

SB0847/748975/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 847
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “circumstances;” insert “repealing certain obsolete provisions;”; in line 5, after “corrections;” insert “making certain stylistic changes;”; in line 9, strike “5A(f)” and substitute “5A(c) through (g)”; in the same line, strike “18B,”; and after line 9, insert:

“BY proposing a repeal of the Maryland Constitution
Article IV - Judiciary Department
Section 18B”.

AMENDMENT NO. 2

On page 1, in line 21, strike “his” and substitute “**THE**”.

On page 1, in line 22, on page 2, in lines 3 and 23, and on page 3, in lines 19 and 21, in each instance, strike “his” and substitute “**THE JUDGE’S**”.

On page 1, in line 22, on page 2, in lines 1 and 23, and on page 3, in lines 20, 23, and 27, in each instance, strike “he” and substitute “**THE JUDGE**”.

On page 1 in line 23, on page 2 in line 1, and page 3 in lines 24, 26, and 28, in each instance, strike “SEVENTY-FIVE” and substitute “**SEVENTY-THREE**”.

On page 2, in line 21, strike “75” and substitute “**73**”; after line 22, insert:

“(c) The continuance in office of a judge of the Court of Appeals is subject to approval or rejection by the registered voters of the appellate judicial circuit from which [he] **THE JUDGE** was appointed at the next general election following the expiration of

(Over)

one year from the date of the occurrence of the vacancy which [he] THE JUDGE was appointed to fill, and at the general election next occurring every ten years thereafter.

(d) The continuance in office of a judge of the Court of Special Appeals is subject to approval or rejection by the registered voters of the geographical area prescribed by law at the next general election following the expiration of one year from the date of the occurrence of the vacancy which [he] THE JUDGE was appointed to fill, and at the general election next occurring every ten years thereafter.

(e) The approval or rejection by the registered voters of a judge as provided for in subsections (c) and (d) shall be a vote for the judge's retention in office for a term of ten years or [his] THE JUDGE'S removal. The judge's name shall be on the appropriate ballot, without opposition, and the voters shall vote yes or no for [his] THE JUDGE'S retention in office. If the voters reject the retention in office of a judge, or if the vote is tied, the office becomes vacant ten days after certification of the election returns."

in line 24, strike "SEVENTY-FIFTH" and substitute "SEVENTY-THIRD"; and after line 24, insert:

"(g) A member of the General Assembly who is otherwise qualified for appointment to judicial office is not disqualified by reason of [his] membership in a General Assembly which proposed or enacted any constitutional amendment or statute affecting the method of selection. Continuance in office, or retirement or removal of a judge, the creation or abolition of a court, an increase or decrease in the number of judges of any court, or an increase or decrease in the salary, pension or other allowances of any judge."

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 25 on page 2 through line 6 on page 3, inclusive.