

In subsection (c)(2)(ii) of this section, the reference to an "attorney" is substituted for the former reference to a "counsel" to conform to the terminology used throughout this title.

In subsection (c)(5) of this section, the former reference to "adjudge" is deleted in light of the reference to "determine".

In subsection (d) of this section, the former reference to circuit courts and the District Court "throughout the State" is deleted as surplusage.

The Criminal Procedure Article Additions Review Committee notes, for consideration by the General Assembly, that in subsection (d) of this section, it is unclear when the 10-year period during which a lien on the defendant's property begins. The provision states "from the date of filing or docketing", but filing and docketing may occur on different dates.

Defined term: "Indigent individual" § 16-101

16-213. EFFECT OF SUBTITLE.

THIS SUBTITLE DOES NOT PROHIBIT THE APPOINTMENT OF AN ATTORNEY TO REPRESENT AN INDIGENT INDIVIDUAL BY THE DISTRICT COURT, A CIRCUIT COURT, OR THE COURT OF SPECIAL APPEALS IF:

(1) THERE IS A CONFLICT IN LEGAL REPRESENTATION IN A MATTER INVOLVING MULTIPLE DEFENDANTS, AND ONE OF THE DEFENDANTS IS REPRESENTED BY OR THROUGH THE OFFICE; OR

(2) THE OFFICE DECLINES TO PROVIDE REPRESENTATION TO AN INDIGENT INDIVIDUAL ENTITLED TO REPRESENTATION UNDER THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27A, § 6(f).

In the introductory language of this section, the reference to "the District Court, a circuit court, or the Court of Special Appeals" is substituted for the former reference to "any court mentioned in § 4(b)(2) of this article" for clarity.

The Criminal Procedure Article Additions Review Committee notes, for consideration by the General Assembly, that in the list of courts specified in the introductory language of this section, the Court of Appeals is not mentioned.