

FOR the purpose of providing that in certain criminal cases the State may appeal from certain decisions of the trial courts concerning the admissibility of evidence and the return of seized property; specifying the conditions under which the appeals may be taken; providing that under certain circumstances in certain appeals under this Act the State may not prosecute the defendant on certain charges; providing in certain cases for the release of criminal defendants on personal recognizance bail; providing for certain sanctions for the failure of certain defendants to fail to appear on a personal recognizance bond; providing for the payment of costs by certain persons in certain cases; making certain technical corrections to the language, style of expression, and language usage in certain provisions of the Annotated Code of Maryland; and generally relating to the State's right to appeal in certain criminal cases.

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings  
Section 12-302(c)  
Annotated Code of Maryland  
(1980 Replacement Volume and 1981 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland read(s) as follows:

Article - Courts and Judicial Proceedings

12-302.

(c) ~~(1)~~ In a criminal case, the State may appeal[:]  
~~ONLY AS PROVIDED IN THIS SUBSECTION.~~

~~†(1) [From] ~~(2)~~ THE STATE MAY APPEAL FROM a final judgment granting a motion to dismiss or quashing or dismissing any indictment, information, presentment, or inquisition[; and].~~

~~†(2) [From] ~~(3)~~ THE STATE MAY APPEAL FROM a final judgment if the State alleges that the trial judge failed to impose the sentence specifically mandated by the Code.~~

~~†(4) (3) (I) THE IN A CASE INVOLVING A CRIME OF VIOLENCE AS DEFINED IN § 643B OF ARTICLE 27, THE STATE MAY APPEAL FROM A DECISION OF A TRIAL COURT THAT EXCLUDES EVIDENCE OFFERED BY THE STATE OR REQUIRES THE RETURN OF PROPERTY ALLEGED TO HAVE BEEN SEIZED IN VIOLATION OF THE CONSTITUTION OF THE UNITED STATES, THE CONSTITUTION OF MARYLAND, OR THE MARYLAND DECLARATION OF RIGHTS.~~