

HB1228/143825/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1228
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Waiver of**”; in line 7, after “research;” insert “authorizing a certain called party who is aggrieved by a person who violates certain provisions of law to bring an action to enjoin further violations and to recover certain damages;”; and in line 13, after “14-4501(a)” insert “, (b).”.

AMENDMENT NO. 2

On page 2, after line 3, insert:

“(b) “Called party” means a person who is a regular user of a telephone number that receives a telephone solicitation.”.

On page 3, in line 13, after “(a)” insert “**(1)**”; in the same line, strike “A” and substitute “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A**”; in lines 14 and 16, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; and after line 17, insert:

“(2) (I) A CALLED PARTY WHO IS AGGRIEVED BY A PERSON WHO VIOLATES THIS SUBTITLE MAY BRING AN ACTION IN ACCORDANCE WITH § 13-408 OF THIS ARTICLE TO ENJOIN FURTHER VIOLATIONS AND TO RECOVER DAMAGES UP TO \$500 OR ACTUAL DAMAGES, WHICHEVER IS GREATER.

“(II) IF THE COURT FINDS THE DEFENDANT WILLFULLY OR KNOWINGLY VIOLATED THIS SUBTITLE, THE COURT MAY AWARD DAMAGES UP TO THREE TIMES THE AMOUNT OF DAMAGES UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.”.