

THE ARREST OF A PERSON MAY BE LAWFULLY MADE ALSO BY ANY LAW ENFORCEMENT OFFICER WITHOUT A WARRANT UPON REASONABLE INFORMATION THAT THE ACCUSED STANDS CHARGED IN A COURT OF A STATE WITH A CRIME PUNISHABLE BY DEATH OR IMPRISONMENT FOR A TERM EXCEEDING 1 YEAR.

(B) HEARING.

WHEN AN ACCUSED IS ARRESTED UNDER SUBSECTION (A) OF THIS SECTION:

(1) THE ACCUSED MUST BE TAKEN BEFORE A JUDGE OR DISTRICT COURT COMMISSIONER WITH ALL PRACTICABLE SPEED;

(2) COMPLAINT MUST BE MADE AGAINST THE ACCUSED UNDER OATH SETTING FORTH THE GROUND FOR THE ARREST AS IN § 9-113 OF THIS TITLE; AND

(3) THEREAFTER, THE ANSWER OF THE ACCUSED SHALL BE HEARD AS IF THE ACCUSED HAD BEEN ARRESTED ON A WARRANT.

REVISOR'S NOTE: This section formerly was Art. 41, § 2-214.

In subsection (a) of this section, the reference to any "law enforcement" officer is substituted for the former reference to any "peace" officer for consistency throughout this article.

The only other changes are in style.

Defined terms: "Person" § 1-101

"State" § 9-101

9-115. COMMITMENT TO AWAIT REQUISITION; BAIL.

IF, FROM THE EXAMINATION BEFORE THE JUDGE OR DISTRICT COURT COMMISSIONER, IT APPEARS THAT THE PERSON HELD IS THE PERSON CHARGED WITH HAVING COMMITTED THE CRIME ALLEGED AND, EXCEPT IN CASES ARISING UNDER § 9-106 OF THIS TITLE, THAT THE PERSON HAS FLED FROM JUSTICE, THE JUDGE OR DISTRICT COURT COMMISSIONER MUST, BY A WARRANT RECITING THE ACCUSATION, COMMIT THE PERSON TO THE LOCAL CORRECTIONAL FACILITY FOR A TERM SPECIFIED IN THE WARRANT BUT NOT EXCEEDING 30 DAYS, AS WILL ENABLE THE ARREST OF THE ACCUSED TO BE MADE UNDER A WARRANT OF THE GOVERNOR ON A REQUISITION OF THE EXECUTIVE AUTHORITY OF THE STATE HAVING JURISDICTION OF THE CRIME, UNLESS THE PERSON GIVES BAIL AS PROVIDED IN § 9-116 OF THIS TITLE OR UNTIL THE PERSON IS LEGALLY DISCHARGED.

REVISOR'S NOTE: This section formerly was Art. 41, § 2-215.

The reference to the "local correctional facility" is substituted for the former reference to the "county jail" for consistency throughout this article.

The reference to "crime" is substituted for the former reference to "offense" to conform to the terminology used throughout this article.

The only other changes are in style.