

(xv) Assault with intent to rape;

(xvi) Assault with intent to rob; or

(xvii) Assault with intent to commit a sexual offense in the first or second degree]

(XIII) ASSAULT IN THE FIRST DEGREE IN VIOLATION OF ARTICLE 27, § 12A-3 OF THE CODE;

(XIV) ATTEMPTED MURDER IN THE SECOND DEGREE IN VIOLATION OF ARTICLE 27, § 411A OF THE CODE;

(XV) ATTEMPTED RAPE OR ATTEMPTED SEXUAL OFFENSE IN THE SECOND DEGREE UNDER ARTICLE 27, § 464F OF THE CODE; OR

(XVI) ATTEMPTED ROBBERY WITH A DANGEROUS OR DEADLY WEAPON UNDER ARTICLE 27, § 488 OF THE CODE.

COMMITTEE NOTE (COMMITTEE TO REVISE ARTICLE 27): The revision of the assault laws repealed the crimes of mayhem and maiming. Assault in the first degree is currently the most serious assault offense. Also, the assault revision repealed the Article 27, § 12 crimes of assault with intent to murder, rape, rob, or commit sexual offense, and codified the offenses of attempted murder, rape, robbery, and sexual offense.

9-103.1.

(b) (1) Subject to the provisions of paragraphs (2) and (3) of this subsection, if a court finds that the requirements of subsection (c) of this section are satisfied, a court may admit into evidence in a juvenile court proceeding or in a criminal proceeding an out of court statement, to prove the truth of the matter asserted in the statement, made by a child victim under the age of 12 years, who is the alleged victim or the child alleged to need assistance in the case before the court, concerning an alleged offense against the child of:

(i) Child abuse, as defined under Article 27, § 35A of the Code;

(ii) Rape or sexual offense, as defined in Article 27, §§ 462 through 464B of the Code, inclusive;

(iii) [Assault with intent to commit] ATTEMPTED rape or ATTEMPTED sexual offense IN THE FIRST OR SECOND DEGREE, as defined in Article 27, [§ 12] § 464F of the Code; or

(iv) In a juvenile court proceeding, abuse or neglect as defined in § 5-701 of the Family Law Article.

COMMITTEE NOTE (COMMITTEE TO REVISE ARTICLE 27): The revision of the assault laws repeals the statutory crimes of assault with intent to rape and assault with intent to commit sexual offense. Attempted rape and attempted sexual offense are made felonies under Article 27, § 464F of the Code by the revision.