

# HOUSE BILL 20

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2lr0376

(PRE-FILED)

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By: **Delegates K. Kelly, Kramer, and Simmons**

Requested: July 11, 2011

Introduced and read first time: January 11, 2012

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Crimes – Requirement to Report Death or Disappearance of Minor –**  
3 **Penalties**

4 FOR the purpose of requiring, under certain circumstances, a parent or other person  
5 who has permanent care or custody or responsibility for the supervision of a  
6 minor to notify, within certain periods of time depending on the age of the  
7 minor, the appropriate law enforcement agency that the minor is missing;  
8 requiring, under certain circumstances, a parent or other person who has  
9 permanent care or custody or responsibility for the supervision of a minor to  
10 notify, within a certain period of time, the appropriate law enforcement agency  
11 or medical authority that the minor has died; establishing certain penalties; and  
12 generally relating to a requirement to report the death or disappearance of a  
13 minor.

14 BY adding to

15 Article – Criminal Law  
16 Section 3–608 through 3–610  
17 Annotated Code of Maryland  
18 (2002 Volume and 2011 Supplement)

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

21 **Article – Criminal Law**

22 **3–608.**

23 **(A) UNLESS THE DISAPPEARANCE OF A MINOR UNDER THE AGE OF 13**  
24 **YEARS HAS ALREADY BEEN REPORTED TO THE APPROPRIATE LAW**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 ENFORCEMENT AGENCY, A PARENT OR OTHER PERSON WHO HAS PERMANENT  
2 CARE OR CUSTODY OR RESPONSIBILITY FOR THE SUPERVISION OF A MINOR  
3 UNDER THE AGE OF 13 YEARS SHALL NOTIFY THE APPROPRIATE LAW  
4 ENFORCEMENT AGENCY THAT THE MINOR IS MISSING WITHIN 24 HOURS OF  
5 BECOMING AWARE OF THE DISAPPEARANCE OF THE MINOR.

6 (B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY  
7 AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS.

8 **3-609.**

9 (A) UNLESS THE DISAPPEARANCE OF A MINOR OVER THE AGE OF 12  
10 YEARS HAS ALREADY BEEN REPORTED TO THE APPROPRIATE LAW  
11 ENFORCEMENT AGENCY, A PARENT OR OTHER PERSON WHO HAS PERMANENT  
12 CARE OR CUSTODY OR RESPONSIBILITY FOR THE SUPERVISION OF A MINOR  
13 OVER THE AGE OF 12 YEARS SHALL NOTIFY THE APPROPRIATE LAW  
14 ENFORCEMENT AGENCY THAT THE MINOR IS MISSING WITHIN 48 HOURS OF  
15 BECOMING AWARE OF THE DISAPPEARANCE OF THE MINOR.

16 (B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY  
17 AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS.

18 **3-610.**

19 (A) UNLESS THE DEATH OF A MINOR HAS ALREADY BEEN REPORTED TO  
20 THE APPROPRIATE LAW ENFORCEMENT AGENCY OR MEDICAL AUTHORITY, A  
21 PARENT OR OTHER PERSON WHO HAS PERMANENT CARE OR CUSTODY OR  
22 RESPONSIBILITY FOR THE SUPERVISION OF A MINOR SHALL REPORT THE  
23 DEATH OF THE MINOR TO THE APPROPRIATE LAW ENFORCEMENT AGENCY OR  
24 MEDICAL AUTHORITY WITHIN 2 HOURS OF BECOMING AWARE OF THE DEATH.

25 (B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY  
26 AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 October 1, 2012.