

484. Punishment of death must be inflicted within the walls of the building hereinafter provided [ ]; and shall not be executed earlier than thirty days after the sentence is pronounced].

SEC. 2. *And be it further enacted, That a new section be and it is hereby added to Article 27 of the Annotated Code of Maryland (1939 Edition), title "Crimes and Punishments," sub-title "Death Penalty," said new section to be known as Section 487A and to follow immediately after Section 487 thereof, and to read as follows:*

*487A. (a) When a person is sentenced to the punishment of death, the judge or judges presiding in the court shall, at the time of passing sentence, make out, sign and issue a warrant directed to the Warden of the Maryland Penitentiary, stating the conviction and sentence and appointing a week within which the sentence must be executed, and commanding the said Warden to execute the sentence upon some day within the week so appointed. If a proceeding is instituted in any federal court or in any court of this State or before any judge thereof to test the validity of the conviction, other than by an appeal to the Court of Appeals of Maryland, the warrant shall remain in full force and effect unless the court, or a judge thereof, in which or before whom such proceeding is instituted, shall pass an order revoking the warrant. In any case in which a stay of execution has resulted by reason of an appeal to the Court of Appeals of Maryland after compliance with the requirements of Section 86 of Article 5 of the Code, and the judgment has been affirmed, and in any case in which the warrant has been revoked by the order of a court in a proceeding to test the validity of the conviction and the conviction has not been set aside, the judge or judges, or one of them, who imposed the sentence, or the judge or judges, or one of them, then presiding in the trial court in which the sentence was imposed shall make out, sign and issue another warrant of execution in the manner and to the effect hereinbefore prescribed.*

*(b) If, after medical examination, it shall appear to the satisfaction of the Governor that a female defendant, sentenced to the punishment of death, is pregnant, the Governor shall revoke the warrant previously issued for the execution of the defendant. As soon as the Governor is satisfied that such female defendant is no longer pregnant, he shall issue forthwith his warrant appointing a week within which the sentence must be executed.*