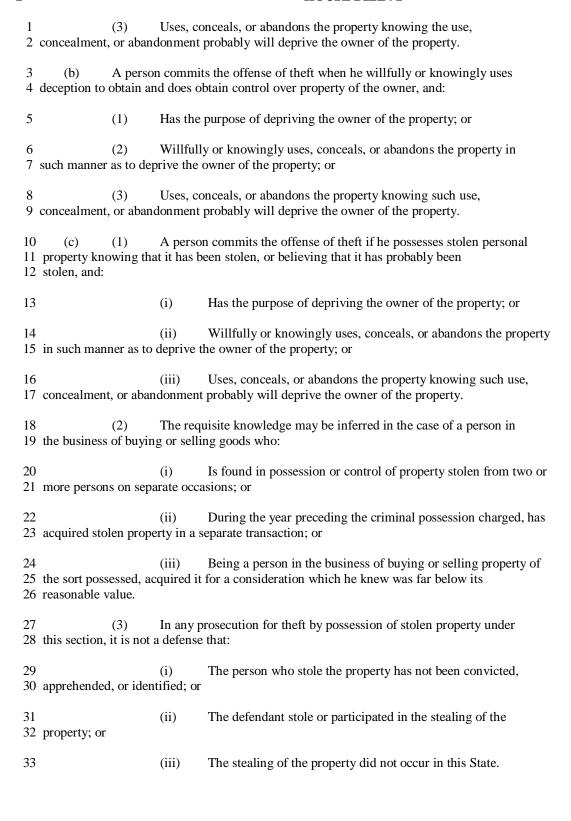
HOUSE BILL 92

Unofficial Copy E2	1998 Regular Session 8lr0246
HB 23/97 - JUD (PRE-FILED)	
By: Delegate Arnick Requested: August 15, 1997 Introduced and read first time: January 14, 1998 Assigned to: Judiciary	
Committee Report: Favorable House action: Adopted Read second time: February 24, 1998	
	CHAPTER
1 AN ACT concerning	
2	Theft Offenses - Penalties
4 convicted of theft where the p	maximum fine that may be imposed on a person property or services that was the subject of the theft; and generally relating to the penalty for theft.
6 BY repealing and reenacting, with 7 Article 27 - Crimes and Punis 8 Section 342 9 Annotated Code of Maryland 10 (1996 Replacement Volume a	hments
11 SECTION 1. BE IT ENACTE 12 MARYLAND, That the Laws of 1	ED BY THE GENERAL ASSEMBLY OF Maryland read as follows:
13	Article 27 - Crimes and Punishments
14 342.	
	te offense of theft when he willfully or knowingly ized or exerts control which is unauthorized over
18 (1) Has the pur	pose of depriving the owner of the property; or
19 (2) Willfully or 20 such manner as to deprive the own	knowingly uses, conceals, or abandons the property in ner of the property; or

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1 (4) A person who criminally possesses stolen property and a person who 2 has stolen the property are not accomplices in theft for the purpose of any rule of 3 evidence requiring corroboration of the testimony of an accomplice, unless the person 4 who criminally possesses the property had participated in the stealing. 5 A person commits the offense of theft when he obtains control over (d) 6 property of another which he knows to have been lost or mislaid, or to have been 7 delivered under a mistake as to the identity of the recipient or nature or amount of 8 the property if he: Knows or learns the identity of the owner or knows, or is aware of, or (1) 10 learns of a reasonable method of identifying the owner; and 11 (2) Fails to take reasonable measures to restore the property to the 12 owner; and 13 Has the purpose of depriving the owner permanently of the use or 14 benefit of the property either when he obtains the property, or at any later time. 15 A person commits the offense of theft when he obtains the services of 16 another which are available only for compensation by: 17 (1) Deception; or 18 (2) Knowing that the services are provided without the consent of the 19 person providing them. 20 A person convicted of theft where the property or services that was (f) (1) 21 the subject of the theft has a value of \$300 or greater is guilty of a felony and shall 22 restore the property taken to the owner or pay him the value of the property or 23 services, and be fined not more than [\$1,000,] \$10,000 or be imprisoned for not more 24 than 15 years[,] or be both fined and imprisoned in the discretion of the court. 25 A person convicted of theft where the property or services that was (2) 26 the subject of the theft has a value of less than \$300 is guilty of a misdemeanor and shall restore the property taken to the owner or pay him the value of the property or 28 services, and be fined not more than \$500, or be imprisoned for not more than 18 29 months, or be both fined and imprisoned in the discretion of the court; however, all 30 actions or prosecutions for theft where the property or services that was the subject of 31 the theft has a value of less than \$300 shall be commenced within 2 years after the 32 commission of the offense. SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 33