

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 27 - Crimes and Punishments

75.

(a) When a person is sentenced to the punishment of death, the judge or judges presiding in the court shall, at the time of passing sentence, make out, sign and issue a warrant directed to the warden of the Maryland Penitentiary, stating the conviction and sentence and appointing a week within which the sentence must be executed, and commanding the said warden to execute the sentence upon some day within the week so appointed. If a proceeding is instituted in any federal OR STATE court [or in any court of this State or before any judge thereof] to test the validity of the conviction, other than by an appeal to the Court of Special Appeals or on certiorari in the Court of Appeals, OR IF A PROCEEDING IS INSTITUTED IN ANY STATE COURT UNDER § 75A TO DETERMINE THE INCOMPETENCY OF THE DEFENDANT, the warrant shall remain in full force and effect unless the court, [or judge thereof,] in which [or before whom] such proceeding is instituted, shall pass an order revoking the warrant. In any case in which a stay of execution has resulted by reason of an appeal to the Court of Special Appeals or on certiorari in the Court of Appeals after compliance with the requirements of Title 12 of the Courts Article on appeals in criminal cases and the judgment has been affirmed, and in any case in which the warrant has been revoked by the order of a court in a proceeding to test the validity of the conviction and the conviction has not been set aside, OR IN A PROCEEDING UNDER § 75A IN WHICH THE DEFENDANT HAS BEEN FOUND TO BE COMPETENT, the judge [or judges, or one of them, who] THAT imposed the sentence[,] or the judge [or judges, or one of them,] then presiding in the trial court in which the sentence was imposed shall make out, sign and issue another warrant of execution in the manner and to the effect hereinbefore prescribed.

(b) If, after medical examination, it shall appear to the satisfaction of the Governor that a female defendant, sentenced to the punishment of death, is pregnant, the Governor shall revoke the warrant previously issued for the execution of the defendant. As soon as the Governor is satisfied that such female defendant is no longer pregnant, he shall issue forthwith his warrant appointing a week within which the sentence must be executed.

(c) [If, after medical examination, it shall appear to the satisfaction of the Governor that a defendant, sentenced to the punishment of death, is insane, the Governor shall revoke the warrant previously issued for the execution of the defendant and may order the removal of the defendant to a State mental health facility until the defendant has recovered his sanity. When the