

§76(a) is proposed for repeal.

SEC. 4-505. JURISDICTION OVER ADULTS.

(A) IN GENERAL.

THE COURT HAS ORIGINAL JURISDICTION IN PROCEEDINGS UNDER §4-526 OF THIS TITLE AGAINST AN ADULT CHARGED WITH WILLFULLY CONTRIBUTING TO, ENCOURAGING, OR TENDING TO CAUSE BY ANY ACT OR OMISSION ANY CONDITION WHICH WOULD BRING A CHILD WITHIN THE PROVISIONS OF THIS SUBTITLE.

(B) ELECTION BY ADULT.

THE DEFENDANT MAY ELECT TO BE TRIED EITHER IN THE JUVENILE COURT OR IN THE CRIMINAL COURT ACCORDING TO THE USUAL CRIMINAL PROCEDURE.

(C) COURT MAY WAIVE JURISDICTION.

THE COURT MAY WAIVE JURISDICTION UNDER THIS SECTION AND REFER THE CASE TO THE STATE'S ATTORNEY FOR APPROPRIATE ACTION.

REVISOR'S NOTE: This section presently appears as Art. 26, §76(d). A portion of §79 appears as new language in subsection (c). The only other changes made are in style.

SEC. 4-506. [[JUDGE]] COURT MAY WAIVE JURISDICTION.

(A) CONDITIONS FOR WAIVER.

AFTER A FULL INVESTIGATION, THE [[JUDGE]] COURT MAY WAIVE JURISDICTION IF:

(1) A CHILD 16 YEARS OLD OR OLDER IS CHARGED WITH COMMITTING AN ACT WHICH WOULD AMOUNT TO A MISDEMEANOR OR A FELONY IF COMMITTED BY AN ADULT; OR

(2) A CHILD UNDER THE AGE OF 14 IS CHARGED WITH COMMITTING AN ACT WHICH WOULD BE PUNISHABLE BY DEATH OR LIFE IMPRISONMENT IF COMMITTED BY AN ADULT.

(B) PROSECUTION AFTER WAIVER.

IF [[A JUDGE]] THE COURT WAIVES JURISDICTION UNDER THIS SECTION, HE SHALL ORDER THE CHILD PROCEEDED