

repeal Section 21B of said Article, title and subtitle, subheading "Certiorari", and to enact new Sections 5A through 5D of said Article, title, and subtitle, to stand in the place of the Sections repealed, and to be under the new subheading "Allocation of Jurisdiction between Appellate Courts," providing for the elimination of procedures for the transfer of cases between the Court of Appeals and the Court of Special Appeals, defining terms, increasing the jurisdiction of the Court of Special Appeals, allocating jurisdiction between the two courts both before and after January 1, 1975; providing that the Court of Appeals may review by certiorari a case pending in the Court of Special Appeals either before or after decision in the latter court, and either on its own motion or on motion of a party; eliminating appeals as of right to the Court of Appeals after January 1, 1975; providing for procedures for the grant of certiorari by the Court of Appeals and relating generally to procedures in and jurisdiction of the Court of Appeals and the Court of Special Appeals.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 5A and 5B of Article 5 of the Annotated Code of Maryland (1968 Replacement Volume and 1972 Supplement), title "Appeals," subtitle "Appeals to Court of Appeals and Court of Special Appeals," subheading "Jurisdiction of Court of Appeals and Court of Special Appeals," and Section 21B of said Article, title and subtitle, subheading "Certiorari," be and they are hereby repealed.

15A.

The Court of Appeals shall have exclusive appellate jurisdiction over all appeals which are not subject to the exclusive initial appellate jurisdiction of the Court of Special Appeals. The Court of Special Appeals shall have exclusive initial appellate jurisdiction over appeals from any judgment, decree, order or other action of any county circuit court or any Circuit Court of Baltimore City or the Superior Court of Baltimore City, the Baltimore City Court, the Court of Common Pleas of Baltimore City, or the Criminal Court of Baltimore City, or by any division of any of the foregoing courts, in any of the following actions, cases, causes, suits, or proceedings:

(1) All juvenile causes from which a right to appeal is granted by § 70-25 of Article 26 of this Code or by any other laws of this State.

(2) All defective delinquent proceedings from which a right to appeal is granted by § 11 or Article 31B of this Code or by any other laws of this State.

(3) All criminal cases where the sentence is other than death from which a right to appeal is granted by §§ 12, 12A, 13 or 14 of Article 5 of this Code or by any other laws of this State.

(4) All cases or proceedings involving the propriety of the forfeiture of any bail bond or other recognizance.

(5) All post-conviction proceedings from which a right to appeal or right to apply for leave to appeal is granted by § 645-I of Article 27 of this Code or by any other laws of this State.

(6) All cases or proceedings in which any application for writ of habeas corpus has been granted or denied and from which a right of appeal or review is granted by § 25 of Article 41, by § 19 of Article 42 or by § 20 of Article 42 of this Code or by any other laws of this State.

(7) All actions or proceedings for contempt of court from which a right to appeal is granted by § 7 (e) or 18 of Article 5 of this Code or by any other laws of this State.

(8) All adoption proceedings from which a right to appeal is granted by § 84 of Article 16 of this Code or by any other laws of this State.

(9) All custody proceedings from which a right to appeal is granted by § 19 of Article 5 of this Code or by any other laws of this State.