

~~WRONGDOING THAT WAS INTENDED TO AND DID RESULT IN THE UNAVAILABILITY OF THE WITNESS, AS DEFINED IN MARYLAND RULE 5-804, WHO WAS THE DECLARANT OF THE STATEMENT.~~

~~(B) THE COURT SHALL DETERMINE THE ADMISSIBILITY OF A STATEMENT UNDER THIS SECTION IN THE MANNER PROVIDED IN THE MARYLAND RULES.~~

Article - Criminal Law

9-301.

(c) "Victim" means a person against whom a crime or delinquent act has been committed or attempted.

(d) "Witness" means a person who:

(1) has knowledge of the existence of facts relating to a crime or delinquent act;

(2) makes a declaration under oath that is received as evidence for any purpose;

(3) has reported a crime or delinquent act to a law enforcement officer, prosecutor, intake officer, correctional officer, or judicial officer; or

(4) has been served with a subpoena issued under the authority of a court of this State, any other state, or the United States.

9-302.

(a) A person may not harm another, threaten to harm another, or damage or destroy property with the intent to:

(1) influence a victim or witness to testify falsely or withhold testimony;

or

(2) induce a victim or witness:

(i) to avoid the service of a subpoena or summons to testify; [or]

(ii) to be absent from an official proceeding to which the victim or witness has been subpoenaed or summoned; OR

(III) NOT TO REPORT THE EXISTENCE OF FACTS RELATING TO A CRIME OR DELINQUENT ACT.

(B) A PERSON MAY NOT SOLICIT ANOTHER PERSON TO HARM ANOTHER, THREATEN TO HARM ANOTHER, OR DAMAGE OR DESTROY PROPERTY WITH THE INTENT TO:

(1) INFLUENCE A VICTIM OR WITNESS TO TESTIFY FALSELY OR WITHHOLD TESTIMONY; OR

(2) INDUCE A VICTIM OR WITNESS: