

(2) WITH KNOWLEDGE THAT THE SERVICES ARE PROVIDED WITHOUT THE CONSENT OF THE PERSON PROVIDING THEM.

(F) INFERENCE OF INTENTION OR KNOWLEDGE.

UNDER THIS SECTION, AN OFFENDER'S INTENTION OR KNOWLEDGE THAT A PROMISE WOULD NOT BE PERFORMED MAY NOT BE ESTABLISHED BY OR INFERRED SOLELY FROM THE FACT THAT THE PROMISE WAS NOT PERFORMED.

(G) PENALTY.

(1) A PERSON CONVICTED OF THEFT OF PROPERTY OR SERVICES WITH A VALUE OF \$500 OR MORE IS GUILTY OF A FELONY AND:

(I) IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 15 YEARS OR A FINE NOT EXCEEDING \$1,000 OR BOTH; AND

(II) SHALL RESTORE THE PROPERTY TAKEN TO THE OWNER OR PAY THE OWNER THE VALUE OF THE PROPERTY OR SERVICES.

(2) A PERSON CONVICTED OF THEFT OF PROPERTY OR SERVICES WITH A VALUE OF LESS THAN \$500 IS GUILTY OF A MISDEMEANOR AND:

(I) IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 18 MONTHS OR A FINE NOT EXCEEDING \$500 OR BOTH; AND

(II) SHALL RESTORE THE PROPERTY TAKEN TO THE OWNER OR PAY THE OWNER THE VALUE OF THE PROPERTY OR SERVICES.

(H) STATUTE OF LIMITATIONS.

AN ACTION OR PROSECUTION FOR THEFT OF PROPERTY OR SERVICES WITH A VALUE OF LESS THAN \$500 SHALL BE COMMENCED WITHIN 2 YEARS AFTER THE COMMISSION OF THE CRIME.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 342 and the second sentence of § 340(b)(1)(vii).

In subsections (a), (b), (c), (d), and (e) of this section, the former references to "commit[ting] the offense of theft" are deleted as redundant of the definition of "theft" in § 7-101 of this subtitle.

In subsection (c)(2) of this section, the reference to knowledge "required under this subsection" is added for clarity.

Also in subsection (c)(2) of this section, the references to "the person" are added for clarity.

In subsection (c)(2)(i) of this section, the defined term "exert control" is substituted for the former reference to "control" for clarity.

In subsection (d) of this section, the reference to a person's obtaining control over property of another person knowing that "the property" has