

### Carjacking

FOR the purpose of making carjacking and armed carjacking specific crimes; providing certain penalties for the commission of a carjacking; defining carjacking and certain other terms; making carjacking an aggravating circumstance for the purpose of the death penalty sentencing procedure; providing that carjacking and armed carjacking are crimes of violence for certain purposes; making this Act an emergency measure; and generally relating to carjacking and the theft of a motor vehicle.

BY adding to

Article 27 – Crimes and Punishments  
Section 348A  
Annotated Code of Maryland  
(1992 Replacement Volume and 1992 Supplement)

BY repealing and reenacting, without amendments,

Article 27 – Crimes and Punishments  
Section 413(a), (c), and (f)  
Annotated Code of Maryland  
(1992 Replacement Volume and 1992 Supplement)

BY repealing and reenacting, with amendments,

Article 27 – Crimes and Punishments  
Section 413(d) and (g)(1), 441(e), and 643B(a)  
Annotated Code of Maryland  
(1992 Replacement Volume and 1992 Supplement)

BY repealing and reenacting, with amendments.

Article 41 – Governor – Executive and Administrative Departments  
Section 4-501(12)  
Annotated Code of Maryland  
(1990 Replacement Volume and 1992 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

348A.

(A) IN THIS SECTION, "MOTOR VEHICLE" HAS THE MEANING STATED IN § 11-135 OF THE TRANSPORTATION ARTICLE.

(B) (1) AN INDIVIDUAL COMMITS THE OFFENSE OF CARJACKING WHEN THE INDIVIDUAL OBTAINS UNAUTHORIZED POSSESSION OR CONTROL OF A MOTOR VEHICLE FROM ANOTHER INDIVIDUAL IN ACTUAL POSSESSION BY FORCE OR VIOLENCE, OR BY PUTTING THAT INDIVIDUAL IN FEAR THROUGH INTIMIDATION OR THREAT OF FORCE OR VIOLENCE.