

AN ACT concerning

First Degree Rape - Breaking and Entering

FOR the purpose of making a rape committed in connection with the breaking and entering of a dwelling house rape in the first degree; and providing for a penalty.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 462
Annotated Code of Maryland
(1982 Replacement Volume and 1987 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

462.

(a) A person is guilty of rape in the first degree if the person engages in vaginal intercourse with another person by force or threat of force against the will and without the consent of the other person and:

(1) Employs or displays a dangerous or deadly weapon or an article which the other person reasonably concludes is a dangerous or deadly weapon; or

(2) Inflicts suffocation, strangulation, disfigurement, or serious physical injury upon the other person or upon anyone else in the course of committing the offense; or

(3) Threatens or places the victim in fear that the victim or any person known to the victim will be imminently subjected to death, suffocation, strangulation, disfigurement, serious physical injury, or kidnapping; or

(4) The person commits the offense aided and abetted by one or more other persons; OR

(5) THE PERSON COMMITS THE OFFENSE IN CONNECTION WITH THE BREAKING AND ENTERING OF A DWELLING HOUSE.