

(1970 Replacement Volume and 1976 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 1-302 be and it is hereby added to Article - Courts and Judicial Proceedings, of the Annotated Code of Maryland (1974 Volume and 1976 Supplement) to read as follows:

Article - Courts and Judicial Proceedings

1-302.

(A) IN THIS SECTION, "FORMER JUDGE" MEANS A JUDGE WHO PREVIOUSLY SERVED IN A COURT.

(B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE CHIEF JUDGE OF THE COURT OF APPEALS MAY ASSIGN ANY FORMER JUDGE TO SIT TEMPORARILY IN ANY COURT IF THE TEMPORARY ASSIGNMENT IS APPROVED BY THE ADMINISTRATIVE JUDGE OF THE CIRCUIT IN WHICH THE FORMER JUDGE IS TO BE ASSIGNED AND IF THE FORMER JUDGE:

(1) HAS SERVED IN THE AGGREGATE AT LEAST FIVE YEARS AS A JUDGE;

(2) HAS BEEN APPROVED FOR ASSIGNMENT BY A MAJORITY OF THE JUDGES OF THE COURT OF APPEALS;

(3) MEETS THE STANDARDS ESTABLISHED BY THIS SECTION AS WELL AS ANY ADDITIONAL STANDARDS ESTABLISHED BY RULE OF THE COURT OF APPEALS; AND

(4) HAS CONSENTED TO THE ASSIGNMENT.

(C) A FORMER JUDGE MAY NOT BE RECALLED FOR TEMPORARY ASSIGNMENT IF:

(1) HE WAS REMOVED OR INVOLUNTARILY RETIRED FROM JUDICIAL OFFICE PURSUANT TO THE CONSTITUTION OR LAWS OF THIS STATE;

(2) HE VOLUNTARILY RETIRED BY REASON OF DISABILITY;

(3) HIS MOST RECENT SERVICE AS A JUDGE TERMINATED BY REASON OF HIS DEFEAT FOR ELECTION TO JUDICIAL OFFICE OR BY REJECTION OF HIS CONFIRMATION BY THE SENATE;

(4) HE WAS CENSURED BY THE COURT OF APPEALS UPON RECOMMENDATION OF THE COMMISSION ON JUDICIAL DISABILITIES; OR

(5) HE IS ENGAGED IN THE PRACTICE OF LAW;

OR

(6) HE HAS BEEN IN FORMER JUDGE STATUS FOR