

# SENATE BILL 989

E1, E2

0lr2620  
CF HB 485

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By: ~~Senators Hettleman and Lee, Lee, Smith, Waldstreicher, Carter, Sydnor, West,~~  
**and Young**

Introduced and read first time: February 3, 2020

Assigned to: Judicial Proceedings

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 5, 2020

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Criminal Law – Hate Crimes – Penalty**  
3 **(Educate Against Hate Act)**

4 FOR the purpose of ~~requiring~~ authorizing the court to impose a certain requirement on  
5 offenders convicted of hate crimes; and generally relating to hate crimes.

6 BY repealing and reenacting, with amendments,

7 Article – Criminal Law

8 Section 10–306

9 Annotated Code of Maryland

10 (2012 Replacement Volume and 2019 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

12 That the Laws of Maryland read as follows:

13 **Article – Criminal Law**

14 10–306.

15 (a) Except as provided in subsection (b) of this section, a person who violates this  
16 subtitle is guilty of a misdemeanor and on conviction is subject to imprisonment not  
17 exceeding 3 years or a fine not exceeding \$5,000 or both.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (b) (1) A person who violates § 10–304(2)(i) of this subtitle is guilty of a felony  
2 and on conviction is subject to imprisonment not exceeding 10 years or a fine not exceeding  
3 \$10,000 or both.

4 (2) A person who violates § 10–304(2)(ii) of this subtitle is guilty of a felony  
5 and on conviction is subject to imprisonment not exceeding 20 years or a fine not exceeding  
6 \$20,000 or both.

7 (c) IN ADDITION TO ANY OTHER PENALTIES IMPOSED BY THIS SECTION, THE  
8 COURT ~~SHALL~~ MAY REQUIRE A PERSON WHO VIOLATES THIS SUBTITLE TO  
9 COMPLETE ~~AT LEAST 8 HOURS OF EDUCATIONAL INSTRUCTION RELATING TO THE~~  
10 ~~GROUP OR COMMUNITY AGAINST WHOM THE PERSON CONVICTED HAS COMMITTED~~  
11 ~~A PROHIBITED ACT~~ AN ANTI-BIAS EDUCATION PROGRAM.

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

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.