

(C) A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO § 5-106(B) OF THE COURTS ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 33, § 16-101.

In subsection (b) of this section, the reference to being "guilty of a misdemeanor and" is added to state expressly that which only was implied in the former law. In this State, any crime that was not a felony at common law and has not been declared a felony by statute, is considered to be a misdemeanor. See *State v. Canova*, 278 Md. 483, 490 (1976), *Bowser v. State*, 136 Md. 342, 345 (1920), *Williams v. State*, 4 Md. App. 342, 347 (1968), and *Dutton v. State*, 123 Md. 373, 378 (1914).

In subsection (c) of this section, the reference to a violation being "subject to § 5-106(b) of the Courts Article" is substituted for the former reference to the violation subjecting the defendant to imprisonment "in the penitentiary", for clarity and consistency with the Criminal Law Article. See General Revisor's Note to the Criminal Law Article.

Subtitle 2. Voting and Electoral Operations.

16-201.

(a) A person may not willfully and knowingly:

- (1) (i) Impersonate another person in order to vote or attempt to vote;
or
- (ii) Vote or attempt to vote under a false name;
- (2) Vote more than once for a candidate for the same office or for the same ballot question;
- (3) Vote or attempt to vote more than once in the same election, or vote in more than one election district or precinct;
- (4) Vote in an election district or precinct without the legal authority to vote in that election district or precinct; or
- (5) Influence or attempt to influence a voter's voting decision through the use of force, threat, menace, intimidation, bribery, reward, or offer of reward.

(b) A person who violates this section is GUILTY OF A MISDEMEANOR AND subject to a fine of not more than \$2,500 or imprisonment [in the penitentiary] for not more than 5 years or both.

(C) A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO § 5-106(B) OF THE COURTS ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 33, § 16-201.