

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1949.

Approved April 22, 1949.

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CHAPTER 196

(Senate Bill 28)

AN ACT to repeal and re-enact, with amendments, Section 13 of Article 27 of the Annotated Code of Maryland (1947 Supplement), title "Crimes and Punishments", sub-title "Assault with Intent to Murder, Ravish or Rob", providing for an increase in the maximum penalty for assault with intent to murder.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 13 of Article 27 of the Annotated Code of Maryland (1947 Supplement), title "Crimes and Punishments", sub-title "Assault with Intent to Murder, Ravish or Rob", be and it is hereby repealed and re-enacted, with amendments, to read as follows:

13. Every person convicted of the crime of an assault with intent to have carnal knowledge of a female child under the age of 14 years, or with intent to rob shall be guilty of a felony and shall be sentenced to confinement in the Maryland Penitentiary for not less than two years or more than ten years; every person convicted of the crime of an assault with intent to murder shall be guilty of a felony and shall be sentenced to confinement in the Maryland Penitentiary for not less than two years nor more than fifteen years; and every person convicted of the crime of an assault with intent to commit a rape shall be guilty of a felony and shall be punished with death, or, in the discretion of the Court, he shall be sentenced to confinement in the Penitentiary for the period of his natural life, or he shall be sentenced to confinement in the Penitentiary for not less than two years nor more than twenty years; provided, however, that the jury before whom any person indicted for the crime of an assault with intent to commit a rape shall be tried, if they find such person guilty thereof, may add to their verdict the words "without capital punishment", in which case the sentence of the court shall not exceed twenty years in the Penitentiary, and in no case where a jury shall have rendered a verdict in manner and form as hereinbefore prescribed, "without capital punishment", shall the court in