

SENATE BILL 329

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1998 Regular Session
8r1932
CF 8r2057

By: **Senator Middlebrooks**

Introduced and read first time: February 5, 1998

Assigned to: Judicial Proceedings

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.