

The Court shall have full power to conduct judicial probate, to direct the conduct of personal representatives, and to pass [such] THE orders as in its discretion may be required in the course of the administration of a decedent's estate, including the power to summon witnesses AND TO ADOPT RULES OF PRACTICE AND PROCEDURE NOT INCONSISTENT WITH ANY GENERAL RULES ADOPTED BY THE COURT OF APPEALS OR WITH ANY STATUTE. An interested person may at any time petition the court to resolve questions concerning the estate or its administration. The Court shall not, under pretext of incidental power or constructive authority, exercise any jurisdiction not expressly conferred.

REVISOR'S NOTE: The amendment adds the rule-making power now contained in Art. 26, §27, which is proposed for repeal. Rule-making provisions with respect to other courts are found in §1-201 of the Courts and Judicial Proceedings Article set forth in §1 of this bill.

2-104.

(A) The Maryland Rules for the summoning of a witness, and for depositions and discovery, shall apply to all actions and proceedings of the court in the same manner and with like effect as they apply to the law and equity courts of this State.

(B) A WITNESS ATTENDING THE COURT IS ENTITLED TO THE SAME COMPENSATION AS A WITNESS ATTENDING THE CIRCUIT COURT IN THE SAME COUNTY.

REVISOR'S NOTE: This amendment picks up and inserts the provisions relating to compensation of a witness in Orphans' Courts which presently appear in Art. 35, §18.

SECTION 5. AND BE IT FURTHER ENACTED, THAT A NEW §155A BE AND IT IS HEREBY ADDED TO ART. 25, ANNOTATED CODE OF MARYLAND (1973 REPL. VOL.), TITLE "COUNTY COMMISSIONERS", SUBTITLE "PUBLIC ROADS", TO READ AS FOLLOWS:

155A.

(A) ANY PARTY, OR ANY TAXPAYER NOT A PARTY TO THE PROCEEDINGS, MAY APPEAL TO THE CIRCUIT COURT FOR THE COUNTY FROM ANY DECISION OR ORDER OF THE COUNTY COMMISSIONERS. AN APPEAL SHALL BE DOCKETED IN THE