

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Section 72A of Article 5 of the Annotated Code of Maryland (1956 Supp.), title "Appeals and Errors", sub-title "Costs", be and the same is hereby repealed and re-enacted, with amendments, to read as follows:*

72A. In appeals from executive, administrative or judicial decisions or actions, civil or criminal, of the State of Maryland, its instrumentalities, departments, commissions, agencies, or political subdivisions, costs shall be assessed against the parties by the circuit courts of the counties, the courts of the supreme bench of Baltimore City and the Court of Appeals, as in cases between private suitors; and said courts are expressly empowered and directed to assess costs against the State of Maryland, its instrumentalities, departments, commissions, agencies, or political subdivisions whenever costs would be so assessed if the State were a private suitor, said costs to be paid out of the budget of the State, or of the agency or political subdivision of the State concerned. Provided that in all cases of criminal appeals to the Court of Appeals of Maryland [which are decided against the State in favor of the appellant, costs shall be assessed against the political subdivision in which the case originated], *and in all habeas corpus appeals, the cost of printing the State's Brief and Record Extract, and any other costs incurred by the State, shall be paid immediately by the political subdivision in which the case originated, upon notice thereof from the Attorney General, and should the case be decided against the State in favor of the appellant, all costs shall be assessed against the political subdivision in which the case originated. Should any defendant against whom costs have been assessed by the Court of Appeals in a criminal case or in a habeas corpus appeal fail to pay said costs to the political subdivision in which the case originated, then it shall be the duty of the State's Attorney for said political subdivision to take the necessary steps to recover the same. This Act shall apply to all costs previously incurred by the State for the printing of briefs and record extracts in criminal cases and not yet paid by the political subdivision in which the case originated.*

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1957.*

Approved March 21, 1957.

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## CHAPTER 302

(Senate Bill 291)

AN ACT to repeal and re-enact, with amendments, Section 13 of Article 97 of the Annotated Code of Maryland (1951 Edition), title "Weights and Measures", sub-title "Standard Weights and Measures", relating to the population of cities or counties for

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EXPLANATION: *Italics indicate new matter added to existing law.*  
 [Brackets] indicate matter stricken from existing law.  
 CAPITALS indicate amendments to bill.  
~~Strike out~~ indicates matter stricken out of bill.