

SHALL BE PAID IN THE SAME MANNER AS ANY OTHER WITNESS.

REVISOR'S NOTE: This section is new language derived from Art. 35, §§ 18 and 20. They are revised so that there is some degree of uniformity, but because of the different scales and allowances in the counties, a uniform standard cannot be established without making considerable substantive change. The revised form of these sections are drawn so that subsequent amendments can be more easily made without the difficulty of totally changing substance. Style and language changes are made, but no changes are made in amounts or distance.

SEC. 9-203. WITNESS HELD IN CRIMINAL PROCEEDINGS.

(A) TAKING BEFORE A COMMISSIONER.

IN ANY CRIMINAL PROCEEDING IN WHICH A WARRANT IS ISSUED FOR THE PURPOSE OF REQUIRING THE ATTENDANCE OF A PERSON AS A MATERIAL WITNESS FOR THE STATE, THE WITNESS MUST BE TAKEN PROMPTLY BEFORE A DISTRICT COURT COMMISSIONER BEFORE HE IS COMMITTED TO JAIL.

(B) HEARING AND BOND.

IF THE COMMISSIONER DETERMINES, AFTER A HEARING, THAT THE PERSON BROUGHT BEFORE HIM SHOULD BE HELD AS A WITNESS FOR THE STATE, HE SHALL SET A REASONABLE BOND FOR THE APPEARANCE OF THE WITNESS IN THE CRIMINAL PROCEEDINGS WHEN REQUIRED.

(C) COMMITMENT TO JAIL IN DEFAULT.

IF THE WITNESS IS UNABLE TO POST THE BOND SET BY THE COMMISSIONER HE SHALL BE COMMITTED TO JAIL UNTIL HE POSTS THE BOND.

(D) NOTIFICATION OF STATE'S ATTORNEY.

UPON THE COMMITMENT TO JAIL OF A WITNESS, THE COMMISSIONER SHALL NOTIFY IMMEDIATELY THE STATE'S ATTORNEY OF THE COUNTY WHERE THE WITNESS IS BEING HELD. THE SHERIFF, WARDEN, OR OTHER CUSTODIAN OF THE JAIL IN WHICH THE WITNESS IS HELD SHALL ALSO NOTIFY IMMEDIATELY THE STATE'S ATTORNEY.

(E) RELEASE FROM CUSTODY.