

(2) A PERSON WHO IS IMPRISONED FOR FAILURE TO PAY A FINE IMPOSED UNDER THIS SUBSECTION SHALL BE DISCHARGED:

(I) AFTER 15 DAYS; OR

(II) IF ALSO IMPRISONED FOR A DEFINITE PERIOD, 15 DAYS AFTER THE END OF THE PERIOD.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 100, §§ 72 and 73.

In subsection (b)(1) and the introductory language of subsection (a) of this section, the phrase "in a case that involves or grows out of a labor dispute" is added to clarify the scope of this section. Similarly, in subsection (c)(1) of this section, the reference to "constructive criminal contempt in a labor case" is substituted for the former reference to "contempt, specified in [former] § 72".

Also in subsection (b)(1) and the introductory language of subsection (a) of this section, the words "constructive ... contempt" are substituted for the former words "indirect ... contempt", to conform to the Md. Rules. While the procedural aspects of Chapter 1100, Subtitle P do not affect the provisions revised in this section, there seemed to be no reason to use different terminology to describe contempt.

In subsection (a)(1) of this section, the reference to "pretrial release" is substituted for the former limited reference to "admission to bail", since there seemed to be no intent to preclude other forms of release.

In subsection (a)(2), (3), and (4) of this section, the former provisos "provided that alleged contempt is not committed in the immediate view or presence of the court" and "provided that this requirement shall not be construed to apply to contempts committed in the presence of the court or so near thereto as to interfere directly with the administration of justice" are deleted as unnecessary since the former provisions described direct contempt, which is beyond the scope of this section. Similarly, in subsection (b)(1) of this section, the former phrases "if the attack occurred otherwise than in open court" are deleted.

In subsection (a)(4) of this section, the words "is alleged to have been committed" are substituted for the former words "shall have been committed", since the charge is only an allegation until the defendant is convicted.

Also in subsection (a)(4) of this section, the former reference to "writs [and] orders" is deleted as included in the reference to "process" of the court. See Md. Rule 1-202(t).

Subsection (b)(1) of this section is revised as an entitlement to recusal, rather than a right to "file with the court a demand", since subsection (b)(2) of this section makes recusal mandatory.