

Chapter 120

(Senate Bill 212)

AN ACT concerning

Criminal Law – Assault in the First Degree – ~~Suffocation or~~ Strangulation

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

BY repealing and reenacting, with amendments,
 Article – Criminal Law
 Section 3–202
 Annotated Code of Maryland
 (2012 Replacement Volume and 2019 Supplement)

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

Article – Criminal Law

3–202.

(a) IN THIS SECTION, “STRANGLING” MEANS IMPEDING THE NORMAL BREATHING OR BLOOD CIRCULATION OF ANOTHER PERSON BY APPLYING PRESSURE TO THE OTHER PERSON’S THROAT OR NECK.

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

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

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

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

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

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

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

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

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

Enacted under Article II, § 17(c) of the Maryland Constitution, May 8, 2020.