

(2) A PERSON RELATED BY BLOOD OR MARRIAGE TO THE PERSON BURIED IN THE BURIAL SITE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 805A(1)(2).

This section, which formerly was part of a definition, is revised as a section granting power to certain persons to act on behalf of victims, for clarity.

In item (2) of this section, the defined term "person" is substituted for the former reference to an "individual" to conform to the terminology used throughout this article.

Defined terms: "Delinquent act" § 11-101

"Nolo contendere" § 1-101

"Person" § 1-101

"Victim" § 11-601

11-603. RESTITUTION DETERMINATION.

(A) CONDITIONS FOR JUDGMENT OF RESTITUTION.

A COURT MAY ENTER A JUDGMENT OF RESTITUTION THAT ORDERS A DEFENDANT OR CHILD RESPONDENT TO MAKE RESTITUTION IN ADDITION TO ANY OTHER PENALTY FOR THE COMMISSION OF A CRIME OR DELINQUENT ACT, IF:

(1) AS A DIRECT RESULT OF THE CRIME OR DELINQUENT ACT, PROPERTY OF THE VICTIM WAS STOLEN, DAMAGED, DESTROYED, CONVERTED, OR UNLAWFULLY OBTAINED, OR ITS VALUE SUBSTANTIALLY DECREASED;

(2) AS A DIRECT RESULT OF THE CRIME OR DELINQUENT ACT, THE VICTIM SUFFERED:

(I) ACTUAL MEDICAL, DENTAL, HOSPITAL, COUNSELING, FUNERAL, OR BURIAL EXPENSES;

(II) ANY OTHER DIRECT OUT-OF-POCKET LOSS; OR

(III) LOSS OF EARNINGS;

(3) THE VICTIM INCURRED MEDICAL EXPENSES THAT WERE PAID BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE OR ANY OTHER GOVERNMENTAL UNIT;

(4) A GOVERNMENTAL UNIT INCURRED EXPENSES IN REMOVING, TOWING, TRANSPORTING, PRESERVING, STORING, SELLING, OR DESTROYING AN ABANDONED VEHICLE AS DEFINED IN § 25-201 OF THE TRANSPORTATION ARTICLE;

(5) THE CRIMINAL INJURIES COMPENSATION BOARD PAID BENEFITS TO A VICTIM; OR

(6) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE OR OTHER GOVERNMENTAL UNIT PAID EXPENSES INCURRED UNDER SUBTITLE 2, PART II OF THIS TITLE.