

be] IS 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]. EVERY person convicted of the crime of an assault with intent to murder [shall be] IS guilty of a felony and shall be sentenced to confinement in the Maryland Penitentiary for not less than two years nor more than [fifteen] 30 years[; and every]. EVERY person convicted of the crime of an assault with intent to commit a rape [shall be] IS 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] 20 years[; provided, however, that]. HOWEVER, the jury before whom any person indicted for the crime of an assault with intent to commit a rape [shall be] IS tried, if they find [such] THAT person guilty [thereof] [[,]] OF THE CRIME, may add to their verdict the words "without capital punishment", in which case the sentence of the court [shall] MAY not exceed [twenty] 20 years in the penitentiary[,and in]. IN no case where a jury [shall have] HAS rendered a verdict in manner and form as [hereinbefore] prescribed, "without capital punishment", [shall] MAY the court in imposing the sentence, sentence the convicted party to pay the death penalty or to be confined for more than [twenty] 20 years in the penitentiary. Nothing in this section [as hereby amended shall] MAY be construed or held to effect or control any violation of this section occurring prior to June 1, 1949, or the prosecution [thereof] OF ANY VIOLATION OF THIS TYPE, but each [such] violation and prosecution [thereof] shall be governed by the provisions of the section as it read and was in effect at the time [such] THE violation occurred.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1975.

Approved May 15, 1975.

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CHAPTER 859

(House Bill 175)

AN ACT concerning

Pensions - Correctional Officers