

BY adding to

Article - Courts and Judicial Proceedings
Section 6-204
Annotated Code of Maryland
(1974 Volume and 1975 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 6-204 be and it is hereby added to Article - Courts and Judicial Proceedings, of the Annotated Code of Maryland (1974 Volume and 1975 Supplement) to read as follows:

Article - Courts and Judicial Proceedings

6-204.

(A) IN ACTIONS AT LAW, INCLUDING ISSUES FROM THE ORPHANS' COURT AND APPEALS FROM THE WORKMEN'S COMPENSATION COMMISSION, PENDING IN ANY OF THE COURTS OF LAW OF THIS STATE, UPON SUGGESTION IN WRITING UNDER OATH OF EITHER OF THE PARTIES TO THE ACTION AND NOT OF COUNSEL, THAT SUCH PARTY CANNOT HAVE A FAIR AND IMPARTIAL TRIAL IN [[THE]] THAT COUNTY OR JUDICIAL CIRCUIT IN WHICH THE SAME MAY BE PENDING, THE COURT SHALL ORDER AND DIRECT THE RECORD OF PROCEEDINGS IN THE ACTION TO BE TRANSMITTED TO A COURT OF SOME OTHER COUNTY WITHIN THE CIRCUIT OR TO SOME OTHER JUDICIAL CIRCUIT HAVING JURISDICTION IN THE ACTION, FOR TRIAL.

(B) THE RIGHT OF REMOVAL IS WAIVED BY A PARTY UNLESS THE WRITTEN SUGGESTION IS FILED WITHIN 60 DAYS AFTER THE ACTION IS AT ISSUE OR AFTER AN ISSUE FROM AN ORPHANS' COURT OR APPEAL FROM A WORKMEN'S COMPENSATION COMMISSION IS FILED, OR WITHIN 60 DAYS OF THE DOCKETING OF ANY ACTION REMOVED FROM ANOTHER COUNTY OR TRANSFERRED FROM THE DISTRICT COURT. THEREAFTER AN ACTION MAY BE REMOVED ONLY BY ORDER OF COURT FOR GOOD CAUSE SHOWN.

(C) IN ANY ACTION AT ISSUE ON JULY 1, 1976, EITHER PARTY HAS A RIGHT OF REMOVAL FOR 60 DAYS THEREAFTER OR UNTIL 5 DAYS PRECEDING THE DATE OF TRIAL, WHICHEVER IS LESS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1976.

Approved May 4, 1976.

CHAPTER 455

(House Bill 934)