

# HOUSE BILL 22

L1, E4

4lr0439

(PRE-FILED)

---

By: **Delegate Conaway**

Requested: August 28, 2013

Introduced and read first time: January 8, 2014

Assigned to: Judiciary

---

## A BILL ENTITLED

AN ACT concerning

### **Baltimore City – Prohibition on Ordinance Eliminating or Limiting Duty to Retreat**

FOR the purpose of prohibiting Baltimore City from adopting an ordinance that eliminates or limits a certain common law requirement that a person retreat from an attack; and generally relating to Baltimore City and the duty to retreat.

BY adding to

Article – Local Government

Section 12-904

Annotated Code of Maryland

(2013 Volume)

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

#### **Article – Local Government**

**12-904.**

**BALTIMORE CITY MAY NOT ADOPT AN ORDINANCE THAT ELIMINATES OR LIMITS THE COMMON LAW REQUIREMENT THAT A PERSON RETREAT FROM AN ATTACK UNLESS THE PERSON:**

**(1) DID NOT HAVE THE ABILITY TO RETREAT OR ESCAPE THE DANGER; OR**

**(2) COULD NOT RETREAT OR ESCAPE THE DANGER WHILE MAINTAINING THE PERSON’S SAFETY.**

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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