

SUBTITLE 2. PRETRIAL RIGHTS.

11-201. RIGHTS OF VICTIM OF ASSAULT.

A VICTIM OF AN ASSAULT HAS THE RIGHTS PROVIDED UNDER ARTICLE 27, § 12A-5 OF THE CODE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 766.

In this section, the former phrase "concerning compromising cases of assault" is deleted as surplusage.

11-202. VICTIM OF DELINQUENT ACT.

(A) DEFINITION.

IN THIS SECTION, "VICTIM" HAS THE MEANING STATED IN § 3-801 OF THE COURTS ARTICLE.

(B) IN GENERAL.

A VICTIM OF A DELINQUENT ACT HAS THE RIGHTS PROVIDED UNDER § 3-810 OF THE COURTS ARTICLE.

REVISOR'S NOTE: Subsection (a) of this section is new language added for clarity.

Subsection (b) of this section is new language derived without substantive change from former Art. 27, § 767.

Defined term: "Delinquent act" § 11-101

11-203. PROTECTION OF VICTIM BEFORE TRIAL OR HEARING.

AS PROVIDED UNDER § 5-201 OF THIS ARTICLE, THE COURT, A JUVENILE INTAKE OFFICER, OR A DISTRICT COURT COMMISSIONER SHALL CONSIDER THE SAFETY OF THE ALLEGED VICTIM IN SETTING CONDITIONS OF:

(1) THE PRETRIAL RELEASE OF A DEFENDANT CHARGED WITH STALKING OR A FELONY; OR

(2) THE PREHEARING RELEASE OF A CHILD RESPONDENT WHO IS ALLEGED TO HAVE COMMITTED A DELINQUENT ACT THAT WOULD BE STALKING OR A FELONY IF COMMITTED BY AN ADULT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 768.

In item (2) of this section, the reference to "prehearing release" is added to describe accurately the type of release to which a child respondent in juvenile court is entitled.

Also in item (2) of this section, the defined term "child respondent" is substituted for the former reference to "child" to conform to the