

Chapter 89

(House Bill 136)

AN ACT concerning

Criminal Procedure – Sexual Assault Exam and Treatment Reimbursement

FOR the purpose of providing that the Governor’s Office of Crime Prevention and Policy, rather than the Criminal Injuries Compensation Board, is responsible for payment to a physician, qualified health care provider, and hospital for providing certain services to a victim of an alleged rape or sexual offense or a victim of alleged child sexual abuse; and generally relating to reimbursement for sexual assault exams and treatments.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–1007(b) and 11–1008(c)(2)
Annotated Code of Maryland
(2018 Replacement Volume and 2024 Supplement)

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

Article – Criminal Procedure

11–1007.

(b) If a physician, a qualified health care provider, or a hospital provides a service described in subsection (c) of this section to a victim of an alleged rape or sexual offense or a victim of alleged child sexual abuse:

(1) the services shall be provided without charge to the individual; and

(2) the physician, qualified health care provider, or hospital:

(i) is entitled to be paid by [the Criminal Injuries Compensation Board as provided under Subtitle 8 of this title] **THE GOVERNOR’S OFFICE OF CRIME PREVENTION AND POLICY** for the costs of providing the services;

(ii) shall provide written or electronic verification signed by a physician or qualified health care provider to [the Criminal Injuries Compensation Board] **THE GOVERNOR’S OFFICE OF CRIME PREVENTION AND POLICY** that services described in subsection (c) of this section were rendered to a victim of an alleged rape or sexual offense or a victim of alleged child sexual abuse; and

(iii) may not include in any request to obtain payment under this subsection a narrative describing the alleged offense of a victim or a photograph of the victim.

11–1008.

(c) (2) (i) A victim who receives treatment under this subsection may decline to provide health insurance information or submit personal information to a payment assistance program if the victim believes that providing the information would interfere with personal privacy or safety.

(ii) The physician, qualified health care provider, or hospital providing a victim with treatment and follow-up care under paragraph (1) of this subsection shall inform the victim of the victim's right to decline to provide health insurance information or submit personal information to a payment assistance program.

(iii) If a victim declines to provide health insurance information or to submit personal information to a payment assistance program:

1. the treatment and follow-up care shall be provided without charge to the victim; and

2. the physician, qualified health care provider, or hospital providing the treatment or follow-up care is entitled to be paid by [the Criminal Injuries Compensation Board as provided under Subtitle 8 of this title] **THE GOVERNOR'S OFFICE OF CRIME PREVENTION AND POLICY** for the costs of providing the services.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2025.

Approved by the Governor, April 8, 2025.