

(i) A crime of violence as defined under [ Article 27,] § 643B of [ the Code ] THIS ARTICLE; or

(ii) Except as provided in paragraph (2) of this subsection, a crime involving, causing, or resulting in death or serious bodily injury.

(2) "Victim of a violent crime" does not include a victim of an offense that is not punishable by imprisonment under the Maryland Vehicle Law or under Title 8, Subtitle 7 of the Natural Resources Article ("State Boat Act").

(b) (1) In the event of the death or disability of a victim of a violent crime, the term "victim of a violent crime" includes the victim's:

- (i) Spouse or surviving spouse;
- (ii) Parent or legal guardian;
- (iii) Child; or
- (iv) Sibling.

(2) If there is a dispute over who shall be the victim's representative, the court shall select a representative for the victim.

(c) Although not a party to a criminal proceeding, the victim of the violent crime for which the defendant is charged has the right to file an application for leave to appeal to the Court of Special Appeals from an interlocutory or final order that denies or fails to consider a right secured to that victim by [ Article 27, § 620(b) or § 643D] § 773(B) OR § 780 OF THIS SUBTITLE or Article 41, § 4-609 of the Code.

(d) The filing of an application for leave to appeal under this section may not result in the stay of other proceedings in a criminal case without the consent of all of the parties.

DRAFTER'S NOTE: This section is transferred from CJ § 12-303.1.

The only changes are in style.

As to the definition of "court", see CJ § 1-101.

#### 777. WITNESS COMPENSATION.

A WITNESS ATTENDING COURT HAS THE RIGHT TO COMPENSATION AS PROVIDED IN § 9-202 OF THE COURTS ARTICLE.

DRAFTER'S NOTE: This section merely provides a cross-reference to CJ § 9-202.

No change in the law is intended.