

- Defined terms: "Commission" § 7-101
- "Division of Parole and Probation" § 1-101
- "Mandatory supervision" § 7-101
- "Parole" § 7-101

SUBTITLE 8. VICTIMS' RIGHTS; NOTICE TO SENTENCING JUDGE.

7-801. PAROLE RELEASE HEARING.

(A) "VICTIM" DEFINED.

IN THIS SECTION, "VICTIM" MEANS:

- (1) AN INDIVIDUAL WHO SUFFERS PERSONAL PHYSICAL INJURY OR DEATH AS A DIRECT RESULT OF A CRIME;
- (2) A VICTIM OF CHILD ABUSE UNDER ARTICLE 27, § 35C OF THE CODE;
- (3) A VICTIM OF A VIOLENT CRIME, OR
- (4) IF THE VICTIM IS DECEASED, DISABLED, OR A MINOR, A DESIGNATED FAMILY MEMBER OR OTHER REPRESENTATIVE OF THE VICTIM.

(B) NOTICE TO VICTIM; DESIGNATION OF REPRESENTATIVE TO RECEIVE NOTICE.

(1) AT LEAST 90 DAYS BEFORE AN INMATE'S PAROLE RELEASE HEARING, THE DEPARTMENT SHALL NOTIFY THE VICTIM OR THE VICTIM'S DESIGNATED REPRESENTATIVE IN WRITING, DIRECTED TO THE MOST CURRENT ADDRESS ON FILE, THAT THE PAROLE RELEASE HEARING HAS BEEN SCHEDULED IF:

(I) THE VICTIM FILED A NOTIFICATION REQUEST FORM UNDER ARTICLE 27, § 770 OF THE CODE; OR

(II) THE VICTIM MAKES A WRITTEN REQUEST TO THE DEPARTMENT FOR NOTIFICATION AND MAINTAINS A CURRENT ADDRESS ON FILE WITH THE DEPARTMENT.

(2) THE VICTIM MAY DESIGNATE IN WRITING TO THE DEPARTMENT THE NAME AND ADDRESS OF A REPRESENTATIVE WHO IS A RESIDENT OF THE STATE TO RECEIVE NOTICE FOR THE VICTIM.

(C) UPDATED VICTIM IMPACT STATEMENT.

(1) NOT LATER THAN 30 DAYS AFTER THE DATE OF THE DEPARTMENT'S NOTICE UNDER SUBSECTION (B) OF THIS SECTION, THE VICTIM OF A VIOLENT CRIME MAY SUBMIT TO THE DEPARTMENT A WRITTEN REQUEST THAT THE DIVISION OF PAROLE AND PROBATION BE REQUIRED TO COMPLETE AN UPDATED VICTIM IMPACT STATEMENT.

(2) IF THE VICTIM SUBMITS A REQUEST AS AUTHORIZED BY PARAGRAPH (1) OF THIS SUBSECTION, THE DEPARTMENT SHALL DIRECT THE DIVISION OF PAROLE AND PROBATION TO: