

(b) Any person causing the death of another as the result of the person's negligent driving, operation, or control of a motor vehicle or vessel while intoxicated is guilty of a misdemeanor to be known as "homicide by motor vehicle or vessel while intoxicated," and the person so convicted shall be punished by imprisonment for not more than 5 years, or by fine of not more than \$3,000 or both fine and imprisonment.

(C) A PERSON WHO CAUSES THE DEATH OF ANOTHER AS THE RESULT OF THE PERSON'S GROSSLY NEGLIGENT DRIVING, OPERATION, OR CONTROL OF A MOTOR VEHICLE OR VESSEL WHILE UNDER THE INFLUENCE OF ALCOHOL ~~OR OF ANY DRUGS OR COMBINATION OF DRUGS, OR A COMBINATION OF 1 OR MORE DRUGS AND ALCOHOL, OR OF ANY CONTROLLED DANGEROUS SUBSTANCE, AS DEFINED IN ARTICLE 27, § 279 OF THE CODE,~~ IS GUILTY OF A MISDEMEANOR TO BE KNOWN AS "HOMICIDE BY MOTOR VEHICLE OR VESSEL WHILE UNDER THE INFLUENCE", AND ON CONVICTION SHALL BE PUNISHED BY IMPRISONMENT FOR NOT MORE THAN ~~3 YEARS~~ 1 YEAR OR A FINE OF NOT MORE THAN ~~\$2,000~~ \$1,000 OR BOTH.

(D) (1) In any indictment, information, or other charging document [for homicide by motor vehicle or vessel while intoxicated] UNDER THIS SECTION, it is not necessary to set forth the manner and means of death.

[(c)] (2) It shall be sufficient to use a formula substantially to the following effect:

(I) "That A-B on the ..... day of ..... nineteen hundred and .... at the County (City) aforesaid, unlawfully, while intoxicated did kill C-D, against the peace, government, and dignity of the State.;" OR

(II) "THAT A-B ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, NINETEEN HUNDRED AND \_\_\_\_\_ AT THE COUNTY (CITY) AFORESAID, UNLAWFULLY, WHILE UNDER THE INFLUENCE OF ALCOHOL, DID KILL C-D, AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE.;" ~~OR~~

~~(III) "THAT A B ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, NINETEEN HUNDRED AND \_\_\_\_\_ AT THE COUNTY (CITY) AFORESAID, UNLAWFULLY, WHILE UNDER THE INFLUENCE OF ANY DRUG, COMBINATION OF ONE OR MORE DRUGS, A COMBINATION OF DRUGS AND ALCOHOL, OR ANY CONTROLLED DANGEROUS SUBSTANCE, DID KILL C D, AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE."~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991.

Approved May 24, 1991.