

(3) THE DEFENDANT IS ACQUITTED;

(4) THE DEFENDANT IS FOUND TO BE INCOMPETENT TO STAND TRIAL UNDER § 3-106 OF THIS ARTICLE AND AT LEAST 5 YEARS HAVE PASSED SINCE THAT FINDING WITHOUT A FURTHER DISPOSITION OF THE CHARGE; OR

(5) THE CHARGES AGAINST THE DEFENDANT ARE PLACED ON THE STET DOCKET, AND AT LEAST 3 YEARS HAVE PASSED.

(F) MONEY TO BE PAID TO DEFENDANT.

NOTWITHSTANDING § 11-628 OF PART II OF THIS SUBTITLE, IF A DEFENDANT WAS CONVICTED BEFORE JULY 1, 1987, THE ATTORNEY GENERAL SHALL PAY OVER TO THE DEFENDANT:

(1) ALL MONEY IN THE ESCROW ACCOUNT IF:

(I) AT LEAST 5 YEARS HAVE PASSED SINCE THE ESCROW ACCOUNT WAS ESTABLISHED; AND

(II) NO ACTION BY THE VICTIM OR VICTIM'S REPRESENTATIVE IS PENDING AGAINST THE DEFENDANT; OR

(2) ALL MONEY REMAINING IN THE ESCROW ACCOUNT AFTER PAYMENT OF THE CLAIMS DESCRIBED IN § 11-628 OF PART II OF THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 854(e).

Throughout this section, the word "money" is substituted for the former reference to "funds" for consistency and to avoid confusion with entities that have been established as funds.

In subsection (d)(1) of this section, the phrase "under this subtitle" is added for clarity.

In subsection (e)(5) of this section, the former reference to "a period of" at least 3 years is deleted as unnecessary.

Defined terms: "County" § 1-101

"Defendant" § 11-621

"Nolle prosequi" § 1-101

"Nolo contendere" § 1-101

"Victim" § 11-621

"Victim's representative" § 11-621

11-625. PAYMENTS FROM ESCROW ACCOUNT.

(A) PAYMENTS TO HIRE LEGAL COUNSEL.

THE ATTORNEY GENERAL SHALL PAY THE DEFENDANT FROM THE ESCROW ACCOUNT THE MONEY THAT A COURT OF COMPETENT JURISDICTION: