

2-507. SUBPOENAS; OATHS; TESTIMONY; DEPOSITIONS.

(A) AUTHORIZED.

IN CARRYING OUT ANY OF ITS FUNCTIONS OR POWERS, THE COMMITTEE MAY:

- (1) ISSUE SUBPOENAS;
- (2) COMPEL THE ATTENDANCE OF WITNESSES;
- (3) COMPEL THE PRODUCTION OF ANY PAPERS, BOOKS, ACCOUNTS, DOCUMENTS, AND TESTIMONY;
- (4) ADMINISTER OATHS; AND
- (5) CAUSE THE DEPOSITIONS OF WITNESSES, WHO RESIDE IN OR OUTSIDE OF THE STATE, TO BE TAKEN IN THE MANNER PROVIDED BY LAW FOR TAKING DEPOSITIONS IN A CIVIL CASE.

(B) ENFORCEMENT.

IF A PERSON FAILS TO COMPLY WITH A SUBPOENA ISSUED UNDER THIS SECTION OR FAILS TO TESTIFY ON ANY MATTER ON WHICH THE PERSON LAWFULLY MAY BE INTERROGATED, ON PETITION OF A MEMBER OF THE COMMITTEE, A CIRCUIT COURT MAY PASS AN ORDER DIRECTING COMPLIANCE WITH THE SUBPOENA OR COMPELLING TESTIMONY AND MAY ENFORCE THE ORDER BY PROCEEDINGS FOR CONTEMPT.

REVISOR'S NOTE: This section is new language substituted for former Art. 40, § 40A(e)(3).

Former Art. 40, § 40A(e)(3) conferred on the Joint Committee on Administrative, Executive, and Legislative Review the "same powers as are given the Legislative Policy Committee" in former Art. 40, § 30. The substituted language incorporates the substance of the first and second sentences of former Art. 40, § 30 and is revised to clarify that the requirement for prior approval from the Legislative Policy Committee for the exercise of these powers does not apply to the Joint Committee on Administrative, Executive, and Legislative Review, but also that the Joint Committee may not authorize a standing committee to exercise these powers. Since the third sentence of former Art. 40, § 30, which made false swearing before the Legislative Policy Committee or a standing committee perjury, is not a power, the substance of that former sentence is not incorporated in this section.

In subsection (a)(5) of this section, the former reference to a "rule of procedure" is deleted as unnecessary in light of the broad reference to "law". See the Maryland Uniform Foreign Depositions Act and also Ch. 400 of the Md. Rules.