

Allows appeals to the Court of Special Appeals from a decision by an in banc circuit court.

(Amending Article IV-Judiciary Department)

This constitutional amendment establishes the right of a party who did not request in banc review by the circuit court to appeal an adverse decision by the in banc court to the State's intermediate appellate court, the Court of Special Appeals. The amendment provides that a party in a circuit court trial conducted by less than three circuit court judges is eligible for in banc review. The amendment establishes that three judges of a circuit court constitute a circuit court in banc. The amendment repeals the authority of the circuit courts to regulate the rules governing in banc circuit court appeals, and establishes that the Maryland Rules are to provide the procedure for such appeals. The amendment also eliminates obsolete language pertaining to writs of error from this provision of the Constitution.

It is hereby certified that at the election Chapter 421 received 1,090,860 votes cast for the adoption and 311,202 votes cast against the adoption. Therefore, Chapter 421 has been approved by the voters.

Linda H. Lamone, Administrator
State Board of Elections

Pursuant to the provisions of Election Law Article, Section 11, Annotated Code of Maryland, and the Code of Maryland Regulations, COMAR 33.08, I, Linda H. Lamone, Administrator of the State Board of Elections, hereby certify that at the November 7, 2006, General Election Chapter 422 of the Acts of the 2006 Maryland General Assembly was submitted to the voters of the State in accordance with the provisions of Article XIV of the Maryland Constitution as follows:

Question 3
Constitutional Amendment
Civil Jury Trials

Authorizes the enactment of legislation that limits the right to trial by jury in civil proceedings to those proceedings in which the amount in controversy exceeds \$10,000.