

COMMITTEE NOTE: Subsection (a) of this section is new and added to state expressly the scope of this section.

Subsections (b) and (c) of this section are new language derived without substantive change from former Public Local Laws, Art. 4 [Baltimore City], § 7-8, as it related to investigations other than visits to correctional facilities. The codification of the Baltimore City provision here is merely for convenience and is not intended, by reenactment of a single provision, to alter any power of a grand jury with regard to recommendations in other counties. See, e.g., in re report of grand jury of Baltimore City, 152 Md. 616 (1927).

In subsection (b) of this section, reference to "a judge" is substituted for the former reference to "the Judges of the Circuit Court for Baltimore City or the court's designated visiting Judge", to clarify that any one of the active judges may order an investigation. The substitution includes a designated judge who, while designated, is deemed a judge of the court to which designated.

Former Public Local Laws, Art. 4 [Baltimore City], § 7-8, as it related to visits to correctional, detention, and penal facilities, is deleted as unnecessary in light of current CS §§ 9-607 and 9-608, as to inquiry into State correctional facilities and visits to local correctional facilities.

Defined term: "jury commissioner" § 8-101

8-418. RESERVED.

8-419. RESERVED.

PART IV. TRIAL JURY.

8-420. PEREMPTORY CHALLENGES IN CRIMINAL CASES.

(A) CAPITAL OR LIFE CASE.

(1) THIS SUBSECTION APPLIES ONLY IN A CRIMINAL TRIAL IN WHICH A DEFENDANT IS SUBJECT, ON ANY SINGLE COUNT, TO:

(I) A DEATH SENTENCE BECAUSE THE STATE HAS GIVEN NOTICE OF INTENTION TO SEEK A DEATH SENTENCE IN ACCORDANCE WITH § 2-202 OF THE CRIMINAL LAW ARTICLE; OR

(II) A SENTENCE OF LIFE IMPRISONMENT, INCLUDING A CASE IN WHICH THE STATE HAS NOT GIVEN NOTICE OF INTENTION TO SEEK A DEATH SENTENCE IN ACCORDANCE WITH § 2-202 OF THE CRIMINAL LAW ARTICLE BUT EXCLUDING A COMMON LAW OFFENSE FOR WHICH NO SPECIFIC STATUTORY PENALTY IS PROVIDED.

(2) EACH DEFENDANT IS ALLOWED 20 PEREMPTORY CHALLENGES.

(3) THE STATE IS ALLOWED 10 PEREMPTORY CHALLENGES FOR EACH DEFENDANT.