

**CHAPTER 482**

**(Senate Bill 429)**

AN ACT concerning

**Crimes - Factual Determinations That Enhance Penalties - Revision**

FOR the purpose of altering certain provisions of law to establish new offenses in place of factual determinations that enhance penalties; establishing the offense and clarifying the penalty for rape in the first degree and kidnapping involving a victim under a certain age; establishing the offense and clarifying the penalty for sexual offense in the first degree and kidnapping involving a victim under a certain age; establishing the offense and clarifying the penalty for the commission of certain handgun offenses while on public school property; establishing the offense and clarifying the penalty for certain handgun offenses with the deliberate purpose of injuring or killing another; establishing the offense and clarifying the penalties for manufacturing, distributing, dispensing, or possessing certain quantities of certain controlled dangerous substances; establishing the offense and clarifying the penalties for certain hate crime offenses that involve a separate crime or result in the death of the victim; repealing a certain redundant provision relating to harassment because of certain characteristics of another; establishing the offenses and clarifying the penalties for certain offenses relating to failing to stop or remain at the scene of an accident that results in bodily injury or death; establishing the offenses and clarifying the penalties for certain alcohol related offenses committed while transporting a minor; establishing the offenses and clarifying the penalties for certain offenses relating to eluding a police officer if the violation results in bodily injury or death; making certain technical corrections; making certain conforming changes; and generally relating to criminal offenses and factual determinations that enhance penalties.

BY repealing and reenacting, with amendments,

Article - Criminal Law

Section 3-303, 3-305, 4-203(a) and (c), 5-612, 10-303, and 10-305

Annotated Code of Maryland

(2002 Volume and 2004 Supplement)

BY repealing and reenacting, without amendments,

Article - Criminal Law

Section 3-503(a), 5-602, 10-301, 10-302, and 10-304

Annotated Code of Maryland

(2002 Volume and 2004 Supplement)

BY repealing

Article - Criminal Law

Section 10-306