

of said Article, to secure the attendance of witnesses from without a state in criminal proceedings.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That a new sub-title and six new Sections be, and the same are hereby added to Article 27 of the Annotated Code of Maryland, (1935 Supplement), title "Crimes and Punishments", sub-title "II. Jurisdiction, Procedure and Sentence", sub-title "Jurisdiction", said new sub-title to be known as "Witnesses", said new Sections to be known as Sections 560, 560A, 560B, 560C, 560D, and 560E, to follow immediately after Section 559 of said Article, and to read as follows:

WITNESSES.

560. "Witness", as used in this act shall include a person whose testimony is desired in any proceeding or investigation by a Grand Jury or in a Criminal Prosecution or Proceeding.

The word "State" shall include any Territory of the United States and District of Columbia.

The word "Summons" shall include a sub-poena, order or other notice requiring the appearance of a witness.

560A. **SUMMONING WITNESS IN THIS STATE TO TESTIFY IN ANOTHER STATE.** If a judge of a court of record in any state which by its laws has made provision for commanding persons within that state to attend and testify in this state certifies under the seal of such court that there is a criminal prosecution pending in such court, or that a grand jury investigation has commenced or is about to commence, that a person being within this state is a material witness in such prosecution, or grand jury investigation, and that his presence will be required for a specified number of days, upon presentation of such certificate to any judge of a court of record in the county or City of Baltimore in which such person is, such judge shall fix a time and place for a hearing, and shall make an order directing the witness to appear at a time and place certain for the hearing.

If at a hearing the judge determines that the witness is material and necessary, that it will not cause undue hardship to the witness to be compelled to attend and testify in the prosecution or a grand jury investigation in the other state,