

HOUSE BILL 1260

E1

3lr2750

By: **Delegates Glenn, B. Robinson, and Conaway**

Introduced and read first time: February 8, 2013

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Crimes – Elder Abuse or Neglect – Increased Penalties**

3 FOR the purpose of altering the penalties for the crime of causing abuse or neglect of a
4 vulnerable adult in the first or second degree; and generally relating to elder
5 abuse or neglect.

6 BY repealing and reenacting, without amendments,
7 Article – Criminal Law
8 Section 3–604(b) and 3–605(b)
9 Annotated Code of Maryland
10 (2012 Replacement Volume and 2012 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Criminal Law
13 Section 3–604(c) and 3–605(c)
14 Annotated Code of Maryland
15 (2012 Replacement Volume and 2012 Supplement)

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

18 **Article – Criminal Law**

19 3–604.

20 (b) (1) A caregiver, a parent, or other person who has permanent or
21 temporary care or responsibility for the supervision of a vulnerable adult may not
22 cause abuse or neglect of the vulnerable adult that:

23 (i) results in the death of the vulnerable adult;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) causes serious physical injury to the vulnerable adult; or

2 (iii) involves sexual abuse of the vulnerable adult.

3 (2) A household member or family member may not cause abuse or
4 neglect of a vulnerable adult that:

5 (i) results in the death of the vulnerable adult;

6 (ii) causes serious physical injury to the vulnerable adult; or

7 (iii) involves sexual abuse of the vulnerable adult.

8 (c) A person who violates this section is guilty of the felony of abuse or
9 neglect of a vulnerable adult in the first degree and on conviction is subject to
10 imprisonment not exceeding [10] **20** years or a fine not exceeding [\$10,000] **\$20,000**
11 or both.

12 3-605.

13 (b) (1) A caregiver, a parent, or other person who has permanent or
14 temporary care or responsibility for the supervision of a vulnerable adult may not
15 cause abuse or neglect of the vulnerable adult.

16 (2) A household member or family member may not cause abuse or
17 neglect of a vulnerable adult.

18 (c) A person who violates this section is guilty of the misdemeanor of abuse
19 or neglect of a vulnerable adult in the second degree and on conviction is subject to
20 imprisonment not exceeding [5] **10** years or a fine not exceeding [\$5,000] **\$10,000** or
21 both.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2013.