

# HOUSE BILL 34

E1  
HB 211/20 – JUD

(PRE-FILED)

2lr0461

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By: **Delegate Crosby**

Requested: September 10, 2021

Introduced and read first time: January 12, 2022

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Indecent Exposure Within the Sight of a Minor**

3 FOR the purpose of prohibiting a person from committing the common law crime of indecent  
4 exposure; prohibiting a person from committing the common law crime of indecent  
5 exposure within the sight of a minor who is at least a certain age; and generally  
6 relating to indecent exposure.

7 BY repealing and reenacting, with amendments,  
8 Article – Criminal Law  
9 Section 11–107  
10 Annotated Code of Maryland  
11 (2021 Replacement Volume and 2021 Supplement)

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

14 **Article – Criminal Law**

15 11–107.

16 (a) In this section, “indecent exposure” includes engaging in an act of  
17 masturbation in public, whether or not the person’s genitalia are exposed.

18 **(B) A PERSON MAY NOT COMMIT THE COMMON LAW CRIME OF INDECENT**  
19 **EXPOSURE.**

20 **(C) A PERSON MAY NOT COMMIT THE COMMON LAW CRIME OF INDECENT**  
21 **EXPOSURE WITHIN THE SIGHT OF A MINOR WHO IS AT LEAST 2 YEARS OLD.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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1            **[b] (D) (1)** A person [convicted of indecent exposure] **WHO VIOLATES**  
2 **SUBSECTION (B) OF THIS SECTION** is guilty of a misdemeanor and **ON CONVICTION** is  
3 subject to imprisonment not exceeding 3 years or a fine not exceeding \$1,000 or both.

4            **(2) A PERSON WHO VIOLATES SUBSECTION (C) OF THIS SECTION IS**  
5 **GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT**  
6 **NOT EXCEEDING 5 YEARS OR A FINE NOT EXCEEDING \$10,000 OR BOTH.**

7            SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
8 October 1, 2022.