
By: Senator Jimeno

Introduced and read first time: January 31, 1997

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Appeals from Criminal Cases Heard in the District Court**

3 FOR the purpose of requiring that appeals from criminal cases from the District Court
4 shall be heard on the record made in District Court; and repealing the provision
5 that certain criminal cases and certain appeals shall be tried de novo.

6 BY repealing and reenacting, with amendments,
7 Article - Courts and Judicial Proceedings
8 Section 12-401(f)
9 Annotated Code of Maryland
10 (1995 Replacement Volume and 1996 Supplement)

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

13 **Article - Courts and Judicial Proceedings**

14 12-401.

15 (f) In a civil case in which the amount in controversy exceeds \$2,500 exclusive of
16 interest, costs, and attorney's fees if attorney's fees are recoverable by law or contract, in
17 any matter arising under § 4-401(7)(ii) of this article, IN A CRIMINAL CASE, and in any
18 case in which the parties so agree, an appeal shall be heard on the record made in the
19 District Court. In every other case, [including a criminal case in which sentence has been
20 imposed or suspended following a plea of nolo contendere or guilty, and an appeal in a
21 municipal infraction or Code violation case,] an appeal shall be tried de novo.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 1997.