

19.

Whenever any court in this State having jurisdiction in the premises, other than the Court of Appeals or the Court of Special Appeals, or when any judge of any court in this State having jurisdiction in the premises shall release or discharge any person brought before [,] such court [of] or judge [,] under the writ of habeas corpus, charged with the violation of the provisions of any act of Assembly of this State, or section thereof or of any article or section of the Code of Public General Laws or public local laws of this State, upon the ground, or for the reason, that such act of Assembly, or section thereof, or such article or section of the Code of Public General Laws or public local laws is unconstitutional and void, in whole or in part, because contrary to the Constitution or Bill of Rights of this State, or because contrary to the Constitution of the United States, it shall be the duty of the said court or judge ordering such release or discharge for said cause to reduce his opinion to writing within five days after ordering said release or discharge, and to transmit the original papers in said case, together with a copy of its or his order of release or discharge, and of his said opinion, under his hand and seal, to the Clerk of the Court of Special Appeals; and it shall be the duty of the said court to consider the papers so transmitted to its said clerk, including said order of release or discharge, and said opinion, at the earliest practicable period, after the receipt thereof by its said clerk, and to give its opinion in writing upon the case so presented; and the said opinion so given shall have and possess the same authority as if the same was filed in a case formally heard and determined in said court on appeal.

SEC. 2. *Be it further enacted*, That this Act shall take effect July 1, 1972.

Approved April 26, 1972.

CHAPTER 128

(House Bill 294)

AN ACT to repeal and re-enact, with amendments, Section 5(h) of Article 43B of the Annotated Code of Maryland (1971 Supplement), title "Comprehensive Drug Abuse Control and Rehabilitation Act," correcting certain errors therein.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 5(h) of Article 43B of the Annotated Code of Maryland (1971 Supplement), title "Comprehensive Drug Abuse Control and Rehabilitation Act," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

5.

(h) Have the power to enter into agreements and joint financial arrangements, including but not limited to agreements and arrangements with public and private agencies, to do or cause to be done that which may be necessary, desirable or proper to carry out the purposes and objectives of this article including but not limited to