

~~(2) THE CLERKS OF THE COURTS AND APPROPRIATE LOCAL LAW ENFORCEMENT AGENCIES SHALL BE RESPONSIBLE FOR ENTRY, MAINTENANCE, AND PROMPT VALIDATION OF CIVIL PROTECTIVE ORDERS IN THE SYSTEM IN ACCORDANCE WITH PROCEDURES ADOPTED BY THE DEPARTMENT.~~

~~Article — Courts and Judicial Proceedings~~

~~9-105.~~

~~One spouse is not competent to disclose any confidential communication between the spouses occurring during their marriage UNLESS THE CONFIDENTIAL COMMUNICATION OCCURS DURING THE COMMISSION OF A CRIME COMMITTED BY ONE SPOUSE AGAINST THE OTHER OR PERTAINS TO A CRIME COMMITTED BY ONE SPOUSE AGAINST THE OTHER.~~

~~9-106.~~

~~The spouse of a person on trial for a crime may not be compelled to testify as an adverse witness unless the charge involves:~~

- ~~(1) [the] THE abuse of a child under 18; OR~~
- ~~(2) ANY CRIMINAL OFFENSE IN WHICH THE SPOUSE IS A VICTIM.~~

~~10-917.~~

~~(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED:~~

~~(2) "BATTERED CHILD SYNDROME" MEANS THE PSYCHOLOGICAL CONDITION OF A VICTIM OF REPEATED PHYSICAL, PSYCHOLOGICAL, OR SEXUAL ABUSE BY A PARENT OR OTHER PERSON WHO HAS OR HAD PERMANENT CARE OR CUSTODY OF THE VICTIM OR BY ANY CURRENT OR FORMER HOUSEHOLD OR FAMILY MEMBER, WHICH IS ALSO RECOGNIZED IN THE MEDICAL AND SCIENTIFIC COMMUNITY AS THE "BATTERED CHILD SYNDROME".~~

~~(3) "DEFENDANT" MEANS AN INDIVIDUAL CHARGED WITH:~~

~~(I) FIRST DEGREE MURDER, SECOND DEGREE MURDER, MANSLAUGHTER, MAIMING, OR ATTEMPT TO COMMIT ANY OF THESE CRIMES; OR~~

~~(II) ASSAULT WITH INTENT TO MURDER OR MAIM.~~

~~(B) NOTWITHSTANDING EVIDENCE THAT THE DEFENDANT WAS THE FIRST AGGRESSOR, USED EXCESSIVE FORCE, OR FAILED TO RETREAT AT THE TIME OF THE ALLEGED OFFENSE, WHEN THE DEFENDANT RAISES THE ISSUE THAT THE DEFENDANT WAS, AT THE TIME OF THE ALLEGED OFFENSE, SUFFERING FROM THE BATTERED CHILD SYNDROME AS A RESULT OF THE PAST COURSE OF CONDUCT OF THE INDIVIDUAL WHO IS THE VICTIM OF THE CRIME FOR WHICH THE DEFENDANT HAS BEEN CHARGED, THE COURT MAY ADMIT FOR THE PURPOSE OF EXPLAINING THE DEFENDANT'S MOTIVE OR STATE OF MIND, OR BOTH, AT THE TIME OF THE COMMISSION OF THE ALLEGED OFFENSE:~~