

Article 27 - Crimes and Punishments
 Section 268H
 Annotated Code of Maryland
 (1982 Replacement Volume and 1984 Supplement)

BY-adding-to

Article---Education
 Section-26-104
 Annotated-Code-of-Maryland
 (1978-Volume-and-1984-Supplement)

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

Article 27 - Crimes and Punishments

268H.

(A) IN THIS SECTION "HAZE" MEANS DOING ANY ACT OR CAUSING ANY SITUATION WHICH RECKLESSLY OR INTENTIONALLY ENDANGERS THE MENTAL OR PHYSICAL HEALTH OR SAFETY OF A STUDENT SUBJECTS A STUDENT TO THE RISK OF SERIOUS BODILY INJURY FOR THE PURPOSE OF INITIATION OR ADMISSION INTO ANY STUDENT ORGANIZATION THAT OPERATES UNDER THE SANCTION OF A SCHOOL, COLLEGE, OR UNIVERSITY OF INITIATION INTO A STUDENT ORGANIZATION OF A SCHOOL, COLLEGE, OR UNIVERSITY.

(B) A PERSON MAY NOT HAZE OR OTHERWISE MISTREAT WHO HAZES A STUDENT SO AS TO CAUSE SERIOUS BODILY INJURY TO ANY THE STUDENT AT ANY SCHOOL, COLLEGE, OR UNIVERSITY IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$500, OR IMPRISONMENT FOR NOT MORE THAN 6 MONTHS, OR BOTH.

(C) THE IMPLIED OR EXPRESSED CONSENT OF A STUDENT TO HAZING OR OTHER MISTREATMENT MAY NOT BE A DEFENSE UNDER THIS SECTION.

(C) (D) (1) ANY PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$500, OR IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR 6 MONTHS, OR BOTH.

(2) IF THE ACT CAUSING THE INJURY IN VIOLATION OF THIS SECTION CONSTITUTES A FELONY, THE PUNISHMENT SHALL BE IMPOSED AS IS OTHERWISE PROVIDED BY LAW FOR THE PUNISHMENT OF SUCH A FELONY.

(D) (E) ANY PERSON WHO RECEIVES BODILY INJURY BY HAZING OR MISTREATMENT HAS A RIGHT TO SUE, CIVILLY, THE PERSON OR PERSONS CAUSING THE INJURY.

(E) THE PRESIDENT, OR OTHER PRESIDING OFFICIAL OF ANY SCHOOL, COLLEGE, OR UNIVERSITY RECEIVING APPROPRIATIONS FROM THE STATE, SHALL