

CHAPTER 373

(House Bill 665)

AN ACT concerning

**Crimes and Punishments - Pepper Mace - ~~Minors~~ - ~~Minors~~**

FOR the purpose of making it a crime ~~for a minor to possess pepper mace; making it a crime to sell pepper mace to a minor to wear or carry pepper mace openly with a certain intent for a minor to possess pepper mace; making it a crime to sell pepper mace to a minor;~~ imposing certain penalties; defining a certain term; making stylistic changes; and generally relating to crimes concerning pepper mace and minors and minors.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments

Section 36; ~~and 406 to be under the amended subheading "Minors - Selling Deadly or Dangerous Weapon to"~~ ; ~~and 406 to be under the amended subheading "Minors - Selling Deadly or Dangerous Weapon to"~~

Annotated Code of Maryland

(1992 Replacement Volume and 1993 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**

36.

(a) (1) Every person who shall wear or carry any dirk knife, bowie knife, switchblade knife, star knife, sandclub, metal knuckles, razor, nunchaku, or any other dangerous or deadly weapon of any kind, whatsoever (penknives without switchblade and handguns, excepted) concealed upon or about his person, and every person who shall wear or carry any such weapon, chemical mace, PEPPER MACE, or tear gas device openly with the intent or purpose of injuring any person in any unlawful manner, shall be guilty of a misdemeanor, and upon conviction, shall be fined not more than \$1,000 or be imprisoned in jail, or sentenced to the Maryland Department of Correction for not more than three years [; and in].

(2) IN case of A conviction UNDER THE PROVISIONS OF THIS SECTION SUBSECTION, if it shall appear from the evidence that such weapon was carried, concealed or openly, with the deliberate purpose of injuring the person or destroying the life of another, the court shall impose the highest sentence of imprisonment prescribed.

(3) In Cecil, Anne Arundel, Talbot, Harford, Caroline, Prince George's, Montgomery, St. Mary's, Washington, Worcester, Kent, and Baltimore Counties it shall also be unlawful and a misdemeanor, punishable as [above set forth] PROVIDED IN PARAGRAPH (1) OF THIS SUBSECTION, for any person under eighteen years of age to carry any dangerous or deadly weapon, other than a handgun, between one hour after