

11-102. VICTIM'S RIGHT TO ATTEND PROCEEDINGS.

(A) IN GENERAL.

IF PRACTICABLE, A VICTIM OR VICTIM'S REPRESENTATIVE WHO HAS FILED A NOTIFICATION REQUEST FORM UNDER § 11-104 OF THIS SUBTITLE HAS THE RIGHT TO ATTEND ANY PROCEEDING IN WHICH THE RIGHT TO APPEAR HAS BEEN GRANTED TO A DEFENDANT.

(B) EMPLOYMENT PROTECTION.

AS PROVIDED IN § 9-205 OF THE COURTS ARTICLE, A PERSON MAY NOT BE DEPRIVED OF EMPLOYMENT SOLELY BECAUSE OF JOB TIME LOST BECAUSE THE PERSON ATTENDED A PROCEEDING THAT THE PERSON HAS A RIGHT TO ATTEND UNDER THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, §§ 857 and 778, except for the references to former § 3-812 of the Courts Article and former Art. 27, § 773.

The Criminal Procedure Article Review Committee notes, for consideration by the General Assembly, that the right to attend proceedings under subsection (a) of this section does not apply to proceedings that a child respondent has a right to attend. The General Assembly may wish to amend this section to cover child respondents.

As to the revision of the rest of former Art. 27, § 778, see § 11-302(f) of this title.

Defined term: "Person" § 1-101

11-103. APPLICATION FOR LEAVE TO APPEAL DENIAL OF VICTIM'S RIGHTS.

(A) "VIOLENT CRIME" DEFINED.

(1) IN THIS SECTION, "VIOLENT CRIME" MEANS:

(I) A CRIME OF VIOLENCE; OR

(II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A CRIME INVOLVING, CAUSING, OR RESULTING IN DEATH OR SERIOUS BODILY INJURY.

(2) "VIOLENT CRIME" DOES NOT INCLUDE AN OFFENSE UNDER THE MARYLAND VEHICLE LAW OR UNDER TITLE 8, SUBTITLE 7 OF THE NATURAL RESOURCES ARTICLE UNLESS THE OFFENSE IS PUNISHABLE BY IMPRISONMENT.

(B) RIGHT TO FILE FOR LEAVE TO APPEAL.

ALTHOUGH NOT A PARTY TO A CRIMINAL PROCEEDING, A VICTIM OF A VIOLENT CRIME FOR WHICH THE DEFENDANT IS CHARGED MAY FILE AN APPLICATION FOR LEAVE TO APPEAL TO THE COURT OF SPECIAL APPEALS FROM AN INTERLOCUTORY