

Art. 51, §9 (d) - limitations on duty, appears as §8-209 since it deals with both grand and petit juries, and is a separate provision dealing with persons exempt from service, rather than excuses.

Art. 51, §9 (e) is placed in §8-208(c), since it deals with summoning of talesmen, not excuses or exclusions.

Art. 51, §9 (f) is placed in §8-401, the penalties section.

The only other changes made are in style.

SEC. 8-211. CHALLENGING COMPLIANCE WITH SELECTION PROCEDURES.

(A) MOTION IN CRIMINAL CASES.

IN A CRIMINAL CASE, BEFORE THE VOIR DIRE EXAMINATION BEGINS, THE DEFENDANT OR STATE'S ATTORNEY, AS THE CASE MAY BE, MAY MOVE TO DISMISS THE INDICTMENT OR STAY THE PROCEEDINGS ON THE GROUND OF SUBSTANTIAL FAILURE TO COMPLY WITH THE PROVISIONS OF THIS TITLE IN SELECTING THE GRAND OR PETIT JURY.

(B) MOTION IN CIVIL CASES.

IN A CIVIL CASE, BEFORE THE VOIR DIRE EXAMINATION BEGINS, ANY PARTY MAY MOVE TO STAY THE PROCEEDINGS ON THE GROUND OF SUBSTANTIAL FAILURE TO COMPLY WITH THE PROVISIONS OF THIS TITLE IN SELECTING THE PETIT JURY.

(C) EVIDENCE IN SUPPORT OF MOTION; STAY OF PROCEEDINGS ON FINDING OF SUBSTANTIAL FAILURE TO COMPLY.

AFTER A MOTION IS FILED UNDER SUBSECTION (A) OR (B) OF THIS SECTION, CONTAINING A SWORN STATEMENT OF FACTS WHICH, IF TRUE, WOULD CONSTITUTE A SUBSTANTIAL FAILURE TO COMPLY WITH THE PROVISIONS OF THIS TITLE, THE MOVING PARTY IS ENTITLED TO PRESENT THE TESTIMONY OF THE JURY COMMISSIONER OR CLERK, ANY RELEVANT RECORDS AND PAPERS NOT PUBLIC OR OTHERWISE AVAILABLE USED BY THE JURY COMMISSIONER OR CLERK, AND ANY OTHER RELEVANT EVIDENCE IN SUPPORT OF HIS MOTION.

(D) REMEDIES FOR FAILURE TO COMPLY WITH SELECTION PROCEDURES.