

the District Court to take certain actions ~~if the District Court determines at a bail review hearing that a child shall remain in custody~~ if a child remains in custody for any reason after a bail review hearing; requiring a circuit court to take certain actions on receipt of a District Court case file indicating that the case involves a ~~detained~~ child who was detained after a bail review hearing; clarifying language; defining a certain term; providing for the application of this Act; and generally relating to procedures involving certain detained juvenile defendants and the transfer of cases from criminal court to juvenile court.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 4–202

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_ (S.B. 1) of the Acts of the General Assembly of 2001)

BY adding to

Article – Criminal Procedure

Section 4–202.1

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_ (S.B. 1) of the Acts of the General Assembly of 2001)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article – Criminal Procedure**

4–202.

(a) (1) In this section the following words have the meanings indicated.

(2) “Victim” has the meaning stated in § 11–104 of this article.

(3) “Victim’s representative” has the meaning stated in § 11–104 of this article.

(b) Except as provided in subsection (c) of this section, a court exercising CRIMINAL jurisdiction in a case involving a child may transfer the case to the juvenile court if:

(1) the accused child was at least 14 but not 18 years of age when the alleged crime was committed;

(2) the alleged crime is excluded from the jurisdiction of the juvenile court under § 3–804(e)(1), (4), or (5) of the Courts Article; and

(3) the court believes that a transfer of its jurisdiction is in the interest of the child or society.

(c) The court may not transfer a case to the juvenile court under subsection (b) of this section if: