

~~BY adding to~~

~~Article — Courts and Judicial Proceedings~~

~~Section 8-501 to be under the new subtitle "Subtitle 5. State Grand Jury"~~

~~Annotated Code of Maryland~~

~~(1989 Replacement Volume)~~

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

Article 27 – Crimes and Punishments

616 1/2.

(J) (1) A DISTRICT COURT COMMISSIONER MAY NOT AUTHORIZE THE PRETRIAL RELEASE OF A DEFENDANT CHARGED AS A DRUG KINGPIN UNDER § 286(G) OF THIS ARTICLE.

(2) A JUDGE MAY ALLOW THE RELEASE OF A DEFENDANT CHARGED AS A DRUG KINGPIN PENDING TRIAL ON SUITABLE BAIL AND ON SUCH OTHER CONDITIONS AS WILL REASONABLY ASSURE THAT THE DEFENDANT WILL NOT FLEE, OR POSE A DANGER TO ANOTHER PERSON OR THE COMMUNITY.

~~(3) CONSIDERATION OF PRETRIAL RELEASE FOR A DEFENDANT CHARGED AS A DRUG KINGPIN IS GOVERNED BY THE FOLLOWING:~~

~~(I) A REBUTTABLE PRESUMPTION EXISTS THAT ANY DEFENDANT CHARGED AS A DRUG KINGPIN IF RELEASED WILL FLEE AND POSE A DANGER TO ANOTHER PERSON OR THE COMMUNITY.~~

~~(II) A PERSON CHARGED AS A DRUG KINGPIN MUST PROVE THAT NO DANGER WILL BE POSED BY THE DEFENDANT'S RELEASE INTO THE COMMUNITY AND THAT THE DEFENDANT WILL NOT FLEE.~~

~~Article — Courts and Judicial Proceedings~~

~~SUBTITLE 5. STATE GRAND JURY~~

~~8-501.~~

~~(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.~~

~~(2) "PROSECUTOR" MEANS:~~

~~(I) THE STATE'S ATTORNEY FOR BALTIMORE CITY OR A COUNTY;~~

~~(II) THE ATTORNEY GENERAL OF THE STATE; OR~~