

HOUSE BILL 1080

Unofficial Copy  
E1

1998 Regular Session  
8lr2057  
CF 8lr1932

---

By: **Delegates Comeau, W. Baker, Bissett, Bonsack, E. Burns, M. Burns, Conroy, DeCarlo, Dembrow, Dewberry, Donoghue, Finifter, Getty, Harkins, Hecht, Holt, Hutchins, Jacobs, Jones, Klausmeier, Malone, McClenahan, McHale, McKee, V. Mitchell, Moe, Mohorovic, Montague, O'Donnell, Owings, Perry, Petzold, Poole, Rudolph, and Miller**

Introduced and read first time: February 13, 1998  
Assigned to: Judiciary

---

A BILL ENTITLED

1 AN ACT concerning

2 **Murder in the First Degree - Felony Murder - Child Abuse**

3 FOR the purpose of providing that murder committed during the course of the felony  
4 of child abuse shall be considered murder in the first degree; and generally  
5 relating to felony murder.

6 BY repealing and reenacting, with amendments,  
7 Article 27 - Crimes and Punishments  
8 Section 410  
9 Annotated Code of Maryland  
10 (1996 Replacement Volume and 1997 Supplement)

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

13 **Article 27 - Crimes and Punishments**

14 410.

15 All murder which shall be committed in the perpetration of, or attempt to  
16 perpetrate, any rape in any degree, sexual offense in the first or second degree,  
17 sodomy, mayhem, robbery, carjacking or armed carjacking, CHILD ABUSE AS DEFINED  
18 IN § 35C OF THIS ARTICLE, burglary in the first, second, or third degree, a violation of  
19 § 139C of this article concerning destructive devices, kidnapping as defined in §§ 337  
20 and 338 of this article, or in the escape or attempt to escape from the Patuxent  
21 Institution, any institution or facility under the jurisdiction of the Division of  
22 Correction or the Division of Pretrial Detention and Services, or from any jail or penal  
23 institution in any of the counties of this State, shall be murder in the first degree.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
25 October 1, 1998.

