

(1) BEER TO WHICH COLORING MATTER OR PORTERINE HAS BEEN ADDED REPRESENTING THE BEER TO BE MALT EXTRACT OR PORTER OR ANOTHER BEVERAGE; OR

(2) ANY MALT OR LIQUOR OTHER THAN BY ITS PROPER NAME.

(C) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$500 OR BOTH.

REVISOR'S NOTE: Chapter 26, Acts of 2002, which enacted the Criminal Law Article, also added this section, which is new language derived without substantive change from former Art. 27, § 159.

In subsection (b) of this section, the former reference to a "corporation or officer thereof" is deleted as included in the comprehensive reference to a "person". See Art. 1, § 15. Similarly, in subsection (c) of this section, the former reference to a "corporation or officer or agent thereof" is deleted as included in the comprehensive reference to a "person".

In subsection (b)(2) of this section, the reference to a "liquor" is substituted for the former archaic reference to a "spiritous liquor" for style.

In subsection (c) of this section, the former phrase "in the discretion of the court having jurisdiction" is deleted as implicit in the establishment of maximum penalties.

The Criminal Law Article Review Committee notes, for the consideration of the General Assembly, that in subsection (b)(2) of this section, the references to "malt" and "liquor", revising the former references to "malt" and "spiritous liquor", do not include "wine", which is defined as a fermented beverage in § 1-102(a)(28) of this article.

Defined terms: "Beer" § 1-102

"Person" § 1-102

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(E) DOGS IN HEAT IN CERTAIN COUNTIES — EXCLUDED.

THIS SECTION DOES NOT APPLY TO A VIOLATION OF § 11-512, § 11-513, OR § 11-514 OF THIS SUBTITLE.

REVISOR'S NOTE: Chapter 26, Acts of 2002, which enacted the Criminal Law Article, also added this subsection to provide that §§ 11-512 through 11-514 of this subtitle, which are derived from former Art. 27, §§ 70 through 70B, are not subject to the general penalty provided in this section.