

# HOUSE BILL 1001

E2, E1

11r2205  
CF 11r2316

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By: **Delegate Pippy**

Introduced and read first time: February 5, 2021

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Indecent Exposure With Lascivious or Prurient Intent**

3 FOR the purpose of prohibiting a person from indecently exposing private parts of the  
4 person’s body with lascivious or prurient intent in a public place in the presence of  
5 another; altering a certain definition of “tier I sex offender” to include a person who  
6 has been convicted of conspiring to commit, attempting to commit, or committing  
7 indecent exposure with lascivious or prurient intent in a public place in the presence  
8 of another; establishing penalties for a violation of this Act; making a certain  
9 conforming change; and generally relating to indecent exposure.

10 BY repealing and reenacting, with amendments,  
11 Article – Criminal Law  
12 Section 11–107  
13 Annotated Code of Maryland  
14 (2012 Replacement Volume and 2020 Supplement)

15 BY adding to  
16 Article – Criminal Law  
17 Section 11–108  
18 Annotated Code of Maryland  
19 (2012 Replacement Volume and 2020 Supplement)

20 BY repealing and reenacting, with amendments,  
21 Article – Criminal Procedure  
22 Section 11–701(o)(1)  
23 Annotated Code of Maryland  
24 (2018 Replacement Volume and 2020 Supplement)

25 BY repealing and reenacting, without amendments,  
26 Article – Criminal Procedure

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 11–704(a)  
2 Annotated Code of Maryland  
3 (2018 Replacement Volume and 2020 Supplement)

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

6 **Article – Criminal Law**

7 11–107.

8 **[A] EXCEPT AS PROVIDED IN § 11–108 OF THIS SUBTITLE, A person convicted of**  
9 **THE COMMON LAW OFFENSE OF** indecent exposure is guilty of a misdemeanor and is  
10 subject to imprisonment not exceeding 3 years or a fine not exceeding \$1,000 or both.

11 **11–108.**

12 **(A) A PERSON MAY NOT INDECENTLY EXPOSE PRIVATE PARTS OF THE**  
13 **PERSON’S BODY WITH LASCIVIOUS OR PRURIENT INTENT IN A PUBLIC PLACE IN THE**  
14 **PRESENCE OF ANOTHER.**

15 **(B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR**  
16 **AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 3 YEARS OR A**  
17 **FINE NOT EXCEEDING \$1,000 OR BOTH.**

18 **Article – Criminal Procedure**

19 11–701.

20 (o) “Tier I sex offender” means a person who has been convicted of:

21 (1) conspiring to commit, attempting to commit, or committing a violation  
22 of § 3–308 **OR § 11–108** of the Criminal Law Article;

23 11–704.

24 (a) A person shall register with the person’s supervising authority if the person  
25 is:

26 (1) a tier I sex offender;

27 (2) a tier II sex offender;

28 (3) a tier III sex offender; or

29 (4) a sex offender who is required to register by another jurisdiction, a

1 federal, military, or tribal court, or a foreign government, and who is not a resident of this  
2 State, and who enters this State:

3 (i) to begin residing or to habitually live;

4 (ii) to carry on employment;

5 (iii) to attend a public or private educational institution, including a  
6 secondary school, trade or professional institution, or institution of higher education, as a  
7 full-time or part-time student; or

8 (iv) as a transient.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 2021.