

by the Court without a jury before a judge or judges other than the judge issuing the citation. If the constructive contempt is committed while all the judges of the Supreme Bench of Baltimore City are sitting *en banc*, or while all the judges of any circuit are sitting *en banc*, the person alleged to be in contempt shall have the right to have the case removed to another circuit or court for trial. Upon appeal to the Court of Appeals, in cases of both direct and constructive contempts, the Court of Appeals shall consider and pass upon the law and the facts and said Court shall make such order as to it may seem proper, including the right to reverse or modify the order appealed from. In all such cases, it shall be the duty of the State's Attorney, either personally or by deputy or assistant, to prosecute such contempts as though the same were criminal cases.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1st, 1941.

Approved April 23, 1941.

---

#### CHAPTER 494.

(Senate Bill 229)

AN ACT to amend Section 21 of Article 4, title "Judiciary Department", sub-title "Part III—Circuit Courts", of the Constitution of this State, providing for the residential qualification and method of selection of Associate Judges in the Third Judicial Circuit and to provide for the submission of said amendment to the qualified voters of this State for adoption or rejection.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That (three-fifths of all members elected to each of the two houses concurring) the following section be and the same is hereby proposed as an amendment to Section 21 of Article 4, of the Constitution of Maryland, title "Judiciary Department", sub-title "Part III—Circuit Courts", the same, if adopted by the legal and qualified voters thereof as herein provided to become Section 21 of Article 4 of the Constitution of the State of Maryland.

21. For each of the said circuits, excepting the eighth, the second, the third, the sixth and the seventh there shall be a chief judge and two associate judges, to be styled judges of the Circuit Court, to be selected or