

investigation would help the sentencing process. The burden of establishing that the presentence investigation should be ordered is on the party that requests the investigation.

(2) A PRESENTENCE INVESTIGATION ~~MAY~~ SHALL INCLUDE A VICTIM IMPACT STATEMENT ~~AS PROVIDED IF REQUIRED~~ UNDER ARTICLE 27, § 781 OF THE CODE.

(d) In any case in which the death penalty or imprisonment for life without the possibility of parole is requested under Article 27, § 412, a presentence investigation, including a victim impact statement AS PROVIDED UNDER ARTICLE 27, § 781 OF THE CODE, shall be completed by the Division of Parole and Probation, and shall be considered by the court or jury before whom the separate sentencing proceeding is conducted under Article 27, § 412 or § 413.

DRAFTER'S NOTE: Former subsection (c)(2), (3), and (4) have been transferred to be Art. 27, § 781 of the Code. New subsection (c)(2) of this section is added as a cross-reference for informational purposes.

In subsection (d) of this section, a cross-reference to Art. 27, § 781 of the Code is added for clarity.

Article - Courts and Judicial Proceedings

3-829. LIABILITY FOR ACTS OF CHILD.

THE COURT MAY ENTER A JUDGMENT OF RESTITUTION AGAINST THE PARENT OF A CHILD, THE CHILD, OR BOTH AS PROVIDED UNDER ARTICLE 27, § 808 OF THE CODE.

3-836. RIGHTS OF VICTIM OR WITNESS OF DELINQUENT ACT.

THE GUIDELINES PROVIDED UNDER ARTICLE 27, § 851 OF THE CODE APPLY TO VICTIMS AND WITNESSES OF DELINQUENT ACTS.

10-917. RESTITUTION HEARINGS.

A WRITTEN STATEMENT OF EXPENSES OR A BILL SHALL BE TAKEN AS PRIMA FACIE EVIDENCE AT A RESTITUTION HEARING AS PROVIDED UNDER ARTICLE 27, § 809 OF THE CODE.

SECTION 9. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article 27 - Crimes and Punishments

830.

(a) In this section, "crime" means an act committed by a person in the State which is:

- (1) A crime under Article 27 of the Code;
- (2) A violation of the Transportation Article which is punishable by imprisonment; or