

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 820(b), (c), and (d).

In subsection (b) of this section, the former reference to "rules" is deleted in light of the term "regulations". See General Revisor's Note to article.

As for the addition of the defined term "delinquent act" to the defined term "crime", see General Revisor's Note to this title.

Defined terms: "Board" § 11-101

"Claimant" § 11-801

"Crime" § 11-801

"Delinquent act" § 11-101

"Victim" § 11-801

11-810. CONDITIONS FOR AWARDS ON CLAIMS.

(A) IN GENERAL.

(1) THE BOARD MAY MAKE AN AWARD ONLY IF THE BOARD FINDS THAT:

(I) A CRIME OR DELINQUENT ACT WAS COMMITTED;

(II) 1. THE CRIME OR DELINQUENT ACT DIRECTLY RESULTED IN PHYSICAL INJURY TO OR DEATH OF THE VICTIM; OR

2. A FOURTH DEGREE SEXUAL OFFENSE, A FELONY, OR A DELINQUENT ACT THAT WOULD BE A FOURTH DEGREE SEXUAL OFFENSE OR A FELONY IF COMMITTED BY AN ADULT DIRECTLY RESULTED IN PSYCHOLOGICAL INJURY TO THE VICTIM;

(III) POLICE, OTHER LAW ENFORCEMENT, OR JUDICIAL RECORDS SHOW THAT THE CRIME OR DELINQUENT ACT OR THE DISCOVERY OF CHILD ABUSE WAS REPORTED TO THE PROPER AUTHORITIES WITHIN 48 HOURS AFTER THE OCCURRENCE OF THE CRIME OR DELINQUENT ACT OR THE DISCOVERY OF THE CHILD ABUSE; AND

(IV) THE VICTIM HAS COOPERATED FULLY WITH ALL LAW ENFORCEMENT UNITS.

(2) FOR GOOD CAUSE, THE BOARD MAY WAIVE THE REQUIREMENTS OF PARAGRAPH (1)(III) AND (IV) OF THIS SUBSECTION.

(B) SERIOUS FINANCIAL HARDSHIP.

(1) (I) THE BOARD MAY MAKE AN AWARD UNDER THIS SUBTITLE ONLY IF THE BOARD DETERMINES THAT, WITHOUT THE AWARD, THE CLAIMANT WILL SUFFER SERIOUS FINANCIAL HARDSHIP FROM THE LOSS OF EARNINGS OR SUPPORT AND MEDICAL AND OTHER EXPENSES INCURRED AS A RESULT OF THE INJURY OR DEATH.