

Chapter 69

(Senate Bill 442)

AN ACT concerning

Criminal Injuries Compensation Board – Right to Hearing

FOR the purpose of providing that a claim filed with the Criminal Injuries Compensation Board is subject to certain provisions of the Administrative Procedure Act; providing that if a claimant requests a hearing after the Board has issued proposed findings of fact, conclusions of law, or orders, the Board shall hold a hearing before the Board issues final findings of fact, conclusions of law, or orders; and generally relating to the Criminal Injuries Compensation Board.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–815
Annotated Code of Maryland
(2008 Replacement Volume and 2009 Supplement)

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

Article – Criminal Procedure

11–815.

(A) A CLAIM UNDER THIS SUBTITLE IS SUBJECT TO THE APPLICABLE PROVISIONS OF THE ADMINISTRATIVE PROCEDURE ACT.

(B) IF A CLAIMANT REQUESTS A HEARING AFTER THE BOARD HAS ISSUED PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, OR ORDERS, THE BOARD SHALL HOLD A HEARING IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF THE ADMINISTRATIVE PROCEDURE ACT BEFORE THE BOARD ISSUES FINAL FINDINGS OF FACT, CONCLUSIONS OF LAW, OR ORDERS.

(C) Within 30 days after the final decision of the Secretary, a claimant aggrieved by that decision may appeal the decision under §§ 10–222 and 10–223 of the State Government Article.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2010.

Approved by the Governor, April 13, 2010.