

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 \$1,000 OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 44(b).

In subsection (a) of this section, the defined term "counterfeit" is substituted for the former reference to possessing a "forged, altered, or counterfeited," instrument or document, although the defined term only includes "materially" altered instrument or document. In order to prove fraud under current law, any such alteration must be material. No substantive change is intended.

Also in subsection (a) of this section, the reference to the intent of a person to defraud "another" is substituted for the former reference to the intent of a person to defraud "any person whomsoever" for consistency within this subtitle.

Also in subsection (a) of this section and throughout this subtitle, the reference to "issu[ing]" an instrument or document is substituted for the former reference to "utter[ing]" an instrument or document, for consistency within this article.

Also in subsection (a) of this section and throughout this subtitle, the references to a "counterfeit" item have been substituted for the former references to a "counterfeited" item for consistency within this subtitle.

Also in subsection (a) of this section, the reference to an "instrument or document listed in § 8-601 of this subtitle" is substituted for the former reference to a "deed, title to motor vehicle, will, testament or codicil, power of attorney, bond, writing obligatory, bill of exchange, promissory note for the payment of money or property, or endorsement, or assignment of any bond, writing obligatory, bill of exchange, promissory note for the payment of money or property, acquittance or receipt for money or property, or ... any false document of waiver or release of mechanics' lien, or any entries in a book of account or ledger" for brevity and clarity.

In subsection (b) of this section, the reference to a person being "subject to imprisonment" is substituted for the former reference to a person being "sentenced to the penitentiary" 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.

Defined terms: "Counterfeit" § 1-101
"Person" § 1-101

8-603. POSSESSING COUNTERFEIT TITLE TO MOTOR VEHICLE.

(A) PROHIBITED.