

# Chapter 420

(House Bill 701)

AN ACT concerning

## **Criminal Law – Child Kidnapping ~~and Prostitution~~ for the Purpose of Committing a Sexual Crime – Penalty**

FOR the purpose of ~~reclassifying as a felony a certain offense relating to child kidnapping and prostitution involving a child under a certain age; altering the penalty for a certain provision of law relating to child kidnapping and prostitution involving an individual under a certain age; altering the elements of a certain prohibition involving persuading or enticing from a certain place or knowingly secreting or harboring an individual under a certain age for purposes of prostitution or committing a certain sexual crime so as to prohibit the act of persuading or enticing from a certain place and knowingly secreting or harboring an individual under a certain age for the purpose of committing a certain sexual crime; reclassifying the offense as a felony and altering the maximum penalty of imprisonment; making a conforming change; and generally relating to child kidnapping and prostitution.~~ altering the elements of a certain prohibition involving persuading or enticing from a certain place or knowingly secreting or harboring an individual under a certain age for purposes of prostitution or committing a certain sexual crime so as to prohibit the act of persuading or enticing from a certain place and knowingly secreting or harboring an individual under a certain age for the purpose of committing a certain sexual crime; reclassifying the offense as a felony and altering the maximum penalty of imprisonment; making a conforming change; and generally relating to child kidnapping and prostitution.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 11–305  
Annotated Code of Maryland  
(2012 Replacement Volume and 2013 Supplement)

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

### **Article – Criminal Law**

11–305.

(a) For ~~purposes of~~ **THE PURPOSE OF** ~~prostitution or~~ committing a crime under Title 3, Subtitle 3 of this article, a person may not:

(1) persuade or entice or aid in the persuasion or enticement of an individual under the age of 16 years from the individual’s home or from the custody of the individual’s parent or guardian; ~~or~~ **AND**

(2) knowingly secrete or harbor or aid in the secreting or harboring of ~~an~~ **THE** individual ~~under the age of 16 years~~ who has been persuaded or enticed in the manner described in item (1) of this subsection.

(b) A person who violates this section is guilty of a [misdemeanor] **FELONY** and on conviction is subject to imprisonment not exceeding [10] ~~30~~ **25** years or a fine not exceeding \$5,000 or both.

~~(e) A person who violates this section is subject to § 5-106(b) of the Courts Article.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014.

**Approved by the Governor, May 5, 2014.**