

(b) A victim or representative shall be presumed to have the right to be present at the trial.

(c) The judge may sequester a victim or representative from any part of the trial at the request of the defendant or the State only after a finding of good cause.

(d) A judge may remove a victim or representative from the trial for the same causes and in the same manner as the laws or rules of court provide for the exclusion or removal of the defendant.

643D.

(a) In every case resulting in serious physical injury or death, the victim or a member of the victim's immediate family, or if the victim is deceased, under a mental, physical, or legal disability, or otherwise unable to provide the required information, the personal representative, guardian, or committee, or other family member may, at the request of the State's Attorney and in the discretion of the sentencing judge, address the sentencing judge or jury under oath or affirmation before the imposition of sentence.

(b) (1) If the victim or the victim's representative is permitted to address the judge or jury, the defendant may cross-examine the victim or the victim's representative.

(2) The cross-examination is limited to the factual statements made in the address to the judge or jury.

(c) (1) A victim or representative has the right not to address the court at sentencing.

(2) A person may not attempt to coerce a victim or representative to address the court at sentencing.

#### **Article 41 – Governor – Executive and Administrative Departments**

4-609.

(a) Whenever any court shall suspend the sentence of any person convicted of crime, and shall direct such person, to continue, for a certain time, or until otherwise ordered, under the supervision of the Division, it shall be the duty of the said Division to supervise, when so requested by said court, the conduct of such person and to ascertain and report to said court whether or not the conditions of such probation or suspension of sentence are being faithfully complied with by such person.

(b) The parole and probation agents of the Division shall provide the judge of the court with presentence reports or other investigations in all cases when requested by any judge. The presentence reports are confidential and not available for public inspection except upon court order. However, presentence reports shall be made available, upon request, to the defendant's attorney, the State's Attorney, a correctional institution, a parole or probation, or pretrial release official of this State, any other state, the United States, or the District of Columbia, and a public or private mental health facility in any of