot Counties jurors shall be selected in the manner provided in the respective local laws thereof.*

12.

Of the forty-eight jurors drawn and summoned, the court at the beginning of the term for which they were drawn and summoned shall select and appoint one as foreman of the grand jury (except that in Montgomery County the foreman shall be selected from the original panel of five hundred names, with his name being included among the jurors drawn and summoned and in Washington County the foreman shall be selected from the list of names presently being used as a panel in said county, as provided in Section 9 of this article, and in Charles County the foreman shall be selected from its original panel of names presently being used in said county), and shall direct the clerk of said court to legibly write upon ballots the names of the remaining forty-seven jurors, and after carefully folding said ballots separately to place them in a box with a sliding top, and said clerk shall draw said ballots therefrom one at a time without looking into said box and the first twenty-two names drawn, with the foreman previously appointed, shall constitute the grand jury, and the remaining twenty-five names (or, in Montgomery and Washington counties the remaining number of names) shall constitute the petit jury for said term of court; whenever a vacancy shall occur in the position of foreman of the grand jury, either temporary or permanent, by death, absence, sickness or any other cause, the court shall have power to appoint some other member of the grand jury foreman as often as the necessity for such appointment shall occur. If for any reason any person or persons drawn as a grand juror or grand jurors shall fail to attend and be present at the conclusion of the drawing or be disqualified or excused for cause the court shall forthwith proceed to fill such vacancies from the aforesaid remaining number of twenty-five names of those who are present in the order in which the names were drawn from the box and may thereupon in its discretion fill such vacancy or