

AN ACT concerning

Juvenile Causes - Masters - Election of Hearing De Novo

FOR the purpose of authorizing a party to elect a hearing de novo or on the record before the court on written exceptions to a master's findings; providing a certain exception for the State in juvenile delinquency proceedings; and generally relating to juvenile causes before a master.

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings
Section 3-813(c)
Annotated Code of Maryland
(1984 Replacement Volume and 1988 Supplement)

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

Article - Courts and Judicial Proceedings

3-813.

(c) (1) Any party, in accordance with the Maryland Rules, may file written exceptions to any or all of the master's findings, conclusions, and recommendations, but shall specify those items to which he objects.

(2) The party who files exceptions may elect a hearing de novo or a hearing on the record before the court UNLESS THE PARTY IS THE STATE IN PROCEEDINGS INVOLVING JUVENILE DELINQUENCY.

(3) IF THE STATE IS THE EXCEPTING PARTY IN PROCEEDINGS INVOLVING JUVENILE DELINQUENCY, THE HEARING SHALL BE ON THE RECORD, SUPPLEMENTED BY ADDITIONAL EVIDENCE AS THE JUDGE CONSIDERS RELEVANT AND TO WHICH THE PARTIES RAISE NO OBJECTION.

(4) IN EITHER CASE, THE [The] hearing shall be limited to those matters to which exceptions have been taken.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1989.

Approved April 11, 1989.