

dacy are mandatory and the provisions of these paragraphs shall also be applicable to municipal elections in Baltimore City.

(a) Whenever any person who has filed a certificate of candidacy for nomination in any primary election shall, in a writing signed by him, and acknowledged before a justice of the peace or notary public, notify the officer or board with whom the certificate of candidacy is required to be filed by this article, at least forty-five (45) days before the said primary that he desires to withdraw as a candidate for such nomination, the certificate of candidacy shall thereupon be and become void; and the name of any person so withdrawing shall not be printed upon the ballots to be used at the primary election. The filing of a valid certificate of withdrawal of candidacy is a final act of withdrawal; and a person who files such a certificate of withdrawal may not re-instate his candidacy, unless the time limit for the filing of candidacies has not expired. No filing fees shall be refunded to persons who withdraw in accordance with this section, subject, however, to Section 4-8 of this article.

(b) Whenever any person nominated for public office as in this article provided shall, at least thirty-five (35) days before election, in a writing signed by him and acknowledged before a justice of the peace or a notary public, notify the officer with whom the certificate nominating him is required to be filed by this article, that he declines such nomination, such nomination shall be void; and the name of any person so withdrawing shall not be printed upon the ballots.

#### **9-2. Filling vacancies: State and judicial offices; Congress and U.S. Senator.**

(a) Should any nominee die before election day or decline the nomination, as in this subtitle provided, or should any certificate of nomination be or become insufficient or inoperative from any cause occurring after the period of time for the filling of vacancies in party nominations as is prescribed by Sec. 4-6 of this Article, the vacancy or vacancies thus occasioned shall be filled in the manner prescribed as hereinafter set forth.

(b) In the event of any vacancy occurring because of the death or resignation of any person nominated for any state or judicial office, or as a candidate for member of the Congress of the United States or for United States Senator, under provisions of the preceding sections of this Article, such vacancy shall be filled by the State Central Committee, or governing body for the State, of the political party to which said nominee belongs.

(c) If the original nomination was made by a primary meeting which had delegated to a committee the power to fill vacancies, such committee may, upon the occurring of such vacancies, proceed to fill the same; the chairman and secretary of such committee shall thereupon make and file with the proper officer a certificate setting forth the cause of the vacancy, the name of the person nominated, the office for which he was nominated, the name of the person for whom the new nominee is to be substituted, the fact that the committee was authorized to fill vacancies and such further information as is required to be given in an original certificate of nomination. The certificate so made shall be executed and acknowledged in the manner prescribed for the original certificate of nomination, and, except in the case of a nominee dying, shall be filed at least thirty-five days