

specifying that the results of certain tests are not admissible as evidence for certain purposes in a certain criminal proceeding; establishing immunity from liability for certain persons under certain circumstances; allowing a court to order restitution to certain persons for the payment of expenses incurred as a result of this Act under certain circumstances; defining certain terms; and generally relating to testing individuals convicted of, charged with, or granted probation before judgment for committing certain offenses for the presence of HIV ~~and any other identified causative agent of AIDS~~ under certain circumstances.

BY repealing and reenacting, with amendments,

Article 27 – Crimes and Punishments

Section 640(b)(1)

Annotated Code of Maryland

(1987 Replacement Volume and 1991 Supplement)

BY adding to

Article 27 – Crimes and Punishments

Section 765

Annotated Code of Maryland

(1987 Replacement Volume and 1991 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 18-336(b)

Annotated Code of Maryland

(1990 Replacement Volume and 1991 Supplement)

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

Article 27 – Crimes and Punishments

640.

(b) (1) On conviction of a crime, acceptance of a plea of nolo contendere, or imposition of probation before judgment under § 292 or § 641 of this article, the court may order the defendant to make restitution in addition to any other penalty for the commission of the crime, if:

(i) Property of the victim was stolen, converted, unlawfully obtained, or its value substantially decreased as a direct result of the crime;

(ii) The victim suffered actual medical expenses, direct out-of-pocket losses, or loss of earnings as a direct result of the crime;

(iii) The victim incurred medical expenses that were paid by the Department of Health and Mental Hygiene or any other governmental entity;