

CA010-0405

10 **AN AMENDMENT TO THE CONSTITUTION OF THE MARYLAND**
20 **STUDENT LEGISLATURE CONCERNING THE JUDICIAL PROCESS OF**
30 **THAT BODY**

40 **FOR** the purpose of reforming the judicial procedures of the Maryland Student Legislature and
50 making said processes more faithful to those in the Maryland State Government.

60 **BY** repealing and reenacting with amendments
70 Article XI: The Judicial Branch
80 Article VIII: Council of State and State Government

90 **SECTION 1:** BE IT ENACTED BY THE MARYLAND STUDENT LEGISLATURE, that the
100 Constitution of the Maryland Student Legislature reads as follows:

110 **Article XI: The Judicial Branch**

120
130 ~~Section I: All Judicial Power of the Maryland Student Legislature herein granted shall rest with~~
140 ~~the Attorney General and his or her appointees.~~ ALL JUDICIAL POWER OF THE
150 MARYLAND STUDENT LEGISLATURE HEREIN GRANTED SHALL REST WITH THE
160 JUSTICES OF THE MARYLAND STUDENT LEGISLATURE COURT OF APPEALS.
170

180 SECTION II: EACH NEWLY ELECTED GOVERNOR SHALL SELECT
190 THREE PERSONS, EACH FROM A DIFFERENT DELEGATION AND NO MORE THEN
200 TWO FROM ANY INDIVIDUAL CAUCUS, TO BE HIS NOMINEES FOR THE POSITIONS
210 OF COURT OF APPEALS JUSTICES. THESE NOMINEES MUST BE CONFIRMED BY A
220 MAJORITY OF THE COUNCIL OF STATE.
230

240 SECTION III: JUSTICES MAY BE IMPEACHED IN THE SAME MANNER AS MEMBERS
250 OF THE COUNCIL OF STATE.
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270 SECTION IV: THE COURT OF APPEALS JUSTICES SHALL DECIDE ANY QUESTIONS
280 OF CONSTITUTIONALITY OR RULES OF ORDER. THEIR DECISIONS ARE NOT
290 SUBJECT TO APPEAL. COURT OF APPEALS JUSTICES ARE TO BE EX OFFICIO
300 MEMBERS OF THE COUNCIL OF STATE.
310

320 SECTION V: THE COURT OF APPEALS JUSTICES ARE TO PUBLISH THEIR
330 REASONING FOR ANY DECISIONS THAT THEY MAKE AT A STATEWIDE EVENT
340 WITHIN ONE WEEK OF THAT EVENT. PUBLICATION WILL BE CONSIDERED TO
350 HAVE OCCURRED WHEN THE JUSTICES SUBMIT THEIR REASONING TO THE
360 MARYLAND STUDENT LEGISLATURE WEBMASTER.
370

380 SECTION VI: NO COURT OF APPEALS JUSTICE IS TO BE CONSIDERED A “CHIEF
390 JUSTICE,” ALTHOUGH THE JUSTICES MAY APPOINT A MEMBER OF THEIR BODY, IN
400 SUCH MANNER AS THEY SEE FIT, TO ADMINISTER THEIR PROCEEDINGS.
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420

430 ~~Section H VII: All Judicial Officers of the Maryland Student Legislature shall execute the duties~~
440 ~~of their office upon being elected and duly sworn-in, or upon their appointment, and shall hold~~
450 ~~their office until their successors are chosen and installed or their removal from office.~~ FOR ONE
460 LEGISLATIVE YEAR.

470 **Article VIII: Council of State and State Government**

480 Section 1: Council of State

490 E. The duties of the members of the Council of State are as follows:

500 3. Attorney General

- 510 a. Acts as the Chief Legal Advisor to the Maryland Student
520 Legislature by providing or obtaining any necessary legal advice
530 on matters pertaining to the MSL.
- 540 ~~b. acts as chief advisor, interpreter and enforcer of this Constitution~~
550 ~~by issuing rulings subject to appeal and review by the Council of~~
560 ~~State, said body requiring a majority of its members to overrule the~~
570 ~~decision of the Attorney General.~~
- 580 ~~e. B. Assigns all legislation to an appropriate Committee of the~~
590 ~~General Assembly.~~
- 600 ~~£. C. Responsible for coordination and execution of the Leadership~~
610 ~~Training Institute.~~
- 620 ~~e. D. Supplies all Delegations with information regarding the~~
630 ~~parliamentary law of the MSL.~~
- 640 ~~£. E. Appoints any Assistant Attorneys General, which may be~~
650 ~~necessary.~~
- 660 ~~g. F. Handles any other duties as assigned by the Council of State or~~
670 ~~General Assembly.~~

680 **SECTION 2:** AND BE IT FURTHER ENACTED, that this legislation take effect upon approval
690 by the Maryland Student Legislature Board of Directors.

700 **MANDATES:** Governor Byron Macfarlane
710 Lieutenant Governor Sasha Miles
720 Attorney General Christal Shrader
730 Secretary of State Anna Barvir
740 Speaker of the Assembly Kelley Harris
750 Comptroller J. Michael Haw
760 Board of Directors Chairman Douglas Testerman

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