

SENATE BILL 171

E1

71r1544

By: **Senators Stone, Colburn, Jacobs, and Mooney**
Introduced and read first time: January 26, 2007
Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Abduction of Child Under 16 Years for Prostitution or Sex**
3 **Crime – Penalty**

4 FOR the purpose of altering the penalty for a certain offense involving the abduction
5 of a child under the age of 16 years under certain circumstances for purposes of
6 prostitution or certain other sexual crimes; changing the offense from a
7 misdemeanor to a felony; repealing a certain nonconforming provision
8 concerning the prosecution of the offense as a misdemeanor; and generally
9 relating to penalties for the abduction of a child under the age of 16 years for
10 prostitution or other sex crime.

11 BY repealing and reenacting, with amendments,
12 Article – Criminal Law
13 Section 11–305
14 Annotated Code of Maryland
15 (2002 Volume and 2006 Supplement)

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

18 **Article – Criminal Law**

19 11–305.

20 (a) For purposes of prostitution or committing a crime under Title 3, Subtitle
21 3 of this article, a person may not:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) persuade or entice or aid in the persuasion or enticement of an
2 individual under the age of 16 years from the individual's home or from the custody of
3 the individual's parent or guardian; or

4 (2) knowingly secrete or harbor or aid in the secreting or harboring of
5 an individual under the age of 16 years who has been persuaded or enticed in the
6 manner described in item (1) of this subsection.

7 (b) A person who violates this section is guilty of a [misdemeanor] **FELONY**
8 and on conviction is subject to imprisonment not exceeding [10] **15** years or a fine not
9 exceeding \$5,000 or both.

10 [(c) A person who violates this section is subject to § 5-106(b) of the Courts
11 Article.]

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