

HOUSE BILL 312

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CF SB 264

By: **Delegate Anderson (By Request – Baltimore City Administration) and Delegates Glenn, McHale, Mitchell, Oaks, B. Robinson, Stukes, Tarrant, and M. Washington**

Introduced and read first time: January 22, 2014

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Assault on Baltimore City Special Enforcement Officer –**
3 **Prohibition**

4 FOR the purpose of prohibiting a person from intentionally causing physical injury to
5 another if the person knows or has reason to know that the other is a certain
6 Baltimore City special parking enforcement officer or special traffic enforcement
7 officer engaged in the performance of the officer's official duties; establishing
8 penalties for a violation of this Act; and generally relating to Baltimore City
9 special parking enforcement officers and special traffic enforcement officers.

10 BY repealing and reenacting, with amendments,
11 Article – Criminal Law
12 Section 3–203
13 Annotated Code of Maryland
14 (2012 Replacement Volume and 2013 Supplement)

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

17 **Article – Criminal Law**

18 3–203.

19 (a) A person may not commit an assault.

20 (b) Except as provided in subsection (c) of this section, a person who violates
21 subsection (a) of this section is guilty of the misdemeanor of assault in the second
22 degree and on conviction is subject to imprisonment not exceeding 10 years or a fine
23 not exceeding \$2,500 or both.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) (1) In this subsection, “physical injury” means any impairment of
2 physical condition, excluding minor injuries.

3 (2) A person may not intentionally cause physical injury to another if
4 the person knows or has reason to know that the other is:

5 (i) a law enforcement officer engaged in the performance of the
6 officer’s official duties; [or]

7 (ii) a parole or probation agent engaged in the performance of
8 the agent’s official duties;

9 **(III) A SPECIAL PARKING ENFORCEMENT OFFICER**
10 **AUTHORIZED BY BALTIMORE CITY UNDER § 16–16B OF THE CODE OF PUBLIC**
11 **LOCAL LAWS OF BALTIMORE CITY ENGAGED IN THE PERFORMANCE OF THE**
12 **OFFICER’S OFFICIAL DUTIES; OR**

13 **(IV) A SPECIAL TRAFFIC ENFORCEMENT OFFICER**
14 **AUTHORIZED BY BALTIMORE CITY UNDER § 16–16C OF THE CODE OF PUBLIC**
15 **LOCAL LAWS OF BALTIMORE CITY ENGAGED IN THE PERFORMANCE OF THE**
16 **OFFICER’S OFFICIAL DUTIES.**

17 (3) A person who violates paragraph (2) of this subsection is guilty of
18 the felony of assault in the second degree and on conviction is subject to imprisonment
19 not exceeding 10 years or a fine not exceeding \$5,000 or both.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2014.