

SENATE BILL 631

E1, E3, E2

71r2261
CF 71r2455

By: **Senator Jacobs**

Introduced and read first time: February 2, 2007

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Crimes – Criminal Gangs – Abatement**

3 FOR the purpose of establishing that the use of property by members of a certain
4 criminal gang in a certain manner is a nuisance that may be the subject of a
5 certain action for abatement; and generally relating to criminal gangs.

6 BY repealing and reenacting, with amendments,
7 Article – Real Property
8 Section 14–120(a)(5)
9 Annotated Code of Maryland
10 (2003 Replacement Volume and 2006 Supplement)

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

13 **Article – Real Property**

14 14–120.

15 (a) (5) “Nuisance” means a property that is used:

16 (i) **1.** By persons who assemble for the specific purpose of
17 illegally administering a controlled dangerous substance;

18 [(ii)] **2.** For the illegal manufacture, or distribution of:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 [1.] **A.** A controlled dangerous substance; or

2 [2.] **B.** Controlled paraphernalia, as defined in § 5-101
3 of the Criminal Law Article; or

4 [(iii)] **3.** For the illegal storage or concealment of a controlled
5 dangerous substance in sufficient quantity to reasonably indicate under all the
6 circumstances an intent to manufacture, distribute, or dispense:

7 [1.] **A.** A controlled dangerous substance; or

8 [2.] **B.** Controlled paraphernalia, as defined in § 5-101
9 of the Criminal Law Article; **OR**

10 **(II) BY MEMBERS OF A CRIMINAL GANG AS DEFINED IN §**
11 **9-801 OF THE CRIMINAL LAW ARTICLE:**

12 **1. AS A MEETING PLACE; OR**

13 **2. TO FACILITATE CRIMINAL OFFENSES.**

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