

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 1147

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Sexually Violent Predators” and substitute “Subsequent Sexual Offenders”; and strike beginning with “allowing” in line 3 down through “predator” in line 10 and substitute “providing that persons who are convicted of certain sexual offenses who have been convicted of certain sexual offenses on a prior occasion are subject to a certain sentence under certain circumstances; requiring the State to comply with certain procedures”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 3 through 33, inclusive, and substitute:

“(A) ON CONVICTION OF A VIOLATION OF § 3-304, § 3-306, § 3-307, § 3-310, OR § 3-312 OF THIS SUBTITLE, A PERSON WHO HAS BEEN CONVICTED ON A PRIOR OCCASION NOT ARISING FROM THE SAME INCIDENT OF ANY VIOLATION OF §§ 3-303 THROUGH 3-306 OF THIS SUBTITLE IS SUBJECT TO IMPRISONMENT NOT EXCEEDING LIFE.

(B) IF THE STATE INTENDS TO PROCEED AGAINST A PERSON UNDER THIS SECTION, IT SHALL COMPLY WITH THE PROCEDURES SET FORTH IN THE MARYLAND RULES FOR THE INDICTMENT AND TRIAL OF A SUBSEQUENT OFFENDER.”.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 34 through 37, inclusive, and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply to violations of § 3-304, § 3-306, § 3-307, § 3-310, or § 3-312 of the Criminal Law Article committed on or after the effective date of this Act, regardless of whether the prior violation of

(Over)

§§ 3-303 through 3-306 of the Criminal Law Article occurred before or on or after the effective date of this Act. “.