

There is an apparent gap in subsection (d) dealing with remedies for non-compliance. It is not stated, what remedy is available if §8-103 discrimination is practiced in the selection of a grand jury. Whether this omission is intentional or not is unclear as the omission appears in the bill and session law, but not in the draft proposed by the Maryland State Bar Association (74 Transactions MSBA #1 page 64).

Art. 51, §10 (f) now appears in §8-212(b) dealing with records.

The penalty for unauthorized disclosure of records now appears in §8-401. The only other changes made are in style.

SEC. 8-212. PRESERVATION OF RECORDS AND PAPERS;
DISCLOSURE.

(A) PRESERVATION OF RECORDS AND PAPERS.

AFTER THE MASTER JURY WHEEL IS EMPTIED AND REFILLED IN ACCORDANCE WITH §8-202(C) OF THIS TITLE, AND AFTER EVERY PERSON SELECTED TO SERVE AS A JUROR BEFORE THE MASTER WHEEL WAS EMPTIED HAS COMPLETED HIS SERVICE, ALL RECORDS AND PAPERS COMPILED AND MAINTAINED BY THE JURY COMMISSIONER OR CLERK BEFORE THE MASTER WHEEL WAS EMPTIED SHALL BE PRESERVED IN THE CUSTODY OF THE CLERK FOR FOUR YEARS OR FOR A LONGER PERIOD IF ORDERED BY THE CIRCUIT COURT OF A COUNTY.

(B) DISCLOSURE OF CONTENTS OF RECORDS OR PAPERS.

UNTIL THE MASTER JURY WHEEL HAS BEEN EMPTIED AND REFILLED IN ACCORDANCE WITH §8-202(B) OF THIS TITLE AND EVERY PERSON WHO IS SELECTED TO SERVE AS A JUROR BEFORE THE MASTER WHEEL WAS EMPTIED HAS COMPLETED HIS SERVICE, THE CONTENTS OF ANY RECORDS OR PAPERS USED BY THE JURY COMMISSIONER OR CLERK IN CONNECTION WITH THE JURY SELECTION PROCESS MAY NOT BE DISCLOSED, EXCEPT AS NECESSARY FOR THE PREPARATION OF A MOTION UNDER SUBSECTIONS (A), (B), OR (C) OF §8-211. THE PARTIES IN A CASE MAY INSPECT, REPRODUCE, AND COPY THESE RECORDS OR PAPERS AT ANY REASONABLE TIME DURING THE PREPARATION AND PENDENCY OF THE MOTION.

REVISOR'S NOTE: Subsection (a) presently appears as Art. 51, §11.