

A CHARGING DOCUMENT SPECIFIED IN SUBSECTION (A) OF THIS SECTION IS SUFFICIENT IF IT:

- (1) CITES THE ORDINANCE ALLEGED TO HAVE BEEN VIOLATED BY DATE OF PASSAGE OR, IF CODIFIED, BY ARTICLE AND SECTION NUMBER;
- (2) CONFORMS TO THE LAW GOVERNING THE FRAMING OF CHARGING DOCUMENTS FOR A VIOLATION OF AN ACT OF THE GENERAL ASSEMBLY; AND
- (3) CONCLUDES WITH THE WORDS "AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE."

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 615. The defined term "charging document" is substituted for the former references to "indictment or warrant" and "indictments or warrants" to conform to terminology used throughout this article.

In subsection (a)(1) of this section, the reference to a "municipal corporation" is substituted for the former reference to an "incorporated city or town" for brevity.

In subsection (a) of this section, the former reference to a municipal corporation or a county "of this State" is deleted as unnecessary. Similarly, the former references to "the board of county commissioners" of a county and a special taxing district "of a county" are deleted as unnecessary.

Also in subsection (a) of this section, the reference to the "governing body" of a county is substituted for the former reference to the "board of county commissioners" of a county in light of the existence in this State of local governing entities other than boards of county commissioners, e.g., county executives.

In subsection (b)(2) of this section, the former reference to the General Assembly "of this State" is deleted as implicit in light of the reference to the "General Assembly".

In subsection (b)(3) of this section, the former archaic reference, "against the form of the ordinance in such case made and provided", is deleted as surplusage.

Defined terms: "Charging document" § 1-101

"County" § 1-101

"State" § 1-101

4-108. CHARGING DOCUMENT FOR CRIMES INVOLVING INSTRUMENTS.

(A) DESCRIPTION OF INSTRUMENT.

IN MAKING AN AVERMENT AS TO AN INSTRUMENT, WHETHER THE INSTRUMENT CONSISTS WHOLLY OR PARTLY OF WRITING, PRINT, OR FIGURES, A CHARGING DOCUMENT MAY DESCRIBE THE INSTRUMENT BY ITS USUAL NAME OR