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By: **Delegates Kelly, Boschert, Dembrow, Edwards, Montague, Owings,  
Taylor, and Vallario**

Introduced and read first time: February 21, 2002

Assigned to: Rules and Executive Nominations

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A BILL ENTITLED

1 AN ACT concerning

2 **Crimes of Violence - Second Degree Assault**

3 FOR the purpose of repealing second degree assault from the list of crimes of violence  
4 for purposes of certain handgun and regulated firearms regulations and crimes;  
5 and generally relating to crimes of violence.

6 BY repealing and reenacting, with amendments,  
7 Article 27 - Crimes and Punishments  
8 Section 441(e)  
9 Annotated Code of Maryland  
10 (1996 Replacement Volume and 2001 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**

14 441.

15 (e) "Crime of violence" means:

- 16 (1) Abduction;
- 17 (2) Arson in the first degree;
- 18 (3) Assault in the first [or second] degree;
- 19 (4) Burglary in the first, second, or third degree;
- 20 (5) Carjacking and armed carjacking;
- 21 (6) Escape in the first degree;
- 22 (7) Kidnapping;

- 1 (8) Voluntary manslaughter;
- 2 (9) Maiming;
- 3 (10) Mayhem as previously proscribed under former § 384 of this article;
- 4 (11) Murder in the first or second degree;
- 5 (12) Rape in the first or second degree;
- 6 (13) Robbery under § 486 or § 487 of this article;
- 7 (14) Sexual offense in the first, second, or third degree;
- 8 (15) An attempt to commit any of the aforesaid offenses; or
- 9 (16) Assault with intent to commit any of the aforesaid offenses or any  
10 offense punishable by imprisonment for more than 1 year.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 July 1, 2002.