

HOUSE BILL 808

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71r2470

By: **Delegates Sophocleus, Barkley, Beidle, Benson, Cane, V. Clagett, DeBoy, Dumais, Dwyer, Elmore, George, Holmes, J. King, Kipke, Lee, Mathias, McComas, McConkey, McDonough, McHale, Minnick, Niemann, O'Donnell, Rosenberg, Schuh, and Smigiel**

Introduced and read first time: February 9, 2007

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Weapons – Place of Confinement**

3 FOR the purpose of prohibiting a person detained or confined in a place of confinement
4 from possessing a weapon.

5 BY repealing and reenacting, with amendments,
6 Article – Criminal Law
7 Section 9–414
8 Annotated Code of Maryland
9 (2002 Volume and 2006 Supplement)

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

12 **Article – Criminal Law**

13 9–414.

14 (a) (1) A person may not deliver a weapon to a person detained or
15 confined in a place of confinement.

16 (2) A person may not possess a weapon with the intent to deliver it to
17 a person detained or confined in a place of confinement.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) A person may not deposit or conceal a weapon in or about a place of
2 confinement or on any land appurtenant to the place of confinement to effect an
3 escape.

4 (4) A person detained or confined in a place of confinement may not
5 receive **OR POSSESS** a weapon.

6 (b) A person who violates this section is guilty of a felony and on conviction is
7 subject to imprisonment not exceeding 10 years or a fine not exceeding \$5,000 or both.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2007.