

Chapter 437

(House Bill 1418)

AN ACT concerning

Criminal Procedure – Coram Nobis – Failure to Seek Appeal

FOR the purpose of providing that the failure to seek an appeal in a criminal case may not be construed as a waiver of the right to file a petition for writ of error coram nobis; and generally relating to coram nobis.

BY adding to

Article – Criminal Procedure

Section 8–401 to be under the new subtitle “Subtitle 4. Coram Nobis” and the amended title “Title 8. Other Postconviction Review”

Annotated Code of Maryland

(2008 Replacement Volume and 2011 Supplement)

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

Article – Criminal Procedure

Title 8. [Sentence Review.] **OTHER POSTCONVICTION REVIEW.**

SUBTITLE 4. CORAM NOBIS.

8–401.

THE FAILURE TO SEEK AN APPEAL IN A CRIMINAL CASE MAY NOT BE CONSTRUED AS A WAIVER OF THE RIGHT TO FILE A PETITION FOR WRIT OF ERROR CORAM NOBIS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2012.

Approved by the Governor, May 2, 2012.