

(2) AN ATTORNEY APPOINTED AS A SPECIAL ASSISTANT STATE'S ATTORNEY UNDER SUBSECTION (C)(2) OF THIS SECTION MAY NOT BE PRECLUDED FROM THE PRIVATE PRACTICE OF CRIMINAL LAW.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 10, § 40(u).

In subsection (c)(1)(ii)2 of this section, the former reference to "salaries" is deleted as included in the reference to "compensation".

In subsection (c)(1)(ii)3 of this section, the former reference to "acts" is deleted in light of the reference to "duties". Similarly, the former reference to "proper" is deleted in light of the reference to "necessary".

In subsection (c)(3) of this section, the references to an "individual" are substituted for the former references to a "person" because the position of a special assistant State's Attorney can be held only by a human being.

In subsection (c)(3)(ii) of this section, the term "governmental unit" is substituted for the former term "county, agency, or other governmental body" for consistency with other provisions in this subtitle and in other revised articles.

In subsection (d)(2) of this section, the former reference to the State's Attorney's ability to assign other ranks and titles to investigators "as the State's Attorney may deem appropriate" is deleted as unnecessary.

In subsection (e)(2) of this section, the phrase "private practice of criminal law" is substituted for the former phrase "accepting a criminal case in the private practice of the attorney" for brevity.

Also in subsection (e)(2) of this section, the former phrase "by virtue of the person's service on a temporary basis" is deleted as unnecessary in light of the requirement that each special assistant State's Attorney shall serve "on a temporary basis".

The Criminal Procedure Article Additions Review Committee notes, for consideration by the General Assembly, that in subsection (b)(2)(vii) of this section, the reference to "premiums on office bonds" may be obsolete. Under former Art. 10, § 35, now revised as § 15-104 of this title, each State's Attorney gave a corporate surety bond payable to the State in the sum of \$5,000. The corporate bond was partly conditioned on the State's Attorney accounting for all funds and property received under color of the