

Also in subsection (f) of this section, the former requirement that "these salaries ... be subject to Article III, § 35 of the Constitution" is deleted as erroneous since Md. Constitution, Art. III, § 35 does not apply to offices of terms over 4 years.

The fourth sentence of former Art. 81, § 224, which allowed 2 judges to be residents of the State "at large", is deleted as unnecessary in light of the revision of subsection (a)(3) of this section.

The second clause of the seventh sentence of former Art. 81, § 224, which specified the clerk who is to administer the oath, is deleted as surplusage and, to the extent that the former clause suggested that a deputy clerk could not administer the oath as otherwise authorized by Art. 70, § 7 of the Code, as misleading.

The third clause of the seventh sentence of former Art. 81, § 224, which required the Governor to send the commission to the appropriate clerk, is deleted as inconsistent with SG § 7-105(a)(2), which imposes this and ancillary duties on the Secretary of State.

The eleventh sentence of former Art. 81, § 224, which made appointment of a successor "subject to the limitations and qualifications contained in this section", is deleted as surplusage.

The Tax - General Article Review Committee notes, for the consideration of the General Assembly, that the geographic definitions of Eastern Shore and Western Shore are vague. Historically, the Eastern Shore comprised all counties east of the Chesapeake Bay and the Western Shore comprised all counties west of the Bay. The phrase "counties of the Western Shore" has been interpreted unofficially by an assistant attorney general to mean "all counties lying west of the Chesapeake Bay, excluding Baltimore City". One problem with these definitions is that Cecil County is bisected by the Chesapeake Bay and, thus, does not fall under either definition. Another problem with the term "counties of the Western Shore" is that it connotatively excludes the western counties of the State which do not border on a shore. Although "Western Shore" accurately designated one of the 2 population centers of the State when the term was adopted in the eighteenth century, the population of the State has shifted westward since that time. Adopting geographic areas that reflect more current population distribution would provide more equitable representation. The General Assembly may wish to substitute alternate language. For example, commonly