

penalties; and generally relating to inmates and indecent exposure.

BY adding to

Article – Correctional Services

Section 8–803

Annotated Code of Maryland

(1999 Volume and 2001 Supplement)

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

**Article – Correctional Services**

8–803.

(A) WORDS OR PHRASES IN THIS SECTION THAT DESCRIBE THE COMMON-LAW CRIME OF INDECENT EXPOSURE SHALL RETAIN THEIR JUDICIALLY DETERMINED MEANINGS EXCEPT TO THE EXTENT EXPRESSLY OR IMPLICITLY CHANGED IN THIS SECTION.

(B) AN INMATE MAY NOT ~~WILLFULLY AND INTENTIONALLY~~, WITH INTENT TO ANNOY, ABUSE, TORMENT, HARASS, OR EMBARRASS A CORRECTIONAL OFFICER OR AUTHORIZED PERSONNEL, LEWDLY, LASCIVIOUSLY, AND INDECENTLY EXPOSE PRIVATE PARTS OF THE INMATE'S BODY IN THE PRESENCE OF ~~A~~ THE CORRECTIONAL OFFICER OR AUTHORIZED PERSONNEL.

(C) AN INMATE WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 3 YEARS OR A FINE NOT EXCEEDING \$1,000 OR BOTH.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2002.

Approved April 25, 2002.

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**CHAPTER 161**

**(Senate Bill 436)**

AN ACT concerning

**Criminal Law – Theft – ~~Third or Subsequent Conviction~~ Subsequent Offenders – Penalties**

FOR the purpose of establishing certain penalties for ~~a third or subsequent conviction of theft of property or services with a certain value~~ persons with a certain number or more of prior convictions for certain theft offenses; prohibiting a court from imposing certain penalties unless a State's Attorney provides a certain notice to the defendant; and generally relating to penalties for theft.