

(2) The Division shall keep records of any payments or return of property in satisfaction of the order.

(3) The Division shall forward any property or payments to the victim of the crime, EXCEPT THAT, IF THE PAYMENTS ARE MADE FOR MEDICAL EXPENSES THAT WERE PAID BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE OR ANOTHER GOVERNMENTAL ENTITY, THE PAYMENTS SHALL BE FOWARDED TO THE DEPARTMENT OR GOVERNMENTAL ENTITY.

(4) The Division may assess additional fees not to exceed 2 percent of the amount of the order to pay for administrative costs of collecting payments or property. These fees shall be paid by the defendant.

(e) When a defendant fails to make restitution as ordered, the Division shall notify the court. The court may hold a hearing to determine if the defendant is in contempt of court or has violated the terms of the probation or parole.

(f) An order of restitution may not preclude the owner of the property or the victim who suffered personal physical or mental injury or out of pocket loss of earnings or support from proceeding in a civil action to recover damages from the defendant. A civil verdict shall be reduced by the amount paid under the criminal restitution order.

SECTION 2. AND BE IT FURTHER ENACTED; That this Act shall take effect July 1, 1981.

Approved April 28, 1981.

CHAPTER 161

(House Bill 441)

AN ACT concerning

Admissions and Amusement Tax - Bonds

FOR the purpose of enabling the Comptroller, or his agent, to require certain bonds to secure payment of certain admissions and amusement taxes and penalties under certain circumstances; authorizing deposit of certain security, an irrevocable letter of credit, or cash in lieu of bonds; providing for notice of the bond requirement and for certain hearings and determinations on the bonds; requiring compliance with the determination within a certain time; and renumbering certain provisions.