

(A) THE COURT MAY AWARD A CLAIMANT A SUM NOT TO EXCEED THE AMOUNT DETERMINED BY THE COURT TO BE RESTITUTION FOR THE VICTIM.

(B) AN AWARD SHALL NOT BE MADE ON A CLAIM UNLESS THE CLAIMANT HAS INCURRED A MINIMUM OUT-OF-POCKET LOSS OF \$25. OUT-OF-POCKET LOSS MEANS UNREIMBURSABLE EXPENSES OR INDEBTEDNESS REASONABLY INCURRED TO MAKE THE CLAIMANT WHOLE.

(C) IF THE VICTIM DIES AS A DIRECT RESULT OF THE DELINQUENT ACT, THE CLAIMANT'S RECOVERY IS LIMITED TO UNREIMBURSABLE EXPENSES OR INDEBTEDNESS REASONABLY INCURRED FOR MEDICAL CARE AND FUNERAL AND BURIAL COSTS.

(D) THE CUSTODIAN OF THE FUND SHALL PAY THE SUM AWARDED TO A CLAIMANT AT THE DIRECTION OF THE COURT.

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ACCEPTANCE OF AN AWARD UNDER THIS ARTICLE SUBROGATES THE FUND, TO THE EXTENT OF SUCH AWARD, TO ANY RIGHT OR RIGHT OF ACTION OCCURRING TO THE CLAIMANT OR THE VICTIM TO RECOVER PAYMENTS ON ACCOUNT OF LOSSES RESULTING FROM ANY ACT OR OCCURRENCE WITH RESPECT TO WHICH THE AWARD IS MADE. THE PRINCE GEORGE'S COUNTY STATE'S ATTORNEY SHALL REPRESENT THE FUND IN SUCH AN EVENT.

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(A) A MINOR ADJUDGED TO HAVE COMMITTED A ~~JUVENILE~~ DELINQUENT ACT MAY BE ORDERED BY THE JUVENILE COURT TO REIMBURSE THE FUND HIMSELF, EITHER BY A SINGLE PAYMENT OR IN INSTALLMENTS, AT THE DISCRETION OF THE COURT. INTEREST SHALL BE ASSESSED AGAINST THE MINOR AT THE LEGAL RATE FROM THE DATE OF DISBURSEMENT FROM THE FUND.

(B) UNLESS THE MINOR IS AN EMANCIPATED MINOR, THE PARENTS OR GUARDIAN OF A MINOR SHALL BE ORDERED TO COSIGN WITH THE MINOR A NOTE FOR THE AMOUNT OF THE AWARD TO INSURE THE FUND IS REIMBURSED. IF THIS IS ORDERED, THE LIABILITY OF THE MINOR PRECEDES THE LIABILITY OF THE PARENTS OR GUARDIAN.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1982.

Approved May 25, 1982.

CHAPTER 482

(House Bill 1247)