

SENATE BILL 515

E1

0lr2847

By: **Senators Waldstreicher, Augustine, Feldman, and Lee**

Introduced and read first time: January 30, 2020

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 5, 2020

CHAPTER _____

1 AN ACT concerning

2 **Crimes – Indecent Exposure – ~~Elements~~ Definition**

3 FOR the purpose of ~~establishing~~ defining the term “indecent exposure” to establish that the
4 offense of indecent exposure prohibits a person from, in public, ~~intentionally making~~
5 ~~an obscene or indecent exposure of the person’s genitalia or anus,~~ engaging in a
6 certain act of masturbation, ~~or engaging in a certain sexual act,~~ ~~defining a certain~~
7 ~~term,~~ and generally relating to the crime of indecent exposure.

8 BY repealing and reenacting, with amendments,

9 Article – Criminal Law

10 Section 11–107

11 Annotated Code of Maryland

12 (2012 Replacement Volume and 2019 Supplement)

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

15 **Article – Criminal Law**

16 11–107.

17 **(A) IN THIS SECTION, “MASTURBATION INDECENT EXPOSURE” INCLUDES**
18 **~~AN ACTUAL OR EXPLICITLY SIMULATED~~ ENGAGING IN AN ACT OF MASTURBATION IN**
19 **PUBLIC, WHETHER OR NOT THE PERSON’S GENITALIA ARE EXPOSED.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 ~~(B) A PERSON MAY NOT, IN PUBLIC, INTENTIONALLY:~~

2 ~~(1) MAKE AN OBSCENE OR INDECENT EXPOSURE OF THE PERSON'S~~
3 ~~GENITALIA OR ANUS;~~

4 ~~(2) ENGAGE IN MASTURBATION; OR~~

5 ~~(3) ENGAGE IN A SEXUAL ACT, AS DEFINED IN § 3 301 OF THIS~~
6 ~~ARTICLE.~~

7 ~~(C) (B)~~ A person ~~[convicted of]~~ ~~WHO VIOLATES THIS SECTION IS GUILTY OF~~
8 ~~THE MISDEMEANOR OF~~ indecent exposure ~~[is guilty of a misdemeanor]~~ and is subject to
9 imprisonment not exceeding 3 years or a fine not exceeding \$1,000 or both.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2020.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.