

SENATE BILL 212

E1

0lr0812
CF 0lr0803

By: **Senators Lee, Cassilly, Beidle, Elfreth, Guzzone, Kagan, King, Klausmeier, Kramer, Lam, Ready, Serafini, Smith, Sydnor, Waldstreicher, West, Young, and Zucker**

Introduced and read first time: January 16, 2020

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Assault in the First Degree – Suffocation or Strangulation**

3 FOR the purpose of prohibiting a person from committing an assault by intentionally
4 suffocating or strangling another; providing a penalty for a violation of this Act; and
5 generally relating to criminal assault.

6 BY repealing and reenacting, with amendments,

7 Article – Criminal Law

8 Section 3–202

9 Annotated Code of Maryland

10 (2012 Replacement Volume and 2019 Supplement)

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

13 **Article – Criminal Law**

14 3–202.

15 (a) (1) A person may not intentionally cause or attempt to cause serious
16 physical injury to another.

17 (2) A person may not commit an assault with a firearm, including:

18 (i) a handgun, antique firearm, rifle, shotgun, short–barreled
19 shotgun, or short–barreled rifle, as those terms are defined in § 4–201 of this article;

20 (ii) an assault pistol, as defined in § 4–301 of this article;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (iii) a machine gun, as defined in § 4–401 of this article; and

2 (iv) a regulated firearm, as defined in § 5–101 of the Public Safety
3 Article.

4 **(3) A PERSON MAY NOT COMMIT AN ASSAULT BY INTENTIONALLY**
5 **SUFFOCATING OR STRANGLING ANOTHER.**

6 (b) A person who violates this section is guilty of the felony of assault in the first
7 degree and on conviction is subject to imprisonment not exceeding 25 years.

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