

consanguinity and affinity within which an individual may not marry are deleted as unnecessary in light of the references to specific relatives whom an individual may not marry.

In subsection (b)(1)(v) of this section, the term "granddaughter" is substituted for the former phrases "his son's daughter" and "daughter's daughter", for clarity and brevity.

In subsection (b)(2)(v) of this section, the term "grandson" is substituted for the former phrases "her daughter's son" and "her son's son", for clarity and brevity.

In subsection (b)(3) of this section, the phrase "is guilty of a misdemeanor" is new language added for clarity.

In subsection (c)(1)(ix) and (x) of this section, the phrase "grandson's wife" is substituted for the former phrases "his son's son's wife" and "his daughter's son's wife", and the phrase "wife's granddaughter" is substituted for the former phrases "his wife's son's daughter" and "his wife's daughter's daughter", for clarity and brevity.

In subsection (c)(2)(ix) and (xii) of this section, the phrase "husband's grandson" is substituted for the former phrases "her husband's son's son" and "her husband's daughter's son", and the phrase "granddaughter's husband" is substituted for the former phrases "her son's daughter's husband" and "her daughter's daughter's husband", for clarity and brevity.

In subsection (c)(3) of this section, the phrase "is guilty of a misdemeanor" is new language added for clarity.

Former Article 27, §§ 390 and 391 did not state by which method -- common law or civil law -- the degrees of relationship are to be determined. The inclusion of "sister" in subsection (b)(1) of this section and "brother" in subsection (b)(2) of this section reflect the decision of the Commission to Revise the Annotated Code to apply the common law method of determination of degrees of relationship. This revision is called to the attention of the General Assembly.

The Commission to Revise the Annotated Code also notes, for consideration by the General Assembly, that it may be beyond the power of a trial court to impose a sentence of banishment as provided in subsection (b)(3) of this section and former Article 27, § 390.