
By: Delegates Gladden, Vallario, Grosfeld, Montague, and Cole Cole,
Marriott, Benson, Howard, Kirk, Nathan-Pulliam, Phillips, and Proctor

Introduced and read first time: January 27, 2000

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 20, 2000

CHAPTER _____

1 AN ACT concerning

2 **Criminal Procedure - Circuit Courts - Time for Trial**

3 FOR the purpose of establishing in a criminal case in a circuit court that if a certain
4 trial date is changed that any subsequent change of the trial date may only be
5 made by certain judges for good cause shown under certain circumstances;
6 ~~establishing that good cause to change a trial date does not include the~~
7 ~~unavailability of a judge to try the case;~~ and generally relating to the time for
8 trials of criminal cases in the circuit courts.

9 BY repealing and reenacting, with amendments,
10 Article 27 - Crimes and Punishments
11 Section 591
12 Annotated Code of Maryland
13 (1996 Replacement Volume and 1999 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article 27 - Crimes and Punishments**

17 591.

18 (a) The date for trial of a criminal matter in a circuit court:

19 (1) Shall be set within 30 days after the earlier of:

20 (i) The appearance of counsel; or

1 (ii) The first appearance of the defendant before the circuit court,
2 as provided in the Maryland Rules; and

3 (2) May not be later than 180 days after the earlier of those events.

4 (b) (1) ~~IN THIS SUBSECTION, "GOOD CAUSE" DOES NOT INCLUDE A FINDING~~
5 ~~THAT A JUDGE IS UNAVAILABLE TO TRY A CASE.~~

6 ~~(2)~~ On motion of a party or on the court's initiative and for good cause
7 shown, a county administrative judge or a designee of that judge may grant a change
8 of the circuit court trial date.

9 ~~(3)~~ (2) IF A CIRCUIT COURT TRIAL DATE IS CHANGED UNDER
10 ~~PARAGRAPH (2)~~ PARAGRAPH (1) OF THIS SUBSECTION, ANY SUBSEQUENT CHANGES
11 OF THE TRIAL DATE MAY ONLY BE MADE BY THE COUNTY ADMINISTRATIVE JUDGE
12 OR THAT JUDGE'S DESIGNEE FOR GOOD CAUSE SHOWN.

13 (c) The Court of Appeals may adopt additional rules of practice and procedure
14 for the implementation of this section in circuit courts.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2000.