

AN ACT concerning

Victim Impact Statement

FOR the purpose of requiring the Division of Parole and Probation to prepare presentence investigations in certain cases; requiring the Division of Parole and Probation to include a Victim Impact Statement within a presentence investigation, prior to the sentencing of certain defendants by the circuit courts; authorizing a State's Attorney to prepare a Victim Impact Statement under certain circumstances; requiring the court to consider the Victim Impact Statement; providing for the contents of the Report Statement; and generally relating to Victim Impact Statements.

BY repealing and reenacting, with amendments

Article 41 - Governor - Executive and Administrative Departments
Section 124(c)
Annotated Code of Maryland
(1978 Replacement Volume and 1981 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland read(s) as follows:

Article 41 - Governor - Executive and Administrative Departments

124.

(c) (1) Prior to the sentence by the circuit court of any county or the Supreme Bench of Baltimore City to the jurisdiction of the Division of Correction of a defendant convicted of a felony, OR A MISDEMEANOR WHICH RESULTED IN SERIOUS PHYSICAL INJURY OR DEATH TO THE VICTIM, or the referral of any defendant to the Patuxent Institution, a presentence investigation shall be completed by the Division of Parole and Probation and considered by the court, unless the court specifically orders to the contrary in a particular case.

~~(2) - (1) - IF - THE - DEFENDANT - IN - COMMITTING - THE FELONY - CAUSED, - ATTEMPTED - OR - THREATENED - TO - CAUSE, - OR - CREATED THE - RISK - OF - PHYSICAL, - PSYCHOLOGICAL, - OR - ECONOMIC - INJURY - TO THE - VICTIM - OF - THE - OFFENSE, - THE - PRESENTENCE - INVESTIGATION SHALL - INCLUDE - A - VICTIM - IMPACT - STATEMENT.~~

(2) (1) THE PRESENTENCE INVESTIGATION SHALL INCLUDE A VICTIM IMPACT STATEMENT, IF: