

(1) VOLUNTARILY OR INVOLUNTARILY FROM THE JURISDICTION OF THE COURT WHERE THE PROCEEDINGS HEREINAFTER MENTIONED MAY HAVE BEEN INSTITUTED AND ARE STILL PENDING, WITH THE EFFECT OF AVOIDING, IMPEDING, OR DELAYING THE ACTION OF THE COURT IN WHICH THE PROCEEDINGS MAY HAVE BEEN INSTITUTED OR BE PENDING; OR

(2) FROM THE STATE WHERE ONE IS IF ONE IS UNDER DETENTION BY LAW AS A PERSON OF UNSOUND MIND AND SUBJECT TO DETENTION.

REVISOR'S NOTE: Chapter 10, Acts of 2001, which enacted the Criminal Procedure Article, also enacted this subsection, which is new language derived from the first sentence of former Art. 41, § 2-302.

The definition is stated in the infinitive form to allow minor verb variations of the defined term without taking these variations out of the scope of the definition.

(D) "FLIGHT".

"FLIGHT" MEANS THE ACT OF FLEEING.

REVISOR'S NOTE: Chapter 10, Acts of 2001, which enacted the Criminal Procedure Article, also enacted this subsection, which is new language added as corollary to subsection (c) of this section. It is based on the first sentence of former Art. 41, § 2-302.

(E) "STATE".

"STATE" INCLUDES A STATE, TERRITORY, DISTRICT, AND INSULAR POSSESSION OR OTHER POSSESSION OF THE UNITED STATES.

REVISOR'S NOTE: Chapter 10, Acts of 2001, which enacted the Criminal Procedure Article, also enacted this subsection, which, formerly was the second sentence of former Art. 41, § 2-302.

The former phrase "wherever used in this subtitle" is deleted in light of subsection (a) of this section to the same effect.

The only other changes are in style.

10-1302. PERSONS SUBJECT TO SUBTITLE; ACTION ON DEMAND.

(A) SCOPE OF SECTION.

THIS SECTION APPLIES TO A PERSON ALLEGED TO BE OF UNSOUND MIND FOUND IN THIS STATE, WHO HAS FLED FROM ANOTHER STATE, IN WHICH AT THE TIME OF THE FLIGHT THE PERSON:

(1) WAS UNDER DETENTION BY LAW IN A HOSPITAL, ASYLUM, OR OTHER INSTITUTION FOR THE INSANE AS A PERSON OF UNSOUND MIND;

(2) HAD BEEN THERETOFORE DETERMINED BY LEGAL PROCEEDINGS TO BE OF UNSOUND MIND, THE FINDING BEING UNREVERSED AND IN FULL FORCE AND