

5-201.

(a) (1) [If a defendant is charged with stalking under Article 27, § 124 of the Code or with a felony, the] THE court or a District Court commissioner shall consider including, as a condition of pretrial release FOR A DEFENDANT, reasonable protections for the safety of the alleged victim.

(2) IF A VICTIM HAS REQUESTED REASONABLE PROTECTIONS FOR SAFETY, THE COURT OR A DISTRICT COURT COMMISSIONER SHALL CONSIDER INCLUDING, AS A CONDITION OF PRETRIAL RELEASE, PROVISIONS REGARDING NO CONTACT WITH THE ALLEGED VICTIM OR THE ALLEGED VICTIM'S PREMISES OR PLACE OF EMPLOYMENT.

11-203.

As provided under § 5-201 of this article AND § 3-815 OF THE COURTS ARTICLE, the court, a juvenile intake officer, or a District Court commissioner shall consider [the]:

(1) THE safety of the alleged victim in setting conditions of:

[(1)] (I) the pretrial release of a defendant [charged with stalking or a felony]; or

[(2)] (II) the prehearing release of a child respondent who is alleged to have committed a delinquent act [that would be stalking or a felony if committed by an adult]; AND

(2) A CONDITION OF NO CONTACT WITH THE ALLEGED VICTIM OR THE ALLEGED VICTIM'S PREMISES OR PLACE OF EMPLOYMENT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2001.

May 17, 2001

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
State House
Annapolis MD 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed Senate Bill 243 – Criminal Injuries Compensation – Claimants and Awards.

This bill allows a parent, child or spouse of a crime victim who resides with the victim and who is eligible for an award as a result of the injury to the victim to be eligible for mental health counseling compensation from the Criminal Injuries Compensation Fund. The bill establishes limits for such compensation and allows the fund to make awards up to \$250 to repair, replace or clean property damaged or soiled in a crime.

In addition the bill expands the definition of crime under criminal injuries