

HOUSE BILL 74

E4, E1
HB 1289/19 – HRU

0lr0457

By: **Delegate Grammer**

Introduced and read first time: January 9, 2020

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Crime of Violence – Witness Intimidation**

3 FOR the purpose of altering a certain definition of “crime of violence” to include felony
4 witness intimidation; and generally relating to crimes of violence.

5 BY repealing and reenacting, without amendments,
6 Article – Public Safety
7 Section 5–101(a)
8 Annotated Code of Maryland
9 (2018 Replacement Volume and 2019 Supplement)

10 BY repealing and reenacting, with amendments,
11 Article – Public Safety
12 Section 5–101(c)
13 Annotated Code of Maryland
14 (2018 Replacement Volume and 2019 Supplement)

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

17 **Article – Public Safety**

18 5–101.

19 (a) In this subtitle the following words have the meanings indicated.

20 (c) “Crime of violence” means:

21 (1) abduction;

22 (2) arson in the first degree;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (3) assault in the first or second degree;
- 2 (4) burglary in the first, second, or third degree;
- 3 (5) carjacking and armed carjacking;
- 4 (6) escape in the first degree;
- 5 (7) kidnapping;
- 6 (8) voluntary manslaughter;
- 7 (9) maiming as previously proscribed under former Article 27, § 386 of the
8 Code;
- 9 (10) mayhem as previously proscribed under former Article 27, § 384 of the
10 Code;
- 11 (11) murder in the first or second degree;
- 12 (12) rape in the first or second degree;
- 13 (13) robbery;
- 14 (14) robbery with a dangerous weapon;
- 15 (15) sexual offense in the first, second, or third degree;
- 16 (16) home invasion under § 6–202(b) of the Criminal Law Article;
- 17 (17) a felony offense under Title 3, Subtitle 11 of the Criminal Law Article;
- 18 **(18) FELONY WITNESS INTIMIDATION UNDER § 9–302, § 9–303, OR §**
19 **9–305 OF THE CRIMINAL LAW ARTICLE;**

20 [(18)] **(19)** an attempt to commit any of the crimes listed in items (1)
21 through [(17)] **(18)** of this subsection; or

22 [(19)] **(20)** assault with intent to commit any of the crimes listed in items
23 (1) through [(17)] **(18)** of this subsection or a crime punishable by imprisonment for more
24 than 1 year.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 October 1, 2020.