

Approved May 14, 1987.

CHAPTER 418

(Senate Bill 973)

AN ACT concerning

Criminal Law - Death Penalty - Incompetent Inmates

FOR the purpose of prohibiting the State from executing the death sentence against an incompetent inmate; defining certain terms; establishing procedure by which an inmate may be determined by a court to be competent or incompetent; providing for revocation of a warrant to execute a death sentence and reduction of sentence when an inmate is found to be incompetent; providing for exclusive and discretionary judicial review by the Court of Appeals of a circuit court order regarding competency or incompetency; establishing procedures for redetermination of an inmate's competence; requiring the Court of Appeals to adopt certain rules; providing for the construction and applicability of this Act; clarifying language; and generally relating to imposition of the death penalty on incompetent inmates.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 75
Annotated Code of Maryland
(1982 Replacement Volume and 1986 Supplement)

BY adding to

Article 27 - Crimes and Punishments
Section 75A
Annotated Code of Maryland
(1982 Replacement Volume and 1986 Supplement)

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings
Section 12-307
Annotated Code of Maryland
(1984 Replacement Volume and 1986 Supplement)