

The only changes are in style.

3-402. ROBBERY.

(A) PROHIBITED.

A PERSON MAY NOT COMMIT OR ATTEMPT TO COMMIT ROBBERY.

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 15 YEARS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 486(c) and (d).

Defined terms: "Person" § 1-101
"Robbery" § 3-401

3-403. ROBBERY WITH DANGEROUS WEAPON.

(A) PROHIBITED.

A PERSON MAY NOT COMMIT OR ATTEMPT TO COMMIT ROBBERY UNDER § 3-402 OF THIS SUBTITLE WITH A DANGEROUS WEAPON.

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 20 YEARS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 487.

In subsection (a) of this section, the former reference to a "deadly" weapon is deleted as included in the reference to a "dangerous" weapon. Maryland courts apply an objective test to characterize such a weapon: "to be deadly or dangerous a weapon must be inherently of that character or must be used or useable in a manner that gives it that character." *Handy v. State*, 357 Md. 685, 692 (2000), citing *Brooks v. State*, 314 Md. 585, 590 (1989). Any weapon that is inherently deadly is also inherently dangerous.

Defined terms: "Person" § 1-101
"Robbery" § 3-401

3-404. CHARGING DOCUMENT.

(A) IN GENERAL.

AN INDICTMENT, INFORMATION, WARRANT, OR OTHER CHARGING DOCUMENT FOR ROBBERY IS SUFFICIENT IF IT SUBSTANTIALLY STATES: "(NAME OF DEFENDANT) ON (DATE) IN (COUNTY) DID FELONIOUSLY ROB (NAME OF VICTIM) OF (PROPERTY/SERVICE) (HAVING A VALUE OF \$500 OR MORE) (WITH A DANGEROUS WEAPON) IN VIOLATION OF (SECTION VIOLATED) AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE."