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**By: Chairman, Judiciary Committee (Departmental - Secretary of State)**

Introduced and read first time: January 31, 1996

Assigned to: Judiciary

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Committee Report: Favorable

House action: Adopted

Read second time: March 13, 1996

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CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Extradition - Bail - Exceptions**

3 FOR the purpose of providing that a person may not be admitted to bail by bond if the  
4 person has been arrested pursuant to, or served with, a certain Governor's warrant,  
5 or if the person has signed a waiver of extradition.

6 BY repealing and reenacting, with amendments,  
7 Article 41 - Governor - Executive and Administrative Departments  
8 Section 2-216  
9 Annotated Code of Maryland  
10 (1993 Replacement Volume and 1995 Supplement)

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

13 **Article 41 - Governor - Executive and Administrative Departments**

14 2-216.

15 (A) [Unless] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION,  
16 AND UNLESS the offense with which the prisoner is charged is shown to be an offense  
17 punishable by death or life imprisonment under the laws of the state inwhich it was  
18 committed, a judge in this State may admit the person arrested to bail by bond, with  
19 sufficient sureties, and in such sum as he deems proper, conditioned for his appearance  
20 before him at a time specified in such bond, and for his surrender, to be arrested upon the  
21 warrant of the Governor of this State.

22 (B) A JUDGE MAY NOT ADMIT A PERSON TO BAIL BY BOND UNDER  
23 SUBSECTION (A) OF THIS SECTION, IF THE PERSON HAS BEEN ARRESTED PURSUANT  
24 TO, OR SERVED WITH, A GOVERNOR'S WARRANT UNDER THIS SUBTITLE, OR IF THE

HOUSE BILL 529

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1 PERSON HAS SIGNED A WAIVER OF EXTRADITION PROCEEDINGS UNDER THIS  
2 SUBTITLE.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 October 1, 1996.