

VIOLATION OF § 7-104 OF THE CRIMINAL LAW ARTICLE, AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE.”

(B) TAKING A MOTOR VEHICLE.

AN INDICTMENT, INFORMATION, WARRANT, OR OTHER CHARGING DOCUMENT FOR THEFT UNDER THIS PART FOR TAKING A MOTOR VEHICLE UNDER § 7-105 OF THIS PART IS SUFFICIENT IF IT SUBSTANTIALLY STATES: “(NAME OF DEFENDANT) ON (DATE) IN (COUNTY) KNOWINGLY AND WILLFULLY TOOK A MOTOR VEHICLE OUT OF (NAME OF VICTIM)’S LAWFUL CUSTODY, CONTROL, OR USE, WITHOUT THE CONSENT OF (NAME OF VICTIM), IN VIOLATION OF § 7-105 OF THE CRIMINAL LAW ARTICLE, AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE.”

(C) BILL OF PARTICULARS.

IN A CASE IN THE CIRCUIT COURT IN WHICH THE GENERAL FORM OF INDICTMENT OR INFORMATION IS USED TO CHARGE A DEFENDANT WITH A CRIME UNDER THIS PART, THE DEFENDANT, ON TIMELY DEMAND, IS ENTITLED TO A BILL OF PARTICULARS.

REVISOR’S NOTE: This section is new language derived without substantive change from former Art. 27, § 344(a), (b), and (d).

In subsections (a) and (b) of this section, the former archaic phrases “contrary to the form of the Act of Assembly in such case made and provided” are deleted as surplusage.

In subsection (a) of this section, the references to “\$500” are substituted for the former obsolete references to “\$300” for accuracy. See Ch. 288, Acts of 2000.

In subsection (c) of this section, the reference to the use of a charging document to charge “a defendant with” a crime is added for clarity.

Defined terms: “County” § 1-101

“Motor vehicle” § 7-101

“Property” § 7-101

“Service” § 7-101

“Theft” § 7-101

7-109. PROOF OF THEFT.

(A) IN GENERAL.

SUBJECT TO SUBSECTION (B) OF THIS SECTION, A CHARGE OF THEFT MAY BE PROVED BY EVIDENCE THAT THE THEFT WAS COMMITTED IN A MANNER THAT IS THEFT UNDER THIS PART, EVEN IF A DIFFERENT MANNER IS SPECIFIED IN THE INFORMATION, INDICTMENT, WARRANT, OR OTHER CHARGING DOCUMENT.

(B) CONTINUANCE OR OTHER RELIEF.

A COURT MAY GRANT A CONTINUANCE OR OTHER APPROPRIATE RELIEF: