

SB0826/814438/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 826
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “occurred;” insert “providing that compliance with certain provisions of this Act is not an admission to a certain violation and may not be used as evidence in a certain proceeding;”; and in line 7, after “violations;” insert “requiring a court to consider certain factors when determining the amount of a certain fine;”.

AMENDMENT NO. 2

On page 2, after line 18, insert:

“(III) COMPLIANCE BY A PUBLIC BODY OR A MEMBER OF A PUBLIC BODY WITH SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH:

1. IS NOT AN ADMISSION TO A VIOLATION OF A PROVISION OF THIS SUBTITLE BY THE PUBLIC BODY; AND

2. MAY NOT BE USED AS EVIDENCE IN A PROCEEDING CONDUCTED IN ACCORDANCE WITH § 10-510 OF THIS SUBTITLE.”.

On page 3, in line 11, before the opening bracket insert “**(A)**”; in line 14, strike “**\$1,000**” and substitute “:

(1) \$250”;

in the same line, after “**VIOLATION**” insert a semicolon; in line 15, strike “**\$10,000**” and substitute:

(Over)

“(2) \$1,000”;

in line 16, strike “OF” and substitute “AFTER”; and after line 16, insert:

“(B) WHEN DETERMINING THE AMOUNT OF A FINE UNDER SUBSECTION (A) OF THIS SECTION, THE COURT SHALL CONSIDER THE FINANCIAL RESOURCES AVAILABLE TO THE PUBLIC BODY AND THE ABILITY OF THE PUBLIC BODY TO PAY THE FINE.”.