In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed House Bill 232 – Correctional Services – Inmates – Indecent Exposure.

This bill prohibits an inmate from lewdly, lasciviously and indecently exposing private parts of the inmate's body in the presence of a correctional officer or authorized personnel with the intent to annoy, abuse, torment, harass or embarrass that person. Violators are guilty of a misdemeanor and subject to maximum penalties of a fine of $1,000 and/or imprisonment for three years. The bill also provides that words and phrases that describe the common–law crime of indecent exposure retain their judicially determined meaning unless otherwise indicated.

Senate Bill 429, which was passed by the General Assembly and signed by me, accomplishes the same purpose. Therefore, it is not necessary for me to sign House Bill 232.

Sincerely,
Parris N. Glendening
Governor

House Bill No. 232

AN ACT concerning

Correctional Services – Inmates – Indecent Exposure

FOR the purpose of prohibiting an inmate from ~~willfully, intentionally~~ lewdly, lasciviously, and indecently exposing certain parts of the inmate's body to certain persons *under certain circumstances*; providing that certain words and phrases retain their judicially determined ~~meaning~~ *meanings*; providing *for* certain 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 AND PHRASES IN THIS SECTION THAT DESCRIBE THE COMMON–LAW CRIME OF INDECENT EXPOSURE *SHALL* RETAIN THEIR JUDICIALLY DETERMINED ~~MEANING~~ *MEANINGS* EXCEPT TO THE EXTENT EXPRESSLY OR IMPLICITLY CHANGED IN THIS SECTION.

(B) AN INMATE MAY NOT ~~WILLFULLY, INTENTIONALLY,~~ *WITH INTENT TO ANNOY, ABUSE, TORMENT, HARASS, OR EMBARRASS A CORRECTIONAL OFFICER OR*