

(A) (1) ~~IN A CASE OF ABUSE OF A CHILD AS DEFINED IN § 5-901 OF THE FAMILY LAW ARTICLE OR ARTICLE 27, § 35A OF THE CODE, IN A CASE OF ABUSE OF A CHILD AS DEFINED IN § 5-901 OF THE FAMILY LAW ARTICLE OR ARTICLE 27, § 35A OF THE CODE, A COURT MAY ORDER THAT THE TESTIMONY OF A CHILD VICTIM BE TAKEN OUTSIDE THE COURTROOM AND SHOWN IN THE COURTROOM BY MEANS OF CLOSED CIRCUIT TELEVISION IF:~~

~~(i) -- THE CRIMINAL OFFENSE ALLEGED IS:~~

~~1. -- CHILD ABUSE, AS DEFINED IN § 5-901 OF THE FAMILY LAW ARTICLE OR ARTICLE 27, § 35A OF THE CODE;~~

~~2. -- A --- SEXUAL --- OFFENSE, --- AS --- DEFINED --- IN ARTICLE 27, --- § --- 464 --- § --- 464A --- § --- 464B --- OR --- § --- 464C --- OF --- THE --- CODE;~~

~~3. -- RAPE, AS DEFINED IN ARTICLE 27, § -- 462 OR § -- 463 OF THE CODE; OR~~

~~4. -- ASSAULT AND BATTERY;~~

~~(i) (ii) (I) THE TESTIMONY IS TAKEN DURING THE PROCEEDING; AND~~

~~(ii) (iii) (II) THE JUDGE DETERMINES THAT TESTIMONY BY THE CHILD VICTIM IN THE COURTROOM WILL RESULT IN THE CHILD SUFFERING SERIOUS EMOTIONAL DISTRESS SUCH THAT THE CHILD CANNOT REASONABLY COMMUNICATE.~~

~~(2) ONLY THE STATE'S PROSECUTING ATTORNEY, THE ATTORNEY FOR THE DEFENDANT IF THE ATTORNEY IS NOT THE DEFENDANT, AND THE JUDGE MAY QUESTION THE CHILD.~~

~~(3) THE OPERATORS OF THE CLOSED CIRCUIT TELEVISION OR VIDEOTAPE EQUIPMENT SHALL MAKE EVERY EFFORT TO BE UNOBTRUSIVE.~~

(B) (1) ONLY THE FOLLOWING PERSONS MAY BE IN THE ROOM WITH THE CHILD WHEN THE CHILD TESTIFIES BY CLOSED CIRCUIT TELEVISION:

(I) THE STATE'S PROSECUTING ATTORNEY;

(II) THE ATTORNEY FOR THE DEFENDANT, -- IF -- THE ATTORNEY IS NOT THE DEFENDANT;

(III) THE OPERATORS OF THE CLOSED CIRCUIT TELEVISION EQUIPMENT; AND

(IV) UNLESS THE DEFENDANT OBJECTS, ANY PERSON WHOSE PRESENCE, IN THE OPINION OF THE COURT, CONTRIBUTES TO THE WELL-BEING OF THE CHILD, INCLUDING A PERSON WHO HAS DEALT WITH THE CHILD IN A THERAPEUTIC SETTING CONCERNING THE ABUSE.

(2) DURING THE CHILD'S TESTIMONY BY CLOSED CIRCUIT TELEVISION, THE JUDGE AND THE DEFENDANT SHALL BE IN THE COURTROOM.