

~~(1) EVIDENCE OF REPEATED PHYSICAL, PSYCHOLOGICAL, OR SEXUAL ABUSE OF THE DEFENDANT PERPETRATED BY AN INDIVIDUAL WHO IS THE VICTIM OF A CRIME FOR WHICH THE DEFENDANT HAS BEEN CHARGED; AND~~

~~(2) EXPERT TESTIMONY ON THE BATTERED CHILD SYNDROME.~~

Article - Courts and Judicial Proceedings

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) ASSAULT AND BATTERY IN WHICH THE SPOUSE IS A VICTIM IF:

(I) THE PERSON ON TRIAL WAS CHARGED WITH ASSAULT AND BATTERY OF THE SPOUSE WITHIN 1 YEAR OF THE CURRENT CHARGE;

(II) THE SPOUSE WAS SWORN TO TESTIFY AT THE PREVIOUS TRIAL;  
AND

(III) THE SPOUSE REFUSED TO TESTIFY ON THE BASIS OF THE PROVISIONS OF THIS SECTION.

Article - Family Law

4-509.

(a) A person who fails to comply with the relief granted in an ex parte order under § 4-505(a)(2)(i), (ii), (iii), (iv), or (v) of this subtitle or in a protective order under § 4-506(d)(1), (2), (3), (4), or (5) of this subtitle is guilty of a misdemeanor and on conviction is subject, for each offense, to a fine not exceeding \$500 or imprisonment not exceeding 60 days or both.

(b) An officer ~~may~~ **SHALL** arrest with or without a warrant and take into custody a person whom the officer **[observes]** HAS PROBABLE CAUSE TO BELIEVE IS in violation of an ex parte order or protective order in effect at the time of the violation.

**Part III. [Battered Spouses] VICTIMS OF DOMESTIC VIOLENCE**

4-513.

In this Part III of this subtitle, **["battered spouse"] "VICTIM OF DOMESTIC VIOLENCE"** means an individual who has received deliberate~~+~~, severe, and demonstrable~~+~~ physical injury~~+~~, or is in fear of imminent deliberate~~+~~, severe, and demonstrable~~+~~ physical injury from **[a spouse with whom the individual resides] A CURRENT OR FORMER SPOUSE, OR A CURRENT OR FORMER COHABITANT, AS DEFINED IN § 4-501 OF THIS SUBTITLE.**