

SB0689/358674/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 689
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and West” and substitute “West, Zirkin, Carter, Cassilly, Hester, Ready, and Washington”; in line 8, after “coercion;” insert “prohibiting a person from knowingly aiding or conspiring with another to commit a certain violation of this Act;”; in the same line, after “Act;” insert “authorizing a certain State’s Attorney or Attorney General to investigate and prosecute a violation of this Act; providing that the Attorney General has the same powers and duties of a certain State’s Attorney if the Attorney General investigates and prosecutes a violation of this Act;”; and in line 12, strike “and 3–1102” and substitute “through 3–1103”.

AMENDMENT NO. 2

On page 2, in line 6, after “INCLUDES” insert “ACTUAL OR THREATENED”; in line 7, strike “USING OR THREATENING TO USE” and substitute “USE OF”; in line 9, strike “RESTRAINING, ABDUCTING, ISOLATING, OR CONFINING” and substitute “RESTRAINT, ABDUCTION, ISOLATION, OR CONFINEMENT OF”; strike beginning with “THREATENING” in line 11 down through “DIRECTING” in line 13 and substitute “CONTROL OR DIRECTION OF”; in line 15, strike “(5)” and substitute “(4)”; in lines 15 and 16, strike “DESTROYING, CONCEALING, REMOVING, CONFISCATING, WITHHOLDING, OR POSSESSING” and substitute “DESTRUCTION, CONCEALMENT, REMOVAL, CONFISCATION, WITHHOLDING, OR POSSESSION OF”; in line 19, strike “(6)” and substitute “(5)”; in lines 19 and 20, strike “CAUSING OR THREATENING TO CAUSE PSYCHOLOGICAL HARM TO AN INDIVIDUAL” and substitute “INFLICTION OF SERIOUS PSYCHOLOGICAL HARM TO AN INDIVIDUAL”; in line 21, strike “(7)” and substitute “(6)”; in the same line, strike “CONTROLLING OR THREATENING TO CONTROL” and substitute “CONTROL OF”; in line 23, strike “(8)” and substitute “(7)”; in lines 23 and 24, strike “EXPOSING OR DISSEMINATING OR THREATENING TO

(Over)

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EXPOSE OR DISSEMINATE” and substitute “EXPOSURE OR DISSEMINATION OF”; in line 26, strike “(9)” and substitute “(8)”; in the same line, strike “THREATENING TO NOTIFY” and substitute “NOTIFICATION TO”; and in line 28, after the semicolon insert “AND”.

On page 3, strike in their entirety lines 1 through 10, inclusive, and substitute:

“(9) EXPLOITATION OF A VULNERABLE ADULT.”;

strike in their entirety lines 23 through 28, inclusive, and substitute:

“(E) “VULNERABLE ADULT” HAS THE MEANING STATED IN § 3-604 OF THIS ARTICLE.”.

On page 4, in line 7, after “(B)” insert “A PERSON MAY NOT AID OR CONSPIRE WITH ANOTHER TO COMMIT A VIOLATION OF SUBSECTION (A) OF THIS SECTION.”

(C)”;

and after line 9, insert:

“3-1103.

(A) A STATE’S ATTORNEY OR THE ATTORNEY GENERAL MAY INVESTIGATE AND PROSECUTE A VIOLATION OF THIS SUBTITLE OR A VIOLATION OF ANY CRIME BASED ON THE ACT ESTABLISHING A VIOLATION OF THIS SUBTITLE.

(B) IF THE ATTORNEY GENERAL EXERCISES AUTHORITY UNDER SUBSECTION (A) OF THIS SECTION, THE ATTORNEY GENERAL HAS ALL THE

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**POWERS AND DUTIES OF A STATE'S ATTORNEY TO INVESTIGATE AND PROSECUTE
THE VIOLATION.**