

FOR the purpose of ~~repealing~~ *clarifying* a certain intent element in the crime of stalking; ~~modifying a certain defined term; excluding certain lawful activities from a certain crime; modifying a certain defined term;~~ requiring that a certain person know or reasonably should have known that certain conduct would place another in reasonable fear of serious bodily injury, death, or of certain offenses being committed under certain circumstances, or that a third person is likely to suffer serious bodily injury, death, or certain offenses; ~~establishing that the crime of stalking is a felony; giving the District Court and circuit court concurrent jurisdiction to try stalking cases; modifying a certain defined term;~~ and generally relating to the definition of the crime of stalking.

BY repealing and reenacting, with amendments,

Article - Criminal Law

Section 3-802

Annotated Code of Maryland

(2002 Volume)

~~BY repealing and reenacting, with amendments,~~

~~Article - Courts and Judicial Proceedings~~

~~Section 4-301(b)(17) and (18) and 4-302(d)(1)~~

~~Annotated Code of Maryland~~

~~(2002 Replacement Volume)~~

BY adding to

~~Article - Courts and Judicial Proceedings~~

~~Section 4-301(b)(19)~~

~~Annotated Code of Maryland~~

~~(2002 Replacement Volume)~~

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

Article - Criminal Law

3-802.

(a) ~~(1)~~ In this section, "stalking" means a malicious course of conduct that includes approaching or pursuing another [with the intent to place that individual] WHERE THE PERSON *INTENDS TO PLACE OR KNOWS OR REASONABLY SHOULD HAVE KNOWN THE CONDUCT WOULD PLACE ANOTHER* in reasonable fear ~~OF~~ OF:

(1) ~~(I)~~ 1. ~~[of] serious bodily [injury] HARM;~~

~~(1)~~ (I) *[of] serious bodily injury;*

~~(II)~~ 2. ~~OF~~

(II) AN ASSAULT IN ANY DEGREE;

~~(III)~~ 3. ~~OF A~~