E11lr1693 CF 1lr2179

By: Senator Shank

Introduced and read first time: January 31, 2011

Assigned to: Judicial Proceedings

## A BILL ENTITLED

Justice's Law

1 AN ACT concerning

3 FOR the purpose of expanding the list of persons who can be convicted of first-degree child abuse under certain circumstances; increasing the maximum penalty for 4 5 first-degree child abuse resulting in death of the victim; increasing the 6 maximum penalty for a subsequent conviction of child abuse resulting in death 7 of the victim; and generally relating to child abuse.

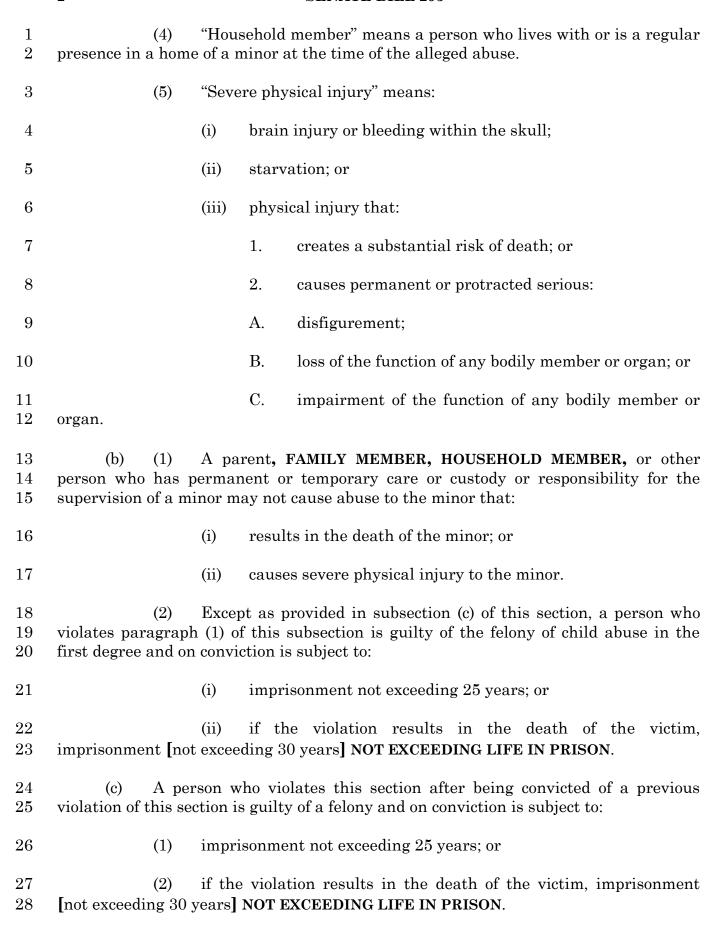
- 8 BY repealing and reenacting, with amendments,
- 9 Article - Criminal Law
- Section 3-601 10
- Annotated Code of Maryland 11
- 12 (2002 Volume and 2010 Supplement)
- 13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows: 14
- 15 Article - Criminal Law
- 16 3-601.

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- In this section the following words have the meanings indicated. 17 (a) (1)
- "Abuse" means physical injury sustained by a minor as a result of 18 cruel or inhumane treatment or as a result of a malicious act under circumstances 19 20 that indicate that the minor's health or welfare is harmed or threatened by the
- 21treatment or act.
- 22(3)"Family member" means a relative of a minor by blood, adoption,

23 or marriage.





1	(d) (1) (i) A parent or other person who has permanent or temporary
2	care or custody or responsibility for the supervision of a minor may not cause abuse to
3	the minor.
4	(ii) A household member or family member may not cause abuse
5	to a minor.
6	(2) Except as provided in subsection (c) of this section, a person who
7	violates paragraph (1) of this subsection is guilty of the felony of child abuse in the
8	second degree and on conviction is subject to imprisonment not exceeding 15 years.
9	(e) A sentence imposed under this section may be separate from and
10	consecutive to or concurrent with a sentence for any crime based on the act
11	establishing the violation of this section.
12	SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect

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October 1, 2011.