

not "present" on the premises is deleted as surplusage.

The Criminal Procedure Article Review Committee notes, for consideration by the General Assembly, that the terminology in subsections (b), (c), and (d) of this section is inconsistent concerning persons and property. Subsection (c)(2) of this section refers to the person "to whom property belongs". Subsections (b)(1) and (d)(4) of this section refer to the person "from whom it [i.e., property] was taken" and "from whom the property was taken".

Defined terms: "Nolle prosequi" § 1-101

"Person" § 1-101

1-204. WITNESS COMPENSATION.

A WITNESS ATTENDING COURT HAS THE RIGHT TO COMPENSATION AS PROVIDED IN § 9-202 OF THE COURTS ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 777.

There are no changes.

The Criminal Procedure Article Review Committee notes, for consideration by the General Assembly, that the compensation provided in § 9-202 of the Courts Article ranges from 50 cents to \$5 per day, plus travel expenses of up to 12 cents per mile. The General Assembly may wish to increase the compensation or repeal CJ § 9-202 and this section.

1-205. PROCESS ACROSS COUNTY LINES.

(A) IN GENERAL.

A COURT IN A COUNTY WHERE A CRIME IS COMMITTED MAY ISSUE PROCESS AGAINST A PERSON CHARGED WITH THE CRIME EVEN IF:

- (1) THE PERSON IS NOT A RESIDENT OF THE COUNTY; OR
- (2) THE PERSON IS A RESIDENT OF THE COUNTY BUT LEAVES THE COUNTY.

(B) SHERIFFS.

(1) PROCESS ISSUED UNDER SUBSECTION (A) OF THIS SECTION SHALL BE DIRECTED TO THE SHERIFF OF THE COUNTY WHERE THE PERSON RESIDES.

(2) THE SHERIFF SHALL SERVE AND RETURN THE PROCESS AS IF ISSUED BY A COURT OF THE SHERIFF'S COUNTY.

(3) A COURT THAT ISSUED PROCESS UNDER SUBSECTION (A) OF THIS SECTION MAY FINE A SHERIFF WHO NEGLECTS THE PROCESS OR DELAYS SERVING AND RETURNING THE PROCESS.