

(3) DEFACE, DAMAGE, OR DESTROY, ATTEMPT TO DEFACE, DAMAGE, OR DESTROY THE REAL OR PERSONAL PROPERTY OF THAT PERSON; OR

(4) BURN OR ATTEMPT TO BURN AN OBJECT ON THE REAL OR PERSONAL PROPERTY OF THAT PERSON.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 470A(b)(3)(i) and (4)(i).

Defined term: "Person" § 1-101

10-304. DAMAGE TO ASSOCIATED BUILDING.

A PERSON MAY NOT DEFACE, DAMAGE, OR DESTROY, ATTEMPT TO DEFACE, DAMAGE, OR DESTROY, BURN OR ATTEMPT TO BURN AN OBJECT ON, OR DAMAGE THE REAL OR PERSONAL PROPERTY CONNECTED TO A BUILDING THAT IS PUBLICLY OR PRIVATELY OWNED, LEASED, OR USED, INCLUDING A CEMETERY, LIBRARY, MEETING HALL, RECREATION CENTER, OR SCHOOL:

(1) BECAUSE A PERSON OR GROUP OF A PARTICULAR RACE, COLOR, RELIGIOUS BELIEF, OR NATIONAL ORIGIN HAS CONTACTS OR IS ASSOCIATED WITH THE BUILDING; OR

(2) IF THERE IS EVIDENCE THAT EXHIBITS ANIMOSITY AGAINST A PERSON OR GROUP, BECAUSE OF THE RACE, COLOR, RELIGIOUS BELIEFS, OR NATIONAL ORIGIN OF THAT PERSON OR GROUP.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 470A(a)(1) and (2) and (b)(3)(ii) and (4)(ii).

In this section, the term "institution" defined in former Art. 27, § 470A(a)(2) is incorporated into the substantive provision to which it applied.

Defined term: "Person" § 1-101

10-305. PENALTY.

A PERSON WHO VIOLATES THIS SUBTITLE IS SUBJECT TO THE FOLLOWING PENALTIES:

(1) IF THE VIOLATION INVOLVES A SEPARATE CRIME THAT IS A FELONY, THE PERSON IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT:

(I) TO IMPRISONMENT NOT EXCEEDING 10 YEARS OR A FINE NOT EXCEEDING \$10,000 OR BOTH; OR

(II) IF THE VIOLATION ALSO RESULTS IN DEATH TO A VICTIM, TO IMPRISONMENT NOT EXCEEDING 20 YEARS OR A FINE NOT EXCEEDING \$20,000 OR BOTH; AND

(2) IN ALL OTHER CASES, THE PERSON IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 3 YEARS OR A FINE NOT EXCEEDING \$5,000 OR BOTH.