

DOCUMENT.

(A) WHEN CITATION IS A SUFFICIENT CHARGING DOCUMENT.

THE FORM OF TRAFFIC CITATION PROVIDED FOR UNDER §26-406 OF THIS SUBTITLE IS A SUFFICIENT CHARGING DOCUMENT FOR THE PROSECUTION OF ANY OFFENSE FOR WHICH A TRAFFIC CITATION MAY BE ISSUED UNDER THIS TITLE IF:

(1) IT INCLUDES THE INFORMATION REQUIRED UNDER THE LAWS OF THIS STATE;

(2) IT IS SIGNED BY THE POLICE OFFICER ISSUING THE CITATION; AND

(3) IT IS FILED WITH THE DISTRICT COURT.

(B) CASE TO BE TRIED ONLY ON PROPER CHARGING DOCUMENT.

THE TRIAL COURT MAY TRY A CASE FOR WHICH A CHARGE IS MADE UNDER THIS TITLE ONLY ON:

(1) A TRAFFIC CITATION THAT MEETS THE REQUIREMENTS OF A CHARGING DOCUMENT UNDER SUBSECTION (A) OF THIS SECTION;

(2) A WARRANT, INFORMATION, OR INDICTMENT; OR

(3) ANY OTHER CHARGING DOCUMENT AUTHORIZED BY A RULE ADOPTED BY THE COURT OF APPEALS WITH THE CONCURRENCE OF THE ADMINISTRATION.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 66 1/2, §§ 16-120 and 16-121.

In subsection (a) of this section, the present, erroneously limited reference to a citation as being a lawful complaint for the purpose of prosecution under "this article" (present Art. 66 1/2) is deleted. In this regard, see §26-407(b) of this subtitle and the revisor's note to that section.

In subsection (a)(2) of this section, the requirement that a citation be "signed by the police officer issuing the citation" is substituted for the present requirement that a citation be "sworn to as required under the general laws of this State". The present language was adopted directly from the corresponding Uniform Vehicle Code provision and is not compatible with the scheme of the pertinent Maryland law. There is no requirement under the general laws of this State that the citation be sworn. In order to