

HOUSE BILL 355

E2

4r0827
CF 4r1046

By: **Delegate Rosenberg**

Introduced and read first time: January 23, 2014

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Programs for Survivors of Homicide Victims**

3 FOR the purpose of requiring the Governor’s Office of Crime Control and Prevention to
4 help establish and expand programs for survivors of homicide victims in the
5 State; requiring the programs to serve survivors of homicide victims in all parts
6 of the State; requiring the programs to include certain elements; authorizing
7 the Office to award certain grants; requiring the Office to regularly consult,
8 collaborate with, and consider the recommendations of certain service providers
9 on certain matters; requiring money for the programs for survivors of homicide
10 victims to be as provided in the annual State budget and to be used to
11 supplement, but not supplant, money that the programs receive from other
12 sources; requiring the Executive Director of the Office to include a report on the
13 programs for survivors of homicide victims in a certain annual report submitted
14 to the General Assembly; establishing certain findings of the General Assembly;
15 and generally relating to programs for survivors of homicide victims.

16 BY adding to

17 Article – Criminal Procedure

18 Section 11–1006

19 Annotated Code of Maryland

20 (2008 Replacement Volume and 2013 Supplement)

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

23 **Article – Criminal Procedure**

24 **11–1006.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(A) THE GENERAL ASSEMBLY FINDS THAT SURVIVORS OF HOMICIDE**
2 **VICTIMS IN THE STATE:**

3 **(1) LACK NECESSARY COUNSELING AND FOLLOW-UP SERVICES**
4 **TO:**

5 **(I) TREAT THE SURVIVORS WITH DIGNITY, RESPECT, AND**
6 **SENSITIVITY; AND**

7 **(II) INFORM THE SURVIVORS OF THE RIGHTS TO WHICH**
8 **THEY ARE ENTITLED BY LAW; AND**

9 **(2) HAVE THE HELP OF ONLY EXTREMELY LIMITED SUPPORT**
10 **SERVICES IN SOME PARTS OF THE STATE.**

11 **(B) THE PURPOSE OF THIS SECTION IS TO FACILITATE PROGRAMS THAT**
12 **ADDRESS THE SPECIAL NEEDS OF SURVIVORS OF HOMICIDE VICTIMS.**

13 **(C) (1) THE GOVERNOR'S OFFICE OF CRIME CONTROL AND**
14 **PREVENTION SHALL HELP ESTABLISH AND EXPAND PROGRAMS FOR SURVIVORS**
15 **OF HOMICIDE VICTIMS IN THE STATE.**

16 **(2) THE PROGRAMS SHALL:**

17 **(I) SERVE SURVIVORS OF HOMICIDE VICTIMS IN ALL PARTS**
18 **OF THE STATE;**

19 **(II) PROVIDE OR FACILITATE REFERRALS TO APPROPRIATE**
20 **COUNSELING, LEGAL, MENTAL HEALTH, AND ADVOCACY SERVICES FOR**
21 **SURVIVORS OF HOMICIDE VICTIMS INCLUDING SPECIALIZED SUPPORT**
22 **SERVICES TO ADULT AND MINOR SURVIVORS OF HOMICIDE VICTIMS; AND**

23 **(III) PROVIDE A TOLL-FREE TELEPHONE NUMBER AND**
24 **ASSISTANCE TO EXERCISE THE RIGHTS TO WHICH THE SURVIVORS ARE**
25 **ENTITLED BY LAW.**

26 **(D) THE GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION**
27 **MAY AWARD GRANTS TO PUBLIC OR PRIVATE NONPROFIT ORGANIZATIONS TO**
28 **OPERATE THE PROGRAMS FOR SURVIVORS OF HOMICIDE VICTIMS.**

29 **(E) THE GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION**
30 **REGULARLY SHALL CONSULT, COLLABORATE WITH, AND CONSIDER THE**
31 **RECOMMENDATIONS OF SERVICE PROVIDERS TO SURVIVORS OF HOMICIDE**

1 VICTIMS REGARDING PROGRAMS, POLICIES, PRACTICES, AND PROCEDURES
2 THAT IMPACT SURVIVORS OF HOMICIDE VICTIMS.

3 (F) MONEY FOR THE PROGRAMS FOR SURVIVORS OF HOMICIDE
4 VICTIMS SHALL BE AS PROVIDED IN THE ANNUAL STATE BUDGET AND SHALL BE
5 USED TO SUPPLEMENT, BUT NOT SUPPLANT, MONEY THAT THE PROGRAMS
6 RECEIVE FROM OTHER SOURCES.

7 (G) THE EXECUTIVE DIRECTOR OF THE GOVERNOR'S OFFICE OF
8 CRIME CONTROL AND PREVENTION SHALL INCLUDE A REPORT ON THE
9 PROGRAMS FOR SURVIVORS OF HOMICIDE VICTIMS IN THE ANNUAL REPORT
10 SUBMITTED BY THE GOVERNOR'S OFFICE OF CRIME CONTROL AND
11 PREVENTION TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF
12 THE STATE GOVERNMENT ARTICLE.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 July 1, 2014.