

Article 26A – Criminal Injuries Compensation Act

12.

(a) (1) An award may not be made unless the Board members find that (i) a crime was committed, (ii) such crime directly resulted in personal physical injury to, or death of the victim, and (iii) police records show that such crime was promptly reported to the proper authorities; and in no case may an award be made where the police records show that such report was made more than forty-eight hours after the occurrence of such crime unless the Board, for good cause shown, finds the delay to have been justified. The Board, upon finding that any claimant or award recipient has not fully cooperated with all law enforcement agencies, may deny or withdraw any award, as the case may be.

(2) An award may not be made unless funds are appropriated and available for the full amount of the award. If a multiyear award is made, the total amount of the award shall be obligated and held for such period of time as is necessary to complete payment in accordance with the provisions of the award. If payment of the award is terminated for any reason subsequent to June 30 of the fiscal year in which the award was made, the remainder of the award shall revert to the [General Fund] CRIMINAL INJURIES COMPENSATION FUND ESTABLISHED UNDER § 17A OF THIS ARTICLE. Any compensation awarded under the provisions of this Act shall not exceed \$25,000 for any disability-related claim and \$45,000 for any medical claim. The maximum amount awarded under all of the provisions of this Act shall not exceed \$45,000, including any subsequent and supplemental awards.

(3) Any compensation awarded under the provisions of this article for the purposes of psychiatric, psychological, or mental health counseling shall not exceed \$2,000 for each claimant.

17.

(a) In this section, "crime" means an act committed by a person in the State which is ~~a crime~~:

(1) ~~Under~~ A CRIME UNDER Article 27 of the Code; [or]

(2) ~~UNDER THE TRANSPORTATION ARTICLE~~ A VIOLATION OF THE TRANSPORTATION ARTICLE WHICH IS PUNISHABLE BY IMPRISONMENT; OR

[(2)](3) ~~At~~ A CRIME AT common law.

(b) In addition to any other costs required by law, a circuit court shall impose on a defendant convicted of a crime an additional cost of \$40 in the case.

(c) (1) ~~[In] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,~~ ~~In~~ addition to any other costs required by law, the District Court shall impose on a defendant convicted of a crime an additional cost of \$30 in the case.

(2) ~~IN ANY CASE INVOLVING A VIOLATION OF THE TRANSPORTATION ARTICLE THAT IS PUNISHABLE ONLY BY PAYMENT OF A FINE, INCLUDING ANY CASE IN WHICH THE DEFENDANT ELECTS TO WAIVE THE RIGHT TO TRIAL AND PAY THE~~