

notice to appear before a [magistrate] court as hereinbefore provided, the [magistrate] court shall be a [magistrate] court within the county in which the offense charged is alleged to have been committed [and who has jurisdiction of the offense] and is nearest or most accessible with reference to the place the alleged violation occurred [ , except that when the offense is alleged to have been committed within an incorporated municipality wherein there is an established court having jurisdiction of the offense, the person shall be taken without unnecessary delay before that court. For the purpose of this subtitle, the terms "magistrate" and "court" include magistrates and courts having jurisdiction of offenses under this article as committing magistrates and courts and those having jurisdiction of the trials of such offenses].

§ 16-112. Release of defendant when [magistrate] commissioner not available.

Whenever any person is taken into custody by an officer for the purpose of taking him before a [magistrate] District Court commissioner or court as authorized or required in this subtitle, upon any charge other than a felony or the offenses enumerated in paragraphs (1), (2), (3), and (4) of subsection (a) of § 16-105, and no [magistrate] commissioner is available at the time of arrest, and there is no bail schedule established [by any magistrate or court] and no lawfully designated court clerk or other public officer who is available and authorized to accept bail upon behalf of the [magistrate] commissioner or court, the person shall be released from custody upon the issuance to him of a written traffic citation and his signing a promise to appear, as provided in § 16-109.

§ 16-113. Failure to obey citation.

(c) Issuance of warrant or summons.—If any person fails to appear in accordance with his promise, the [magistrate] District Court judge shall issue a warrant for the arrest of the person or in lieu of the warrant shall send, by registered mail with return receipt requested, a summons to the person at his last known address setting the case for trial on a date at least 2 weeks subsequent to the original date of trial. All costs and expenses incurred by the sheriff in the execution of the warrant shall be assessed against and collected from the person so arrested by the [magistrate] District Court Judge to whom the writ is returnable, and by him remitted to the sheriff who shall have executed the warrant.

§ 16-117. Forms used to prosecute traffic offenses.

(b) Disposition of forms; records.—The Commissioner may prescribe administrative controls and regulations governing the disposition of forms and prescribing records to be kept of the disposition of offenses charged therein. The controls and regulations shall be binding upon every traffic-enforcement agency, and police officer, [magistrate, and trial court] having jurisdiction over traffic offenses and over charges of violating any provision of this article, and the executive officer of every agency [,] and every police officer [, every magistrate, and every judge of every court ] shall prepare or cause to be prepared records and reports the Commissioner prescribes pursuant