

# HOUSE BILL 22

D3  
HB 917/09 – JUD

(PRE-FILED)

11r0650

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By: **Delegate Smigiel**

Requested: November 22, 2010

Introduced and read first time: January 12, 2011

Assigned to: Judiciary

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 23, 2011

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 ~~Administrative Office of the Courts – Uniform Courts – Attorneys – Subpoena~~  
3 **Procedures and Forms for Circuit Courts**

4 FOR the purpose of ~~requiring the Administrative Office of the Courts, on or before a~~  
5 ~~certain date, to design uniform subpoena procedures and forms to be provided to~~  
6 ~~and used in the circuit courts of the State in subpoenaing a person for a~~  
7 ~~criminal, civil, or traffic matter.~~ authorizing an attorney or other officer of the  
8 court entitled to the issuance of a subpoena by a clerk of a court to obtain from  
9 the clerk of the court a subpoena that is signed and sealed by the clerk of court;  
10 authorizing the attorney or other officer of the court to photocopy or otherwise  
11 copy and use a certain subpoena for service; and generally relating to  
12 subpoenas.

13 BY adding to

14 Article – Courts and Judicial Proceedings

15 Section 1–505

16 Annotated Code of Maryland

17 (2006 Replacement Volume and 2010 Supplement)

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

20 **Article – Courts and Judicial Proceedings**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 1-505.

2 ~~ON OR BEFORE JANUARY 1, 2012, THE ADMINISTRATIVE OFFICE OF THE~~  
3 ~~COURTS SHALL DESIGN UNIFORM SUBPOENA PROCEDURES AND FORMS TO BE~~  
4 ~~PROVIDED TO AND USED IN THE CIRCUIT COURTS OF THE STATE IN~~  
5 ~~SUBPOENAING A PERSON FOR A CRIMINAL, CIVIL, OR TRAFFIC MATTER.~~

6 (A) AN ATTORNEY OR OTHER OFFICER OF THE COURT ENTITLED TO  
7 THE ISSUANCE OF A SUBPOENA BY A CLERK OF A COURT MAY OBTAIN FROM THE  
8 CLERK OF THE COURT A SUBPOENA THAT IS SIGNED AND SEALED BY THE CLERK  
9 OF COURT.

10 (B) AN ATTORNEY OR OTHER OFFICER OF THE COURT MAY PHOTOCOPY  
11 OR OTHERWISE COPY A SUBPOENA ISSUED BY A CLERK OF A COURT UNDER  
12 SUBSECTION (A) OF THIS SECTION AND USE THE SUBPOENA FOR SERVICE.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 ~~October~~ June 1, 2011.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.