

IF THE COURT TRANSFERS ITS JURISDICTION UNDER THIS SECTION, THE COURT MAY ORDER THE CHILD HELD FOR AN ADJUDICATORY HEARING UNDER THE REGULAR PROCEDURE OF THE JUVENILE COURT.

(G) HOLDING IN JUVENILE FACILITY.

PENDING A DETERMINATION UNDER THIS SECTION TO TRANSFER ITS JURISDICTION, THE COURT MAY ORDER A CHILD TO BE HELD IN A JUVENILE FACILITY.

(H) RIGHTS OF VICTIMS.

(1) A VICTIM OR VICTIM'S REPRESENTATIVE SHALL BE GIVEN NOTICE OF THE TRANSFER HEARING AS PROVIDED UNDER § 11-104 OF THIS ARTICLE.

(2) (I) A VICTIM OR VICTIM'S REPRESENTATIVE MAY SUBMIT A VICTIM IMPACT STATEMENT TO THE COURT AS PROVIDED IN § 11-402 OF THIS ARTICLE.

(II) THIS PARAGRAPH DOES NOT PRECLUDE A VICTIM OR VICTIM'S REPRESENTATIVE WHO HAS NOT FILED A NOTIFICATION REQUEST FORM UNDER § 11-104 OF THIS ARTICLE FROM SUBMITTING A VICTIM IMPACT STATEMENT TO THE COURT.

(III) THE COURT MAY CONSIDER A VICTIM IMPACT STATEMENT IN DETERMINING WHETHER TO TRANSFER JURISDICTION UNDER THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 594A.

Throughout this section, the references to "transfer", "transferred", and "transfers" are substituted for the former references to "waive", "waived", and "waiver" for consistency.

In this section, the reference to a "crime" is substituted for the former reference to an "offense" to conform to the terminology used throughout this article.

In subsection (a) of this section, the defined term "victim's representative" is added to state explicitly what was only implied in the former law, which definition of "victim" included a "victim's representative".

In subsection (b)(3) of this section, the reference to "the court" is added to identify who decides on the appropriateness of a waiver under this subsection.

In subsections (f) and (g) of this section, the references to "child" are substituted for the former references to "person" and "minor" for consistency with subsections (b) through (e) of this section.

In subsection (f) of this section, the reference to an "adjudicatory hearing" is substituted for the former reference to a "trial" to conform to the terminology used in Title 3, Subtitle 8 of the Courts Article.