

HOUSE BILL 81

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0lr1223
CF 0lr1222

By: **Delegates Moon, Bartlett, Charkoudian, Crutchfield, Korman, Lehman,
J. Lewis, and Palakovich Carr**

Introduced and read first time: January 13, 2020

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Sodomy and Unnatural or Perverted Sexual Practice – Repeal**

3 FOR the purpose of repealing the crimes of sodomy and unnatural or perverted sexual
4 practice; and generally relating to sexual crimes.

5 BY repealing

6 Article – Criminal Law

7 Section 3–321 and 3–322

8 Annotated Code of Maryland

9 (2012 Replacement Volume and 2019 Supplement)

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

12 **Article – Criminal Law**

13 **[3–321.**

14 A person who is convicted of sodomy is guilty of a felony and is subject to
15 imprisonment not exceeding 10 years.]

16 **[3–322.**

17 (a) A person may not:

18 (1) take the sexual organ of another or of an animal in the person’s mouth;

19 (2) place the person’s sexual organ in the mouth of another or of an animal;

20 or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) commit another unnatural or perverted sexual practice with another or
2 with an animal.

3 (b) A person who violates this section is guilty of a misdemeanor and on conviction
4 is subject to imprisonment not exceeding 10 years or a fine not exceeding \$1,000 or both.

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

6 (d) An indictment for a violation of this section:

7 (1) is sufficient if it states that the defendant committed an unnatural and
8 perverted sexual practice with a person or animal as applicable; but

9 (2) need not state the particular:

10 (i) unnatural or perverted sexual practice with which the defendant
11 is charged; or

12 (ii) manner in which the defendant committed the unnatural or
13 perverted sexual practice.]

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2020.