

(2) FROM 1 YEAR FROM THE DATE ON WHICH A DETERMINATION IS MADE THAT THE INDIVIDUAL FILED A CLAIM INVOLVING A FALSE STATEMENT, FALSE REPRESENTATION, OR FAILURE TO DISCLOSE A MATERIAL FACT, THE INDIVIDUAL IS DISQUALIFIED FROM RECEIVING BENEFITS.

(C) \$1,000 AND 1 YEAR.

(1) AN EMPLOYING UNIT OR OFFICER OR AGENT OF AN EMPLOYING UNIT WHO VIOLATES § 8-1303 OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

(2) A PERSON WHO VIOLATES § 8-508(B) OF THIS TITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

(3) A PERSON WHO VIOLATES § 8-1304 OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR FOR EACH DAY THE VIOLATION CONTINUES AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

(4) AN EMPLOYEE OF THE SECRETARY OR BOARD OF APPEALS WHO VIOLATES § 8-625 OF THIS TITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 95A, § 17(c) and the fifth sentence of (e), the fifth sentence of § 12(g)(1), the reference to penalties in the second sentence of § 12(i), the fourth sentence of § 16(a), and the fifth sentence of (b).

In subsection (a) of this section, the former specific references to a penalty of \$1,000 or imprisonment of 90 days, or both for violation of §§ 8-1301 and 8-1302 are deleted as unnecessary, since the general penalty applies.

In subsection (c) of this section, the reference to being "guilty of a misdemeanor" is added to state expressly that which only was implied in the former law by the reference to a "conviction". Since violation of a provision of the Maryland Unemployment Insurance Act was not a felony at common law and has not been declared a felony by statute, it is considered to be a misdemeanor. See *State v. Canova*, 278, Md. 483, 490 (1976), and *Dutton v. State*, 123 Md. 373, 378 (1914).

In subsection (c)(3) of this section, the former words "firm or corporation" are deleted as included in the word "person".

The second sentence of former Art. 95A, § 17(a) and the second sentence of (b) are deleted as unnecessary in light of subsection (a) of this section.