

CONCEALS, BY ANY TRICK, SCHEME, OR DEVICE, A MATERIAL FACT, OR MAKES ANY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENTS OR REPRESENTATIONS, OR MAKES OR USES ANY FALSE WRITING OR DOCUMENT KNOWING THE WRITING OR DOCUMENT CONTAINS ANY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENT OR ENTRY, IS GUILTY OF A MISDEMEANOR.

(II) EXCEPT AS OTHERWISE PROVIDED BY LAW, A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000, OR IMPRISONMENT FOR NOT MORE THAN 6 MONTHS, OR BOTH.

5-405.

(a) The Commissioners, subject to the approval of the Secretary, shall appoint, from without their number, [and] AN administrator of the Commission.

5-406.

(A) SUBJECT TO THE APPROVAL OF THE SECRETARY, THE COMMISSION MAY PROVIDE--FORMAL--RECOGNITION--OF--MARYLAND--INDIAN STATUS--TO ESTABLISH A PROCESS BY WHICH A NATIVE AMERICAN TRIBE, BAND, GROUP, OR CLAN WHICH IS INDIGENOUS TO MARYLAND,--IF--THE TRIBE,--BAND, CAN APPLY TO THE COMMISSION FOR FORMAL RECOGNITION OF MARYLAND INDIAN STATUS.--GROUP,--OR--CLAN--HAS--PROVEN--TO--THE SATISFACTION--OF--THE--COMMISSION--THAT--IT--MEETS--THE--FOLLOWING CRITERIA:

{1}--THE--PETITIONING--GROUP--HAS--BEEN--IDENTIFIED--FROM HISTORICAL--TIMES--UNTIL--THE--PRESENT--AS--"AMERICAN--INDIAN"--OR "ABORIGINAL";

{2}--THE--MEMBERS--OF--THE--PETITIONING--GROUP--ARE DESCENDANTS--FROM--A--TRIBE--THAT--EXISTED--HISTORICALLY--AND--IS--EITHER INDIGENOUS--TO--MARYLAND--OR--DERIVED--FROM--HISTORICAL--TRIBES INDIGENOUS--TO--MARYLAND;

{3}--THE--MEMBERS--OF--THE--PETITIONING--GROUP--ARE DESCENDANTS--OF--AN--INDIAN--TRIBE--THAT--HISTORICALLY--INHABITED--A SPECIFIC--AREA--IN--MARYLAND;

{4}--THE--MEMBERSHIP--OF--THE--PETITIONING--GROUP--IS COMPOSED--PRINCIPALLY--OF--PERSONS--WHO--ARE--NOT--MEMBERS--OF--ANY--OTHER NORTH--AMERICAN--TRIBE,--BAND,--GROUP,--OR--CLAN;--AND

{5}--ANY--OTHER--CRITERIA--THAT--THE--COMMISSION--CONSIDERS NECESSARY--THROUGH--REGULATIONS--ADOPTED--BY--THE--COMMISSION.

(B) (1) THE COMMISSION SHALL ADOPT REGULATIONS AND PROCEDURES NECESSARY TO CARRY OUT THE PROVISIONS OF THIS SECTION IN ACCORDANCE WITH THE PROVISIONS OF TITLE 10, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE.