

616 1/2.

(c) Any person charged with an offense hereinafter enumerated committed during the time that person had been released on bail or his own recognizance for committing an offense hereinafter enumerated, is ineligible to give bail or be released on recognizance on the subsequent charge, until all prior charges hereunder have finally been determined by the courts. But a person charged with a subsequent crime hereinafter set forth, may rebut his ineligibility for release on bail before determination of the prior charge. If, after consideration of the matters presented in rebuttal, the court hearing the application for bail is persuaded that the applicant would not pose a danger to any other person or to the community, and would appear at the time set for trial, the court may allow release pending trial on suitable bail and on such other conditions as will reasonably assure that the person charged will not flee. For the purposes of this subsection, court does not mean District Court commissioners and the offenses are those specified in the following sections of Article 27 of the Annotated Code of Maryland (1967 Repl. Vol.) as they may be amended from time to time:

(7) Section 35C (causing abuse to child under 18);

(11) Section 388 (relating to manslaughter by automobile, [motorboat,] etc.);

DRAFTER'S NOTE:

Error: Obsolete cross-reference in Article 27, § 616 1/2(c)(7); obsolete reference in Article 27, § 616 1/2(c)(11).

Occurred: Ch. 712, Acts of 1994. Correction by the Michie Company in the 1996 Replacement Volume 2 is validated by this Act; as a result of Ch. 737, Acts of 1989.

643A.

(a) In a criminal or motor vehicle case within the court's [jurisdiction] JURISDICTION, a District Court judge has the same power as a judge of the circuit court of a county to impose any sentence authorized by law, to suspend the imposition or execution of a sentence, to place a person on probation, and to strike out a suspension of sentence and impose a lawful sentence, and to revoke probation, subject to the limitations of subsections (b), (c), and (d) of this section.

DRAFTER'S NOTE:

Error: Omitted comma in Article 27, § 643A(a).

Occurred: Ch. 2 of the First Special Session, Acts of 1973.

645A.

(f) (2) If a defendant seeks to reopen a postconviction proceeding under [subsection (a)(2)(ii)] SUBSECTION (A)(2)(III) of this section, the court shall determine whether assistance of counsel or a hearing should be granted.

DRAFTER'S NOTE: