

(III) THE COURT MAY CONSIDER A VICTIM IMPACT STATEMENT IN DETERMINING WHETHER TO WAIVE JURISDICTION UNDER THIS SECTION.

~~(2)~~ (2) THE A VICTIM SHALL BE GIVEN NOTICE OF THE WAIVER HEARING AS PROVIDED UNDER § 770 OF THIS ARTICLE.

770.

(e) (1) If a victim has filed a notification request form under subsection (d) of this section, the State's Attorney shall send to the victim prior notice, if practicable, of all court proceedings in the case, including the terms and conditions of a plea agreement, if any, AND OF THE VICTIM'S RIGHT TO SUBMIT A VICTIM IMPACT STATEMENT TO THE COURT AS PROVIDED IN § 781 OF THIS ARTICLE.

(2) If the case is in a jurisdiction in which the office of the clerk is equipped with an automated filing system, nothing in this subsection precludes the State's Attorney from requesting the clerk to send the notice required under paragraph (1) of this subsection.

(3) After a victim has filed a notification request form under subsection (d) of this section and if prior notice to the victim is not practicable, or if the victim is not present at the proceeding, the State's Attorney shall, as soon after the proceeding as practicable, advise the victim of the terms and conditions of any plea agreement, judicial action, and all other proceedings that affect the victim's interests, including a bail hearing or change in the defendant's pretrial release order, dismissal, nolle prosequi or stetting of charges, trial, disposition, or post-sentencing court proceeding.

(4) Whether or not the victim has filed a notification request form under subsection (d) of this section, if the victim requests such information, nothing may preclude the State's Attorney from giving the victim information concerning the current status of the case.

781.

(a) In this section, "defendant" means:

- (1) A person who is charged with a crime; or
- (2) A child who is alleged to have committed a delinquent act.

(b) A presentence investigation that is completed by the Division of Parole and Probation under Article 41, § 4-609 of the Code or a predisposition investigation that is completed by the Department of Juvenile Justice shall include a victim impact statement, if:

- (1) The defendant, in committing a felony or delinquent act that would be a felony if committed by an adult, caused physical, psychological, or economic injury to the victim; or
- (2) The defendant, in committing a misdemeanor, caused serious physical injury or death to the victim.