

for a Court of Appeals of five judges and relating to the number, selection, qualifications and duties of the judges of the Court of Appeals and other Courts; and to provide for the submission of said amendment to the qualified voters of the State of Maryland for adoption or rejection.

SECTION 1. *Be it enacted by the General Assembly of Maryland* (three-fifths of all the members elected to each of the two Houses concurring), That the following sections be, and the same hereby are, proposed as an amendment to Article IV of the Constitution of Maryland, title "Judiciary Department", amending Section 5 (under sub-title "Part I—General Provisions"), Section 14 (under sub-title "Part II—Court of Appeals"), and Section 21 (under sub-title "Part III—Circuit Courts"), and adding a new section, to follow Section 18 (under sub-title "Part II—Court of Appeals") and to be designated Section 18A, the same, if adopted by the legal and qualified voters of the State, as herein provided, to supersede and stand in the place and stead of Sections 5, 14 and 21 of Article IV of the Constitution of Maryland.

PART I—GENERAL.

Sec. 5. Upon every occurrence or recurrence of a vacancy through death, resignation, removal, disqualification by reason of age or otherwise, or expiration of the term of fifteen years of any judge, or creation of the office of any judge, or in any other way, the Governor shall appoint a person duly qualified to fill said office, who shall hold the same until the election and qualification of his successor. His successor shall be elected at the first biennial general election for Representatives in Congress after the expiration of the term of fifteen years (if the vacancy occurred in that way) or the first such general election after one year after the occurrence of the vacancy in any other way than through expiration of such term. Except in case of reappointment of a judge upon expiration of his term of fifteen years, no person shall be appointed who will become disqualified by reason of age and thereby unable to continue to hold office until the prescribed time when his successor would have been elected.

PART II—COURT OF APPEALS.

Sec. 14. Until January 1, 1945, the Court of Appeals shall be composed of the Judges in office on November 7, 1944. From and after January 1, 1945, the Court of Appeals shall be composed of five Judges, two from the City of Baltimore; one from the First Appellate Judicial Circuit,