Distribution to victims under Crim.Injury Compensation Fund- CP Art., sec.11-819

180

$\frac{1}{2}$	11-604] § 9-614 d	(ii) <u>distribute restitution payments forwarded to the Fund under [§</u> f the Correctional Services Article; and
3	<u>(2)</u>	may be used for:
4		(i) any award given under this subtitle; and
5		(ii) the costs of carrying out this subtitle.
6		$\underline{Article-Health-General}$
7	<u>8–505.</u>	
8 9 10 11		Before or during a criminal trial, before or after sentencing, or before or robation, the court may order the Department to evaluate a defendant to by reason of drug or alcohol abuse, the defendant is in need of and may ment if:
12 13	abuse problem; or	(i) It appears to the court that the defendant has an alcohol or drug
14		(ii) The defendant alleges an alcohol or drug dependency.
15 16	(2) examination is to b	A court shall set and may change the conditions under which an be conducted under this section.
17 18	(3) conducted in accor	The Department shall ensure that each evaluation under this section is dance with regulations adopted by the Department.
19	<u>(b)</u> On co	ensideration of the nature of the charge, the court:
20 21	basis; and	May require or permit an examination to be conducted on an outpatient
22 23	(2) defendant or author	If an outpatient examination is authorized, shall set bail for the orize the release of the defendant on personal recognizance.
24	<u>(c)</u> <u>(1)</u>	If a defendant is to be held in custody for examination under this section:
25 26	Department is able	(i) The defendant may be confined in a detention facility until the eto conduct the examination; or
27 28 29		(ii) The court may order confinement of the defendant in a medical ted and secure unit of a detention facility, if the court finds it appropriate afety of the defendant.

$\frac{1}{2}$	(2)	(i) If the court finds that, because of the apparent severity of the	
3	alcohol or drug dependency or other medical or psychiatric complications, a defendant in custody would be endangered by confinement in a jail, the court may order the Department		
4	to either:	maangerea by confinement in a jan, the court may order the Department	
5 6	appropriate health	1. Place the defendant, pending examination, in an care facility; or	
7		2. Immediately conduct an evaluation of the defendant.	
8 9	be promptly return	(ii) Unless the Department retains a defendant, the defendant shall ed to the court after an examination.	
10 11 12	section may question corpus.	(iii) A defendant who is detained for an examination under this on at any time the legality of the detention by a petition for a writ of habeas	
13	<u>(d)</u> <u>(1)</u>	If a court orders an evaluation under this section, the evaluator shall:	
14		(i) Conduct an evaluation of the defendant; and	
15		(ii) Submit a complete report of the evaluation within 7 days to the:	
16		<u>1. Court;</u>	
17		2. <u>Department; and</u>	
18		3. Defendant or the defendant's attorney.	
19 20	(2) under this section.	On good cause shown, a court may extend the time for an evaluation	
21 22	<u>(3)</u> <u>shall:</u>	Whenever an evaluator recommends treatment, the evaluator's report	
23 24	recommended trea	(i) Name a specific program able to IMMEDIATELY provide the tment; and	
25 26	treatment of the de	(ii) Give an actual or estimated date when the program can begin fendant.	
27 28	(e) (1) this section.	The Department shall IMMEDIATELY provide the services required by	
29 30	(2) section [if appropr	A designee of the Department may carry out any of its duties under this iate funding is provided].	