

(1989 Replacement Volume and 1990 Supplement)

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings

Section 12-202

Annotated Code of Maryland

(1989 Replacement Volume and 1990 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Courts and Judicial Proceedings

12-201.

Except as provided in § 12-202 of this title, in any case or proceeding pending in or decided by the Court of Special Appeals upon appeal from a circuit court or an orphans' court or the Maryland Tax Court, any party, including the State, may file in the Court of Appeals a petition for certiorari to review the case or proceeding. The petition may be filed either before or after the Court of Special Appeals has rendered a decision, but not later than the time prescribed by the Maryland Rules. In a case or proceeding described in this section, the Court of Appeals also may issue the writ of certiorari on its own motion.

12-202.

A review by way of certiorari may not be granted by the Court of Appeals in a case or proceeding in which the Court of Special Appeals has denied or granted:

- (1) Leave to prosecute an appeal in a post conviction proceeding;
- (2) Leave to appeal from a refusal to issue a writ of habeas corpus sought for the purpose of determining the right to bail or the appropriate amount of bail;
- (3) Leave to appeal in an inmate grievance commission proceeding; [or]
- (4) Leave to appeal from a final judgment entered following a plea of guilty in a circuit court; OR
- (5) LEAVE TO APPEAL FROM AN ORDER OF A CIRCUIT COURT REVOKING PROBATION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991.

Approved April 30, 1991.