

requirement that at least two members of the Court of Special Appeals be residents of a certain appellate judicial circuit; providing for the implementation of the provisions of this Act by designating certain judges to be deemed to be appointed from certain judicial circuits; specifying a method of filling a certain vacancy; providing that this Act may not be construed to limit or otherwise affect the terms or appointments of the members of the Court, except for certain purposes; and making this Act contingent on the passage of a certain constitutional amendment and its ratification by the voters of the State.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 1-402

Annotated Code of Maryland

(1989 Replacement Volume and 1993 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article – Courts and Judicial Proceedings**

1-402.

(a) The Court of ~~Special~~ Appeals consists of 13 judges, one of whom shall be designated by the Governor as Chief Judge.

(b) Except as otherwise provided in this section, the judges of the Court of ~~Special~~ Appeals shall be selected, appointed, retained, removed from office, or retired as provided in Article IV of the Constitution with respect to judges of the SUPREME Court ~~of Appeals~~. One judge of the Court of ~~Special~~ Appeals shall be a resident respectively of each of the appellate judicial circuits defined in Article IV, § 14 of the Constitution[, except that two judges shall be residents of the sixth appellate judicial circuit]. When election to judicial office is required by the Constitution, each of these judges shall be elected by the qualified voters of his circuit of residence. The remaining judges of the Court of ~~Special~~ Appeals may be residents of any part of the State and, when election to judicial office is required by the Constitution, shall be elected by the qualified voters of the entire State. The term of a judge of the Court of ~~Special~~ Appeals begins on the date of his qualification for office.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(1) For the purpose of implementing the provisions of this Act, the judges of the Court of Special Appeals who were in office on ~~November 1, 1993~~ January 12, 1994, or their successors, shall be deemed to be serving appointments as follows:

(a) Judge Dale R. Catchell, Jr. of Worcester County and currently representing the First Appellate Judicial Circuit, shall continue on the Court as an appointee from the new First Appellate Judicial Circuit;

(b) Judge Paul E. Alpert of Baltimore County and currently representing the Second Appellate Judicial Circuit, shall continue on the Court as an appointee from the Second Appellate Judicial Circuit;