

## CHAPTER 135.

(House Bill 172)

AN ACT to repeal and re-enact, with amendments, Section 23 of Article 51 of the Annotated Code of Maryland (1939 Edition), title "Juries", to correct an error in said section.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 23 of Article 51 of the Annotated Code of Maryland (1939 Edition), title "Juries", be and it is hereby repealed and re-enacted, with amendments, to read as follows:

23. Whenever the jurors for any term of court in the counties of this State have been drawn as hereinbefore provided by this Article, and the business of said term has so far proceeded that the daily services and attendance of either the grand jury or the petit jury, or both the grand and petit jury, shall be no longer necessary, said juries shall not be finally discharged, but shall be excused from further service for the time being until said jury or juries are reconvened for intermediate sessions, as hereinbefore provided, for the balance of said jury term, and until the beginning of the next succeeding jury term of said court. And during the remainder of said jury term of court until the beginning of the next jury term of said court, the grand and petit juries shall meet on every ninth week computed from the first day of said jury term of court unless that day be a legal holiday, in which event they shall meet the next day for indictments or trials, or either. Provided, however, such intermediate session or sessions of either the grand or petit juries or both, may be omitted if the work awaiting the said grand and/or petit juries is insufficient to justify assembling both or either in the judgment of the court, for any particular intermediate session. In that event the court shall so inform the Clerk of said Court, and said Clerk of said Court shall notify said jurors by mail at least five days before the day upon which the next meeting of said juries falls in immediate session, that the presence and attendance of the said grand or petit jurors, or both, will not be required upon said meeting day. Provided, however, that the Court shall have power and authority at any time between said dates fixed for said intermediate sessions to recall the grand and/or petit jurors in special session at any time in his discretion within said jury term for indictments or trials, or both, as the case may be. In counties where the Circuit Court holds non-jury terms, the power of the Court to require the return of jurors aforesaid and to hold intermediate sessions or adjourned sessions of the grand and petit juries, and either of them during said jury term shall exist as though there was no