

unnecessary delay before the proper magistrate, as specified in section 16-111.

§ 16-107. *When officer has option to take person before a magistrate.*

Whenever any person is halted by a police officer for any violation of this article and is not required to be taken before a magistrate as hereinbefore provided, the person, in the discretion of the officer, either shall be given a traffic citation as hereinafter provided or be taken without unnecessary delay before the proper magistrate, as specified in section 16-111 in any of the following cases:

- (1) When the person does not furnish satisfactory evidence of identity or when the officer has reasonable and probable grounds to believe the person will disregard a written promise to appear in court;
- (2) When the person is charged with a violation of section 12-409, relating to vehicles transporting explosives;
- (3) When the person is charged with a violation of section 14-111, relating to the failure or refusal of a driver of a vehicle to submit the vehicle and load to a weighing or to remove excess weight therefrom.

§ 16-107.1. *Bond.*

Any person who is taken before a magistrate as permitted or required by this subtitle and who is not given an immediate trial shall be released from custody on giving to the magistrate bond or cash money or undertaking executed by a fidelity or surety company authorized to give them in this State, or by a person or persons acceptable as security or securities by the magistrate, the bond or cash money or undertaking to be in amount determined by the magistrate or clerk ~~to be~~ NOT TO exceed the maximum amount prescribed as the fine for the offense, and to be conditioned for his appearance at the time and place set for the hearing of the charges preferred against him or on giving his personal undertaking to appear as aforesaid, and in case the bond or undertaking shall not be given or deposit made as aforesaid, the provisions of law in reference to bail in cases of misdemeanor shall apply.

§ 16-107.2. *Guarantee of bail by automobile club.*

(a) *Definitions as used in this section:*

- (1) An automobile club or association is any group organized for the aid, safety and protection of motorists, and motor vehicles.
- (2) Guaranteed bail bond means any certificate issued by an automobile club, association, or insurance company, authorized to write automobile liability insurance within this State, to any of its members or insureds and containing a printed statement that the automobile club, association, or insurance company and a surety company or an insurance company authorized to transact both automobile liability insurance and surety business guarantee the appearance of the person to whom the certificate has been issued; and provided further that they will, in the event of the failure of the person to appear in court at the time of the trial pay any fine or forfeiture imposed on the person in an amount not exceeding \$200.