

EXCEPT AS TO A CONSTITUTIONAL QUESTION, NOTHING IN THIS TITLE CONSTITUTES A GROUND FOR POSTCONVICTION RELIEF UNDER TITLE 7 OF THE CRIMINAL PROCEDURE ARTICLE.

(C) UNIFIED QUALIFICATION AND SUMMONSING.

NOTHING IN THIS TITLE BARS A CIRCUIT COURT FROM USING A SINGLE PROCEDURE FOR QUALIFICATION AND SUMMONSING AS ITS JURY PLAN AUTHORIZES.

COMMITTEE NOTE: Subsection (a) of this section is new and added to state expressly that inherent authority is not being restricted by statement of specific instances in which an individual may be disqualified, excused, or exempted from jury service or jury service may be postponed or by specific procedures for punishment of contemptuous acts.

Subsection (b) of this section is new language derived without substantive change from the second sentence of former CJ § 8-211(e).

Subsection (c) of this section is new language derived from former CJ § 8-208.1(a) and revised to require that a single procedure be authorized in a jury plan. See revised CJ § 8-214.

As to "may not", see Art. 1, § 26 of the Code.

Former Public Local Laws, Art. 4 [Baltimore City], § 7-10, which deemed the Public Local Laws "relating to the mode of drawing and summoning jurors" to be "directory" and barred quashing an indictment or presentment, reversing or staying a judgment, or challenging an array based on noncompliance with "the provisions of law relating to the drawing of jurors in the City of Baltimore", is deleted as inconsistent with postconviction proceedings, referenced in former CJ § 8-211(e) now subsection (b) of this section and challenges, provided for in former CJ § 8-211 now revised CJ §§ 8-408 and 8-409.

Defined terms: "Circuit court" § 1-101
"Jury plan" § 8-101

SUBTITLE 2. JURY PLAN.

8-201. REQUIRED.

EACH CIRCUIT COURT SHALL HAVE A WRITTEN PLAN FOR JURY SELECTION AND SERVICE IN ACCORDANCE WITH THE REQUIREMENTS OF THIS TITLE.

COMMITTEE NOTE: This section is new language derived from former CJ § 8-201(a)(1).

Reference to a plan for "jury selection and service" is substituted for the former reference to a plan for "random selection of grand and petit jurors", to reflect that the requirements extend beyond individual jurors to the entire jury and beyond selection. See, e.g., former CJ § 8-211 now generally revised CJ §§ 8-408 and 8-409.