
CHAPTER 659

(Senate Bill 174)

AN ACT to add new Section 23 to Article 51 of the Annotated Code of Maryland (1972 Replacement Volume), title "Juries," to follow immediately after Section 22 thereof, thereby providing for the continuation of a grand jury II and for the impaneling of an additional grand jury II under certain circumstances.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 23 be and it is hereby added to Article 51 of the Annotated Code of Maryland (1972 Replacement Volume), title "Juries," to follow immediately after Section 22 thereof, and to read as follows:

23.

II(A) WHEN THE GRAND JURY FOR ANY REGULAR TERM OF A CIRCUIT COURT OR OF THE CRIMINAL COURT OF BALTIMORE HAS BEGUN AN INVESTIGATION OR INQUIRY PRIOR TO THE END OF ITS TERM AND THE ATTORNEY GENERAL ACTING PURSUANT TO AN INVESTIGATION ORDERED BY THE GOVERNOR OR THE GENERAL ASSEMBLY OR PURSUANT TO A REQUEST BY THE STATE'S ATTORNEY, OR THE STATE'S ATTORNEY DEEMS IT NECESSARY OR DESIRABLE THAT THE INVESTIGATION OR INQUIRY BE CONTINUED BY THE SAID GRAND JURY INTO THE NEXT SUCCEEDING TERM, EITHER THE ATTORNEY GENERAL OR THE STATE'S ATTORNEY MAY PETITION A JUDGE OF THE CIRCUIT COURT OR OF THE CRIMINAL COURT OF BALTIMORE HAVING JURISDICTION FOR AN ORDER AND SAID JUDGE MAY ISSUE AN ORDER DIRECTING THE GRAND JURY TO BE SO CONTINUED AND SPECIFYING THE PARTICULAR INVESTIGATION OR INQUIRY FOR WHICH IT IS TO BE CONTINUED. WHEN SO ORDERED A GRAND JURY SHALL POSSESS ALL THE POWERS IT HAD WHEN ORIGINALLY APPOINTED, EXCEPT THAT IT SHALL BE LIMITED TO THE INVESTIGATION OR INQUIRY SPECIFIED IN THE COURT ORDER. THE GRAND JURY SHALL CONTINUE ITS INVESTIGATION UNTIL THE SAME HAS BEEN COMPLETED OR UNTIL SOONER DISCHARGED BY ORDER OF THE JUDGE WHO ORDERED THE TERM EXTENDED.

II(B) WHENEVER THE ATTORNEY GENERAL ACTING PURSUANT TO AN INVESTIGATION ORDERED BY THE GOVERNOR OR THE GENERAL ASSEMBLY OR UPON REQUEST OF A STATE'S ATTORNEY, OR A STATE'S ATTORNEY DEEMS IT NECESSARY OR DESIRABLE, HE MAY PETITION A JUDGE OF THE CIRCUIT COURT OR CRIMINAL COURT OF BALTIMORE FOR AN ORDER AND THE JUDGE MAY ISSUE AN ORDER DIRECTING THAT AN ADDITIONAL GRAND JURY OR JURIES BE SELECTED AND SWORN IN TO CARRY OUT THE SPECIFIC PURPOSE OR PURPOSES STATED IN THE PETITION. WHEN SO ORDERED AN ADDITIONAL GRAND JURY OR JURIES SHALL CONTINUE IN EXISTENCE UNTIL IT IS DISSOLVED BY ORDER OF THE JUDGE CREATING SAID GRAND JURY OR JURIES. DURING ITS EXISTENCE, THE ADDITIONAL GRAND JURY OR JURIES SHALL HAVE ALL THE POWERS OF A GRAND JURY WITH RESPECT TO THE PURPOSE OR PURPOSES STATED IN THE COURT ORDER. II