

# HOUSE BILL 701

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4lr1724  
CF SB 454

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By: Delegates Lee, Beidle, Bobo, Cardin, Carr, Cullison, DeBoy, Dumais,  
Dwyer, Frush, Gutierrez, Guzzone, Haddaway–Ricchio, Healey, Howard,  
Jameson, Jones, A. Kelly, Lafferty, McComas, McDonough, A. Miller,  
Morhaim, Ready, S. Robinson, Rosenberg, Sophocleus, Stocksdales,  
F. Turner, Valderrama, and A. Washington

Introduced and read first time: January 31, 2014

Assigned to: Judiciary

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 2014

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Criminal Law – Child Kidnapping ~~and Prostitution~~ for the Purpose of**  
3 **Committing a Sexual Crime – Penalty**

4 FOR the purpose of ~~reclassifying as a felony a certain offense relating to child~~  
5 ~~kidnapping and prostitution involving a child under a certain age; altering the~~  
6 ~~penalty for a certain provision of law relating to child kidnapping and~~  
7 ~~prostitution involving an individual under a certain age; altering the elements~~  
8 of a certain prohibition involving persuading or enticing from a certain place or  
9 knowingly secreting or harboring an individual under a certain age for purposes  
10 of prostitution or committing a certain sexual crime so as to prohibit the act of  
11 persuading or enticing from a certain place and knowingly secreting or  
12 harboring an individual under a certain age for the purpose of committing a  
13 certain sexual crime; reclassifying the offense as a felony and altering the  
14 maximum penalty of imprisonment; making a conforming change; and generally  
15 relating to child kidnapping ~~and prostitution.~~

16 BY repealing and reenacting, with amendments,  
17 Article – Criminal Law  
18 Section 11–305  
19 Annotated Code of Maryland  
20 (2012 Replacement Volume and 2013 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article – Criminal Law**

4 11–305.

5 (a) For ~~purposes of~~ **THE PURPOSE OF** ~~prostitution or~~ committing a crime  
6 under Title 3, Subtitle 3 of this article, a person may not:

7 (1) persuade or entice or aid in the persuasion or enticement of an  
8 individual under the age of 16 years from the individual's home or from the custody of  
9 the individual's parent or guardian; ~~or~~ **AND**

10 (2) knowingly secrete or harbor or aid in the secreting or harboring of  
11 ~~an~~ **THE** individual ~~under the age of 16 years~~ who has been persuaded or enticed in the  
12 manner described in item (1) of this subsection.

13 (b) A person who violates this section is guilty of a [misdemeanor] **FELONY**  
14 and on conviction is subject to imprisonment not exceeding [10] ~~30~~ **25** years or a fine  
15 not exceeding \$5,000 or both.

16 ~~(c) A person who violates this section is subject to § 5–106(b) of the Courts~~  
17 ~~Article.~~

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

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.