

(As enacted by Chapter 10 (S.B. 1) of the Acts of the General Assembly of 2001)

BY repealing and reenacting, with amendments,

Article - Criminal Procedure

Section 5-201(a) and 11-203

Annotated Code of Maryland

(As enacted by Chapter 10 (S.B. 1) of the Acts of the General Assembly of 2001)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article - Courts and Judicial Proceedings**

3-815.

(j) (1) If a child is alleged to have committed a delinquent act [that would be stalking under Article 27, § 124 of the Code or would be a felony if committed by an adult], the court or a juvenile intake officer shall consider including, as a condition of releasing the child pending an adjudicatory or disposition hearing, reasonable protections for the safety of the alleged victim.

(2) IF A VICTIM HAS REQUESTED REASONABLE PROTECTIONS FOR SAFETY, THE COURT OR JUVENILE INTAKE OFFICER SHALL CONSIDER INCLUDING, AS A CONDITION OF RELEASING THE CHILD PENDING AN ADJUDICATORY OR DISPOSITION HEARING, PROVISIONS REGARDING NO CONTACT WITH THE ALLEGED VICTIM OR THE ALLEGED VICTIM'S PREMISES OR PLACE OF EMPLOYMENT.

**Article - Criminal Procedure**

5-201.

(a) (1) [If a defendant is charged with stalking (1) under Article 27, § 124 of the Code or with a felony, the] THE court or a District Court commissioner shall consider including, as a condition of pretrial release FOR A DEFENDANT, reasonable protections for the safety of the alleged victim.

(2) IF A VICTIM HAS REQUESTED REASONABLE PROTECTIONS FOR SAFETY, THE COURT OR A DISTRICT COURT COMMISSIONER SHALL CONSIDER INCLUDING, AS A CONDITION OF PRETRIAL RELEASE, PROVISIONS REGARDING NO CONTACT WITH THE ALLEGED VICTIM OR THE ALLEGED VICTIM'S PREMISES OR PLACE OF EMPLOYMENT.

11-203.

As provided under § 5-201 of this article AND § 3-815 OF THE COURTS ARTICLE, the court, a juvenile intake officer, or a District Court commissioner shall consider [the]:

(1) THE safety of the alleged victim in setting conditions of: