

11-305. ABDUCTION OF CHILD UNDER 16.

(A) PROHIBITED.

FOR PURPOSES OF PROSTITUTION OR COMMITTING A CRIME UNDER TITLE 3, SUBTITLE 3 OF THIS ARTICLE, A PERSON MAY NOT:

(1) PERSUADE OR ENTICE OR AID IN THE PERSUASION OR ENTICEMENT OF AN INDIVIDUAL UNDER THE AGE OF 16 YEARS FROM THE INDIVIDUAL'S HOME OR FROM THE CUSTODY OF THE INDIVIDUAL'S PARENT OR GUARDIAN; OR

(2) KNOWINGLY SECRETE OR HARBOR OR AID IN THE SECRETING OR HARBORING OF AN INDIVIDUAL UNDER THE AGE OF 16 YEARS WHO HAS BEEN PERSUADED OR ENTICED IN THE MANNER DESCRIBED IN ITEM (1) OF THIS SUBSECTION.

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

(C) STATUTE OF LIMITATIONS AND IN BANC REVIEW.

A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO § 5-106(B) OF THE COURTS ARTICLE.

REVISOR'S NOTE: This section formerly was Art. 27, § 430.

In subsection (a) of this section, the reference to "Title 3, Subtitle 3 of this article" is substituted for the former reference to "the sexual offenses subheading of this article" to reflect the reorganization of material on rape and other sexual crimes in this article.

Also in subsection (a) of this section, the references to "an individual" and "the individual's" are substituted for the former references to "a person" and "the person's" because only a human being, and not the other entities included in the defined term "person", may be persuaded or enticed.

In subsection (c) of this section, the reference to a violation being "subject to § 5-106(b) of the Courts Article" is substituted for the former reference to the violation subjecting the defendant to imprisonment "in the penitentiary", for clarity and consistency within this article. See General Revisor's Note to article.

No other changes are made.

Defined terms: "Person" § 1-101
"Prostitution" § 11-301

11-306. HOUSE OF PROSTITUTION.

(A) PROHIBITED.