

may take a bail bond from the person so arrested with security to be by him approved and in a penalty not exceeding three hundred dollars, except in those cases where a specific fine or penalty is prescribed for the commission of the offense, in which cases the penalty of the bond shall be the highest penalty or fine fixed by law, with condition that the person so arrested shall appear in court on the day the said writ is returnable and attend the court from day to day and not depart therefrom without the leave of said court; and if the person so arrested cannot give bail bond, he shall be taken before a justice of the peace to be dealt with according to law. *The Sheriff or his deputy shall be permitted to accept cash money in place of a bail bond for the same amount as that required by the aforesaid bail bond.*, UPON DELIVERY TO THE PERSON SO ARRESTED, OR PAYING SUCH MONEY, OF A RECEIPT FOR SUCH CASH AMOUNT RECEIVED.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1959.

Approved April 3, 1959.

CHAPTER 275

(Senate Bill 204)

AN ACT to repeal and re-enact, with amendments, Section 320 of Article 66½ of the Annotated Code of Maryland (1957 Edition), title "Motor Vehicles", sub-title "Offenses and Prosecutions", relating to the acceptance of cash money for the purpose of bail in motor vehicle violations in this State.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 320 of Article 66½ of the Annotated Code of Maryland (1957 Edition), title "Motor Vehicles", sub-title "Offenses and Prosecutions", be and it is hereby repealed and re-enacted, with amendments, to read as follows:

320.

In case any person shall be taken into custody because of a violation of any of the provisions of this article, he shall forthwith be taken in the counties of this State before the nearest available justice of the peace or trial magistrate, or the clerk to the trial magistrate, committing magistrate or police justice of the county in which the offense is committed, or if in Baltimore City before the justice of the peace of the traffic court, or clerk of said court, and be entitled to an immediate hearing before said justice of the peace, trial magistrate, committing magistrate, police justice or justice of the peace of the traffic court; and if such hearing cannot then be had, he shall be released from custody on giving bond *or cash money*

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.