

Another difficulty is found in the reliance on the unstated premises that the provisions concerning arrest are intended to either compliment or modify the common law rules of arrest, which are codified now in Article 27, §594B of the Code. (Compare e.g., §26-201 of this title with §26-203 of this title.) Since the omitted premises are not readily inferable on the face of the sections, there results an overwhelming lack of clarity. While the Commission could have attempted to "patch" some of these gaps, only a completely new and well coordinated rewriting of the entire subtitle could convey the intent of the law properly and establish a comprehensible coherent scheme. Such a rewrite requires special study and might well affect matters of substantive policy; consequently, it would be inappropriate for incorporation in this bill.

The problems associated with these sections are not merely academic. They have been the cause of uncertainty among the law enforcement agencies charged with their enforcement. No manner of reorganization and stylistic change can abate this uncertainty. Accordingly, a special committee of the Commission has been appointed to make that study and it will submit its recommendations to the General Assembly independent of this revision of the Maryland Vehicle Law.

Pending review of this subtitle by the General Assembly, the Commission has made but the most minor of changes in them, revising only as required to correct grammatical errors and nomenclature and to conform basic elements of style necessary for consistency and improved clarity.

Present Art. 66 1/2, §16-305, which relates to the stay of judgment pending appeal, is deleted as obsolete and superseded by Maryland District Rule 77 (i).

TITLE 27. VEHICLE LAWS—PENALTIES; DISPOSITION OF FINES AND FORFEITURES.

27-101. PENALTIES FOR MISDEMEANOR.

(A) VIOLATION OF VEHICLE LAWS A MISDEMEANOR.

IT IS A MISDEMEANOR FOR ANY PERSON TO VIOLATE ANY OF THE PROVISIONS OF THE MARYLAND VEHICLE LAW UNLESS THE VIOLATION IS DECLARED TO BE A FELONY BY THE MARYLAND VEHICLE LAW OR BY ANY OTHER LAW OF THIS STATE.

REVISOR'S NOTE: This subsection presently appears as Art. 66 1/2, §17-101(a).

The short title "Maryland Vehicle Law" is substituted without substantive effect for present references to "this article". See §11-206 of this article.