

maximum penalties of not more than \$3,000 and/or incarceration for three years or both.

House Bill 1359, which was passed by the General Assembly and signed by me on May 12, 1998, accomplishes the same purpose. Therefore, it is not necessary for me to sign Senate Bill 156.

Sincerely,  
Parris N. Glendening  
Governor

**Senate Bill No. 156**

AN ACT concerning

**Sexual Offenses - ~~Custodial Employees and Persons in Custody~~ Correctional Employees and Inmates**

FOR the purpose of making it a ~~sexual offense in the third degree for certain governmental custodial employees to engage in vaginal intercourse, a sexual act, or sexual contact with a person in custody in a home detention program or correctional facility~~ crime for a correctional employee to engage in certain sexual activity with inmates; allowing a sentence that is imposed for a violation of this Act to be separate from and consecutive to or concurrent with a sentence for any one of certain other sexual offenses ~~that are based on a use of force or lack of consent~~; defining certain terms; and generally relating to sexual offenses committed by ~~governmental custodial~~ correctional employees.

BY adding to

Article 27 - Crimes and Punishments  
Section ~~464B-1~~ 464G  
Annotated Code of Maryland  
(1996 Replacement Volume and 1997 Supplement)

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

**Article 27 - Crimes and Punishments**

~~464B-1.~~ 464G.

(A) (1) IN THIS SECTION THE FOLLOWING TERMS WORDS HAVE THE MEANINGS INDICATED.

~~(2) (1) "CUSTODIAL EMPLOYEE" MEANS AN EMPLOYEE OF A UNIT OF THE STATE, A COUNTY, OR A MUNICIPAL CORPORATION THAT BY LAW OR COURT ORDER IS RESPONSIBLE FOR INMATES IN A CORRECTIONAL FACILITY OR HOME DETENTION PROGRAM.~~

~~(2) "CUSTODIAL EMPLOYEE" INCLUDES:~~