

(2) THE PRESENCE OF THE VICTIM OR REPRESENTATIVE WOULD INFLUENCE THE VICTIM'S OR REPRESENTATIVE'S FUTURE TESTIMONY IN A MANNER THAT WOULD MATERIALLY AFFECT A DEFENDANT'S RIGHT TO A FAIR TRIAL OR A CHILD RESPONDENT'S RIGHT TO A FAIR HEARING.

(E) REMOVAL OF REPRESENTATIVE OR VICTIM.

THE COURT MAY REMOVE A VICTIM OR REPRESENTATIVE FROM THE TRIAL OR JUVENILE DELINQUENCY ADJUDICATORY HEARING FOR THE SAME CAUSES AND IN THE SAME MANNER AS THE LAW PROVIDES FOR THE EXCLUSION OR REMOVAL OF A DEFENDANT OR A CHILD RESPONDENT.

(F) 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.

(G) CONSTRUCTION OF SECTION.

THIS SECTION DOES NOT LIMIT A VICTIM'S OR REPRESENTATIVE'S RIGHT TO ATTEND A TRIAL OR JUVENILE DELINQUENCY ADJUDICATORY HEARING AS PROVIDED IN § 3-812 OF THE COURTS ARTICLE OR § 11-102 OF THIS ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 773(b) through (f) and (a)(1), (3), and (4) and, except for the reference to former Art. 27, § 857, § 778.

In subsection (a)(3) of this section, the former reference to a crime or delinquent act "for which the defendant is being tried or adjudicated" is deleted as surplusage.

In subsection (d)(2) of this section, the former reference to testimony "at the trial or adjudicatory hearing" is deleted as implicit in the reference to "testimony".

In subsection (e) of this section, the former reference to "rules of court" is deleted as unnecessary in light of the comprehensive reference to "law", which includes the Maryland Rules. See Md. Constitution, Art. IV, § 18.

The balance of former Art. 27, § 778, is revised at § 11-102(b) of this title.

As for the addition of the reference to "child respondent" throughout this section, see General Revisor's Note to title:

Defined terms: "Child respondent" § 11-101

"Delinquent act" § 11-101

"Person" § 1-101

11-303. TESTIMONY OF CHILD VICTIM BY CLOSED CIRCUIT TELEVISION.

(A) SCOPE OF SECTION.