

State's Attorneys - Issuance of Summons

FOR the purpose of providing that a State's Attorney may issue a summons under certain circumstances and for certain purposes; and providing certain procedures related thereto.

BY adding to

Article 27 - Crimes and Punishments
Section 592A
Annotated Code of Maryland
(1976 Replacement Volume and 1976 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 592A be and it is hereby added to Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1976 Replacement Volume and 1976 Supplement) to read as follows:

Article 27 - Crimes and Punishments

592A.

(A) THE STATE'S ATTORNEY MAY ISSUE A SUMMONS FOR A WITNESS FOR THE PURPOSE OF OBTAINING EVIDENCE TO PREPARE ANY AN INFORMATION. THE STATE'S ATTORNEY SHALL REPORT TO THE COURT A REFUSAL BY A WITNESS TO OBEY THE SUMMONS AND THE COURT MAY ISSUE A BENCH WARRANT FOR THE WITNESS. A WITNESS HAS THE RIGHT TO HAVE COUNSEL PRESENT WHEN RESPONDING TO A SUMMONS AND THE STATE'S ATTORNEY SHALL ADVISE THE WITNESS OF THAT RIGHT WHEN THE SUMMONS IS ISSUED.

(B) A WITNESS FROM WHOM TESTIMONY AND EVIDENCE IS BEING SOUGHT PURSUANT TO THIS SECTION SHALL BE SWORN. IF THE WITNESS SO REQUESTS THE STATE'S ATTORNEY SHALL CAUSE A RECORD TO BE MADE OF ALL TESTIMONY AND EVIDENCE OBTAINED PURSUANT TO THE SUMMONS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1977.

Approved May 26, 1977.

 CHAPTER 709

(Senate Bill 461)

AN ACT concerning

Scenic Rivers Program - Youghiogheny River