

CHAP. 197.

for as senator in each of the several counties and in said city, respectively, the person having the highest number of legal votes, and possessing the qualifications hereinafter mentioned, shall be declared and returned as duly elected for said county or said city, as the case may be; and in case two persons possessing the required qualifications shall be found on the final casting of the votes given, in any one of said counties or said city, to have an equal number of votes, there shall be a new election ordered as hereinafter mentioned; and immediately after the senate shall have convened in pursuance of their election under this act, the senators shall be divided in such manner as the senate shall prescribe, into three classes; the seats of the senators of the first class shall be vacated at the expiration of the second year, of the second class at the expiration of the fourth year, and of the third class at the expiration of the sixth year, so that one-third thereof may be elected on the first Wednesday of October in every second year; and elections shall be held in the several counties and city, from which the retiring senators came, to supply the vacancies as they may occur in consequence of this classification.

Case of tie

Classification of senators

Case of vacancies

Elections conducted

SEC. 4. *And be it enacted*, That such election for senators shall be conducted, and the returns thereof be made, with proper variations in the certificate to suit the case, in like manner as in cases of elections for delegates.

Qualification of senators

SEC. 5. *And be it enacted*, That the qualifications necessary in a senator shall be the same as are required in a delegate to the General Assembly, with the additional qualification that he shall be above the age of twenty-five years, and shall have resided at least three years, next preceding his election, in the county or city in and for which he shall be chosen.

Case of resignation or vacancy

SEC. 6. *And be it enacted*, That in case any person who shall have been chosen as a senator, shall refuse to act, remove from the county or city, as the case may be, for which he shall have been elected, die, resign or be removed for cause, or in case of a tie between two or more qualified persons in any one of the counties or in the city of Baltimore, a warrant of election shall be issued by the President of the Senate for the time being, for the election of a senator to supply the va-

Warrant of election