

HOUSE BILL 22

L1, E4

4lr0439

(PRE-FILED)

By: **Delegate Conaway**

Requested: August 28, 2013

Introduced and read first time: January 8, 2014

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Prohibition on Ordinance Eliminating or Limiting Duty to**
3 **Retreat**

4 FOR the purpose of prohibiting Baltimore City from adopting an ordinance that
5 eliminates or limits a certain common law requirement that a person retreat
6 from an attack; and generally relating to Baltimore City and the duty to retreat.

7 BY adding to

8 Article – Local Government

9 Section 12–904

10 Annotated Code of Maryland

11 (2013 Volume)

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

14 **Article – Local Government**

15 **12–904.**

16 **BALTIMORE CITY MAY NOT ADOPT AN ORDINANCE THAT ELIMINATES OR**
17 **LIMITS THE COMMON LAW REQUIREMENT THAT A PERSON RETREAT FROM AN**
18 **ATTACK UNLESS THE PERSON:**

19 **(1) DID NOT HAVE THE ABILITY TO RETREAT OR ESCAPE THE**
20 **DANGER; OR**

21 **(2) COULD NOT RETREAT OR ESCAPE THE DANGER WHILE**
22 **MAINTAINING THE PERSON’S SAFETY.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2014.