
By: Delegate Bissett

Introduced and read first time: January 29, 1997

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Court - Jurisdiction - Robbery**

3 FOR the purpose of narrowing the original jurisdiction of the juvenile court by adding the
4 crimes of robbery and attempted robbery to a certain list of crimes over which the
5 juvenile court does not have jurisdiction under certain circumstances; and generally
6 relating to juvenile court jurisdiction.

7 BY repealing and reenacting, with amendments,
8 Article - Courts and Judicial Proceedings
9 Section 3-804(e)
10 Annotated Code of Maryland
11 (1995 Replacement Volume and 1996 Supplement)

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

14 **Article - Courts and Judicial Proceedings**

15 3-804.

16 (e) The court does not have jurisdiction over:

17 (1) A child at least 14 years old alleged to have done an act which, if
18 committed by an adult, would be a crime punishable by death or life imprisonment, as
19 well as all other charges against the child arising out of the same incident, unless an order
20 removing the proceeding to the court has been filed under Article 27, § 594A of the Code;

21 (2) A child at least 16 years old alleged to have done an act in violation of
22 any provision of the Transportation Article or other traffic law or ordinance, except an
23 act that prescribes a penalty of incarceration;

24 (3) A child at least 16 years old alleged to have done an act in violation of
25 any provision of law, rule, or regulation governing the use or operation of a boat, except
26 an act that prescribes a penalty of incarceration; or

27 (4) A child at least 16 years old alleged to have committed any of the
28 following crimes, as well as all other charges against the child arising out of the same
29 incident, unless an order removing the proceeding to the court has been filed under
30 Article 27, § 594A of the Code:

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- 1 (i) Abduction;
- 2 (ii) Kidnapping;
- 3 (iii) Second degree murder;
- 4 (iv) Manslaughter, except involuntary manslaughter;
- 5 (v) Second degree rape;
- 6 (vi) Robbery with a dangerous or deadly weapon;
- 7 (VII) ROBBERY;
- 8 [(vii)] (VIII) Second degree sexual offense in violation of Article 27, §
9 464A(a)(1) of the Code;
- 10 [(viii)] (IX) Third degree sexual offense in violation of Article 27, §
11 464B(a)(1) of the Code;
- 12 [(ix)] (X) A crime in violation of Article 27, § 36B, § 373, § 374, § 445,
13 § 446, § 481C, or § 481E of the Code;
- 14 [(x)] (XI) Using, wearing, carrying, or transporting of firearm during and
15 in relation to a drug trafficking crime in violation of Article 27, § 281A of the Code;
- 16 [(xi)] (XII) Use of a firearm in violation of Article 27, § 291A of the
17 Code;
- 18 [(xii)] (XIII) Carjacking or armed carjacking in violation of Article 27, §
19 348A of the Code;
- 20 [(xiii)] (XIV) Assault in the first degree in violation of Article 27, §
21 12A-3 of the Code;
- 22 [(xiv)] (XV) Attempted murder in the second degree in violation of
23 Article 27, § 411A of the Code;
- 24 [(xv)] (XVI) Attempted rape or attempted sexual offense in the second
25 degree under Article 27, § 464F of the Code; [or]
- 26 [(xvi)] (XVII) Attempted robbery with a dangerous or deadly weapon
27 under Article 27, § 488 of the Code; OR
- 28 (XVIII) ATTEMPTED ROBBERY.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 1997.