

SENATE BILL 194

E4, E1

9lr1434

By: **Senators Lee, Elfreth, Feldman, Kagan, and Nathan–Pulliam**

Introduced and read first time: January 23, 2019

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Crime of Violence – Witness Intimidation**

3 FOR the purpose of altering a certain definition of “crime of violence” to include felony
4 witness intimidation; and generally relating to crimes of violence.

5 BY repealing and reenacting, without amendments,

6 Article – Public Safety

7 Section 5–101(a)

8 Annotated Code of Maryland

9 (2018 Replacement Volume)

10 BY repealing and reenacting, with amendments,

11 Article – Public Safety

12 Section 5–101(c)

13 Annotated Code of Maryland

14 (2018 Replacement Volume)

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

17 **Article – Public Safety**

18 5–101.

19 (a) In this subtitle the following words have the meanings indicated.

20 (c) “Crime of violence” means:

21 (1) abduction;

22 (2) arson in the first degree;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (3) assault in the first or second degree;
- 2 (4) burglary in the first, second, or third degree;
- 3 (5) carjacking and armed carjacking;
- 4 (6) escape in the first degree;
- 5 (7) kidnapping;
- 6 (8) voluntary manslaughter;
- 7 (9) maiming as previously proscribed under former Article 27, § 386 of the
8 Code;
- 9 (10) mayhem as previously proscribed under former Article 27, § 384 of the
10 Code;
- 11 (11) murder in the first or second degree;
- 12 (12) rape in the first or second degree;
- 13 (13) robbery;
- 14 (14) robbery with a dangerous weapon;
- 15 (15) sexual offense in the first, second, or third degree;
- 16 (16) home invasion under § 6–202(b) of the Criminal Law Article;

17 **(17) FELONY WITNESS INTIMIDATION UNDER § 9–302, § 9–303, OR §**
18 **9–305 OF THIS ARTICLE;**

19 [(17)] **(18)** an attempt to commit any of the crimes listed in items (1)
20 through [(16)] **(17)** of this subsection; or

21 [(18)] **(19)** assault with intent to commit any of the crimes listed in items
22 (1) through [(16)] **(17)** of this subsection or a crime punishable by imprisonment for more
23 than 1 year.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2019.