

of death" is added to state expressly that which was formerly only implied in the reference to an "inmate".

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that subsection (c) of this section would be obsolete if the General Assembly, as discussed above in this Revisor's Note, amends subsection (a) of this section to require that a court commit an individual who is sentenced to death to the custody of the Commissioner of Correction pending execution of the death sentence and repeals subsection (b) of this section as obsolete.

The remainder of former Art. 27, § 74, which specified the duties of the clerk of the court on imposition of a sentence of death, is revised as Art. 27, § 414A. See § _____, Ch. _____, Acts of 1999, which also enacted this article.

Defined terms: "County" § 1-101

"Division" § 3-101

"Inmate" § 1-101

3-902. WARRANT OF EXECUTION.

(A) DEFINED TERMS.

(1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (I) "STATE POSTCONVICTION REVIEW PROCESS" MEANS THE INITIAL ADJUDICATION OF A POSTCONVICTION PETITION FILED UNDER ARTICLE 27, § 645A(A)(2)(I) OF THE CODE, INCLUDING ANY APPELLATE REVIEW OF THE POSTCONVICTION PROCEEDING.

(II) "STATE POSTCONVICTION REVIEW PROCESS" DOES NOT INCLUDE:

1. A POSTCONVICTION PROCEEDING THAT HAS BEEN REOPENED UNDER ARTICLE 27, § 645A(A)(2)(III) OF THE CODE OR ANY APPELLATE REVIEW OF THE PROCEEDING; OR

2. A POSTCONVICTION PROCEEDING ON A SECOND PETITION FILED BEFORE OCTOBER 1, 1995, OR ANY APPELLATE REVIEW OF THE PROCEEDING.

(3) "WARRANT OF EXECUTION" MEANS A WARRANT FOR THE EXECUTION OF A SENTENCE OF DEATH ON THE INDIVIDUAL AGAINST WHOM THE SENTENCE WAS IMPOSED.

(B) CONTENTS OF WARRANT OF EXECUTION.

(1) A WARRANT OF EXECUTION SHALL:

(I) STATE THE CONVICTION AND SENTENCE;