

Defined term: "County" § 1-101

2-209. MANSLAUGHTER BY VEHICLE OR VESSEL.

(A) "VEHICLE" DEFINED.

IN THIS SECTION, "VEHICLE" INCLUDES A MOTOR VEHICLE, STREETCAR, LOCOMOTIVE, ENGINE, AND TRAIN.

(B) PROHIBITED.

A PERSON MAY NOT CAUSE THE DEATH OF ANOTHER AS A RESULT OF THE PERSON'S DRIVING, OPERATING, OR CONTROLLING A VEHICLE OR VESSEL IN A GROSSLY NEGLIGENT MANNER.

(C) NAME OF CRIME.

A VIOLATION OF THIS SECTION IS MANSLAUGHTER BY VEHICLE OR VESSEL.

(D) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

(E) CHARGING DOCUMENT.

(1) AN INDICTMENT OR OTHER CHARGING DOCUMENT FOR MANSLAUGHTER BY VEHICLE OR VESSEL IS SUFFICIENT IF IT SUBSTANTIALLY STATES: "(NAME OF DEFENDANT) ON (DATE) IN (COUNTY) KILLED (NAME OF VICTIM) IN A GROSSLY NEGLIGENT MANNER AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE."

(2) AN INDICTMENT OR OTHER CHARGING DOCUMENT FOR MANSLAUGHTER BY VEHICLE OR VESSEL NEED NOT SET FORTH THE MANNER OR MEANS OF DEATH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 388.

In subsection (a) of this section, the former references to an "automobile" and a "car" are deleted in light of the broad reference to a "motor vehicle".

In subsection (b) of this section, the reference to "the person's" driving, operating, or controlling a vehicle or vessel is added for consistency with Subtitle 5 of this title.

In subsection (d) of this section, the former reference to a "jail or the house of correction" is deleted for consistency within this article. Currently, inmates are sentenced to the custody of a unit such as the Division of Correction and then are placed in a particular facility. See CS § 9-103.

In subsection (e)(1) of this section, the phrase "against the peace, government, and dignity of the State" is added to comply with Md.