

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 781(b) through (g).

In subsections (b) and (c) of this section, the defined term "prosecuting attorney" is substituted for the former narrower reference to a "State's Attorney" to reflect that, in practice, attorneys other than a State's Attorney may prosecute cases and thus have victim notification responsibilities.

In subsection (e) of this section, the reference to a "crime" is substituted for the former reference to an "offense" to conform to the terminology used in this section.

In subsection (f) of this section, the former phrase "as may be necessary" is deleted as surplusage.

Also in subsection (f) of this section, the former reference to a "committee" is deleted as obsolete.

Also in subsection (f) of this section, the former references to "guardian" and "family members" are deleted as included in the defined term "victim's representative".

Defined terms: "Child respondent" § 11-101

"Delinquent act" § 11-101

"Prosecuting attorney" § 11-101

"Victim's representative" § 11-401

11-403. RIGHT OF VICTIM OR VICTIM'S REPRESENTATIVE TO ADDRESS COURT DURING SENTENCING OR DISPOSITION HEARING.

(A) "SENTENCING OR DISPOSITION HEARING" DEFINED.

IN THIS SECTION, "SENTENCING OR DISPOSITION HEARING" MEANS A HEARING AT WHICH THE IMPOSITION OF A SENTENCE, DISPOSITION IN A JUVENILE COURT PROCEEDING, OR ALTERATION OF A SENTENCE OR DISPOSITION IN A JUVENILE COURT PROCEEDING IS CONSIDERED.

(B) IN GENERAL.

IN THE SENTENCING OR DISPOSITION HEARING THE COURT:

(1) IF PRACTICABLE, SHALL ALLOW THE VICTIM OR THE VICTIM'S REPRESENTATIVE TO ADDRESS THE COURT UNDER OATH BEFORE THE IMPOSITION OF SENTENCE OR OTHER DISPOSITION:

(I) AT THE REQUEST OF THE PROSECUTING ATTORNEY; OR

(II) IF THE VICTIM HAS FILED A NOTIFICATION REQUEST FORM UNDER § 11-104 OF THIS TITLE; AND