

(iii) The court may in its discretion reopen a postconviction proceeding that was previously concluded if the court determines that such action is in the interests of justice.

(3) (i) Subject to the provisions of subparagraph (ii) of this paragraph, in a case in which a sentence of death has been imposed, the circuit court may not exercise jurisdiction over a proceeding under this subheading unless the petition is filed within 210 days after the date of:

1. An order denying a petition for a writ of certiorari by the Supreme Court of the United States;

2. A decision affirming the death sentence by the Supreme Court of the United States; or

3. The expiration of the time for seeking review by the Supreme Court of the United States if no review is sought.

(ii) The circuit court may extend the period within which the petition shall be filed if good cause for the extension is shown.

(4) Notwithstanding any other provision of law and subject to paragraph (5) of this subsection, a warrant of execution shall be stayed for 210 days after the date of:

(i) An order denying any petition for a writ of certiorari by the Supreme Court of the United States;

(ii) A decision affirming the death sentence by the Supreme Court of the United States; or

(iii) The expiration of the time for seeking review by the Supreme Court of the United States if no review is sought.

(5) (i) A defendant in a case in which a sentence of death has been imposed may waive the right to file a petition under this subheading prior to the expiration of the 210-day period established in paragraph (3) of this subsection provided that the waiver is:

1. Knowing, voluntary, and intelligent; and

2. In writing.

(ii) A waiver under subparagraph (i) of this paragraph may be revoked no later than 15 days before the scheduled date of execution by:

1. Filing a petition for postconviction relief under this subheading; or

2. Withdrawing the waiver in writing.