

791. ADMISSIBILITY OF EVIDENCE IN RAPE CASES.

EVIDENCE RELATING TO A VICTIM'S CHASTITY OR PRIOR SEXUAL CONDUCT MAY BE ADMITTED IN A PROSECUTION FOR RAPE OR SEXUAL OFFENSE IN THE FIRST OR SECOND DEGREE ONLY IN THE MANNER PROVIDED UNDER § 461A OF THIS ARTICLE.

DRAFTER'S NOTE: This section merely provides a cross-reference to Art. 27, § 461A of the Code for informational purposes.

No change in the law is intended.

[692B.] 792. CHILD SEXUAL OFFENDERS - RELEASE OR ESCAPE FROM CONFINEMENT.

(a) (1) In this section the following words have the meanings indicated.

(2) "Child sexual offender" means a person who:

(i) Has been convicted of violating § 35C of this article for an offense involving sexual abuse;

(ii) Has been convicted of violating any of the provisions of §§ 462 through 464B of this article for an offense involving an individual under the age of 15 years;

(iii) Has been granted probation before judgement after being found guilty of any of the offenses listed in items (i) and (ii) of this paragraph and has been ordered by the court, as a condition of probation, to comply with the requirements of this section;

(iv) Has been convicted of, or granted probation before judgement after being found guilty of, violating § 464C of this article and has been ordered by the court, as a part of a sentence or condition of probation, to comply with the requirements of this section;

(v) Has been found not criminally responsible for any of the offenses listed in items (i) and (ii) of this section; or

(vi) Has been convicted in another state of an offense that, if committed in this State, would constitute one of the offenses listed in items (i) and (ii) of this paragraph.

(3) "Local law enforcement agency" means the law enforcement agency in a county that has been designated by resolution of the county governing body as the primary law enforcement unit in the county.

(4) (i) "Release" means any type of release from the custody of a supervising authority.

(ii) "Release" includes release on parole, mandatory supervision, work release, and any type of temporary leave other than leave that is granted on an emergency basis.