

HB0871/432917/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 871

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Atterbeary, Cain,” and substitute “Cain, Atterbeary,”; in the same line, strike “and Wilkins” and substitute “Wilkins, Grammer, Bartlett, McComas, Hartman, Arikan, and Malone”; and in line 15, after “prostitution;” insert “classifying a certain offense of human trafficking as a crime of violence under certain provisions of law;”.

On page 2, in line 9, strike “14–101(a)(24) and (25)” and substitute “14–101(a)”; and in line 38, after “2–412(c)(11)” insert “and 5–101(c)”.

AMENDMENT NO. 2

On page 9, strike in their entirety lines 27 through 30, inclusive, and substitute:

- “(1) abduction;
- “(2) arson in the first degree;
- “(3) kidnapping;
- “(4) manslaughter, except involuntary manslaughter;
- “(5) mayhem;
- “(6) maiming, as previously proscribed under former Article 27, §§ 385 and 386 of the Code;
- “(7) murder;

(Over)

HB0871/432917/1 House Judiciary Committee
Amendments to HB 871
Page 2 of 5

(8) rape;

(9) robbery under § 3-402 or § 3-403 of this article;

(10) carjacking;

(11) armed carjacking;

(12) sexual offense in the first degree;

(13) sexual offense in the second degree;

(14) use of a firearm in the commission of a felony except possession with intent to distribute a controlled dangerous substance under § 5-602(2) of this article, or other crime of violence;

(15) child abuse in the first degree under § 3-601 of this article;

(16) sexual abuse of a minor under § 3-602 of this article if:

(i) the victim is under the age of 13 years and the offender is an adult at the time of the offense; and

(ii) the offense involved:

1. vaginal intercourse, as defined in § 3-301 of this article;

2. a sexual act, as defined in § 3-301 of this article;

3. an act in which a part of the offender's body penetrates, however slightly, into the victim's genital opening or anus; or

4. the intentional touching of the victim's or the offender's genital, anal, or other intimate area for sexual arousal, gratification, or abuse;

(17) home invasion under § 6-202(b) of this article;

(18) **FELONY HUMAN TRAFFICKING UNDER TITLE 3, SUBTITLE 11 OF THIS ARTICLE;**

(19) an attempt to commit any of the crimes described in items (1) through [(17)] (18) of this subsection;

[(19)](20) continuing course of conduct with a child under § 3-315 of this article;

[(20)](21) assault in the first degree;

[(21)](22) assault with intent to murder;

[(22)](23) assault with intent to rape;

[(23)](24) assault with intent to rob;

[(24)](25) assault with intent to commit a sexual offense in the first degree; and

[(25)](26) assault with intent to commit a sexual offense in the second degree."

**HB0871/432917/1 House Judiciary Committee
Amendments to HB 871
Page 4 of 5**

On page 14, after line 5, insert:

“5–101.

(c) “Crime of violence” means:

(1) abduction;

(2) arson in the first degree;

(3) assault in the first or second degree;

(4) burglary in the first, second, or third degree;

(5) carjacking and armed carjacking;

(6) escape in the first degree;

(7) kidnapping;

(8) voluntary manslaughter;

(9) maiming as previously proscribed under former Article 27, § 386 of
the Code;

(10) mayhem as previously proscribed under former Article 27, § 384 of
the Code;

(11) murder in the first or second degree;

(12) rape in the first or second degree;

HB0871/432917/1 House Judiciary Committee
Amendments to HB 871
Page 5 of 5

(13) robbery;

(14) robbery with a dangerous weapon;

(15) sexual offense in the first, second, or third degree;

(16) home invasion under § 6–202(b) of the Criminal Law Article;

(17) **FELONY HUMAN TRAFFICKING UNDER TITLE 3, SUBTITLE 11
OF THE CRIMINAL LAW ARTICLE;**

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

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