

The reference to a victim "who seeks to bring a civil action" under Part II of this subtitle is added for clarity.

Defined terms: "Defendant" § 11-621

"Victim" § 11-621

"Victim's representative" § 11-621

11-627. ACTIONS VOID AS AGAINST PUBLIC POLICY.

ANY ACTION THAT A DEFENDANT TAKES TO DEFEAT THE PURPOSE OF PART II OF THIS SUBTITLE, INCLUDING AN EXECUTION OF A POWER OF ATTORNEY, CREATION OF A CORPORATE ENTITY, OR DESIGNATION OF THE DEFENDANT'S INTEREST, IS VOID AS AGAINST PUBLIC POLICY.

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

Defined term: "Defendant" § 11-621

11-628. PRIORITIES FOR CLAIMS.

(A) CLAIMS.

NOTWITHSTANDING ANY OTHER LAW, A CLAIM ON MONEY IN THE ESCROW ACCOUNT HAS THE FOLLOWING PRIORITIES IN THIS ORDER:

(1) PAYMENTS ORDERED BY THE ATTORNEY GENERAL OR A COURT UNDER § 11-625 OF PART II OF THIS SUBTITLE;

(2) SUBROGATION CLAIMS OF THE STATE UNDER § 11-817 OF THIS TITLE;

(3) A COURT ORDER OF RESTITUTION UNDER § 11-603 OF THIS SUBTITLE;

(4) A CIVIL JUDGMENT OF A VICTIM OR VICTIM'S REPRESENTATIVE; AND

(5) A CIVIL JUDGMENT OF A PERSON, OTHER THAN A VICTIM OR VICTIM'S REPRESENTATIVE, ARISING OUT OF THE CRIME.

(B) INTERPLEADER OR DECLARATORY JUDGMENT ALLOWED.

THE ATTORNEY GENERAL MAY BRING AN ACTION OF INTERPLEADER OR AN ACTION FOR DECLARATORY JUDGMENT WHEN THE ATTORNEY GENERAL IS UNABLE TO DETERMINE THE PRIORITY OF CLAIMS AND THE PROPER DISPOSITION OF THE ESCROW ACCOUNT.

(C) REMAINING MONEY INTO ESCROW ACCOUNT.

AFTER PAYMENT OF THE CLAIMS DESCRIBED IN SUBSECTION (A) OF THIS SECTION, THE ATTORNEY GENERAL SHALL DEPOSIT THE MONEY REMAINING IN THE ESCROW ACCOUNT IN THE STATE VICTIMS OF CRIME FUND THAT IS ESTABLISHED UNDER § 11-916 OF THIS TITLE.

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