

OR IN THE ANNUAL CONSTRUCTION LOAN AS SUBMITTED TO THE GENERAL ASSEMBLY BY THE GOVERNOR AND SUBJECT TO THE POWER OF THE GENERAL ASSEMBLY WITH RESPECT TO BUDGET APPROPRIATIONS.

153.

(a) Upon the recommendation of the administrative judge of each district, the Chief Judge of the District Court shall *appoint* **[designate]** for each district a number of constables as required to serve civil process OF THE DISTRICT COURT within that district. The *appointing* **[designating]** judge shall assign the constables to the various courts or divisions of courts within his district so that every court or division of A court has at least one constable. ~~The constables shall be paid the compensation provided by law and shall continue in office at the pleasure of the chief judge of the District Court.~~ FULL-TIME CONSTABLES SHALL BE IN THE CLASSIFIED SERVICE. PART-TIME CONSTABLES SHALL NOT BE IN THE CLASSIFIED SERVICE, SHALL BE PAID A FIXED COMPENSATION AS MAY BE PRESCRIBED BY THE GENERAL ASSEMBLY, AND SHALL CONTINUE IN OFFICE AT THE PLEASURE OF THE CHIEF JUDGE OF THE DISTRICT COURT.

154.

(C) A COMMISSIONER SHALL RECEIVE APPLICATIONS AND DETERMINE PROBABLE CAUSE FOR ARREST WARRANTS. HE SHALL ADVISE ARRESTED PERSONS OF THEIR CONSTITUTIONAL RIGHTS, SET BOND OR COMMIT PERSONS TO JAIL IN DEFAULT OF BOND OR RELEASE THEM ON PERSONAL RECOGNIZANCE IF CIRCUMSTANCES WARRANT, AND CONDUCT INVESTIGATIONS AND INQUIRIES INTO THE CIRCUMSTANCES OF ANY MATTER PRESENTED TO HIM IN ORDER TO DETERMINE IF PROBABLE CAUSE EXISTS FOR THE ISSUANCE OF A WARRANT AND, IN GENERAL, PERFORM ALL THE FUNCTIONS OF COMMITTING MAGISTRATES AS EXERCISED BY THE JUSTICES OF THE PEACE PRIOR TO THE EFFECTIVE DATE OF THIS SECTION IN THE CITY OF BALTIMORE AND EACH COUNTY, AND THERE SHALL BE IN EACH COUNTY AND THE CITY OF BALTIMORE, AT ALL TIMES, ONE OR MORE COMMISSIONERS AVAILABLE FOR THE CONVENIENCE OF THE PUBLIC AND POLICE IN OBTAINING WARRANTS AND TO ADVISE ARRESTED PERSONS OF THEIR RIGHTS AS REQUIRED BY LAW.

(I) IN ANY CRIMINAL CASE WITHIN THE EXCLUSIVE ORIGINAL JURISDICTION OF THE DISTRICT COURT, A COMMISSIONER MAY, IN LIEU OF ISSUING A WARRANT, ISSUE A SUMMONS REQUIRING THE PERSON CHARGED TO APPEAR FOR TRIAL AT A SPECIFIED TIME AND PLACE. THE SUMMONS MAY BE ISSUED ONLY IF THE COMMISSIONER DETERMINES THAT THE PUBLIC INTEREST, INCLUDING THE SAFETY OF ANY PROSECUTING WITNESS, DOES NOT REQUIRE THE ARREST OF THE ACCUSED, AND THAT THE PUBLIC INTEREST DOES NOT REQUIRE THAT