

BY: Commerce and Government Matters Committee

AMENDMENTS TO HOUSE BILL NO. 223

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike “fines” and substitute “money collected by the court”; and in line 12, strike “lobbying disclosure” and substitute “ethics”.

On page 2, in line 31, strike “§§ 26-20(A) AND (B) AND” and substitute “§”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 29 through 31, inclusive, and substitute:

“(H) A PROSECUTION TO IMPOSE A CIVIL FINE FOR AN OFFENSE ARISING UNDER ARTICLE 33, § 26-20A OF THE CODE SHALL BE INSTITUTED WITHIN 3 YEARS AFTER THE OFFENSE WAS COMMITTED.”

AMENDMENT NO. 3

On page 3, strike in their entirety lines 32 through 34, inclusive, and substitute:

“(I) A PETITION BY THE STATE ETHICS COMMISSION TO SEEK A CIVIL FINE UNDER § 15-902(B) OF THE STATE GOVERNMENT ARTICLE MAY NOT BE INITIATED UNLESS THE COMPLAINT IS FILED BY THE COMMISSION WITHIN 3 YEARS FROM THE TIME THE CONDUCT ENDED.”

AMENDMENT NO. 4

On page 5, in line 21, strike “(1)”; in line 23, strike the bracket; and strike beginning with “one” in line 23 down through “SUBSECTION” in line 24 and substitute “THE GREATER OF \$25,000 OR 300 PERCENT OF THE CONTRIBUTION, EXPENDITURE, OR TRANSFER INVOLVED IN THE VIOLATION”.

(Over)

On page 5, strike in their entirety lines 27 through 34, inclusive; and in line 35, strike “(C)” and substitute “(B)”.

AMENDMENT NO. 5

On page 5, after line 38, insert:

“(A) (1) ANY PERSON WHO, WITHOUT KNOWLEDGE OF THE ILLEGALITY OF THE ACT, VIOLATES ANY PROVISION OF THIS SUBTITLE SHALL PAY A CIVIL FINE IN ACCORDANCE WITH THE PROCEDURES ESTABLISHED UNDER SUBSECTIONS (B) THROUGH (G) OF THIS SECTION.

(2) THE AMOUNT OF THE FINE IMPOSED UNDER THIS SECTION MAY NOT EXCEED THE GREATER OF \$1,000 OR AN AMOUNT EQUAL TO 200 PERCENT OF THE CONTRIBUTION, EXPENDITURE, OR TRANSFER INVOLVED IN THE VIOLATION.

(3) AN INFRACTION UNDER THIS SECTION IS A CIVIL OFFENSE.

(4) IF A DIFFERENT PENALTY IS SPECIFICALLY PRESCRIBED FOR VIOLATION OF ANY SECTION IN THIS SUBTITLE AND EXPRESSLY SET FORTH THEREIN, THE SPECIFIC PENALTY APPLIES AND THE PENALTY SET FORTH IN THIS SECTION DOES NOT APPLY.”.

On page 5, in line 39, strike “(A)” and substitute “(B)”.

On page 6, in lines 13, 16, 19, 31, and 34, strike “(B)”, “(C)”, “(D)”, “(E)”, and “(F)”, respectively, and substitute “(C)”, “(D)”, “(E)”, “(F)”, and “(G)”, respectively.

AMENDMENT NO. 6

On page 6, in line 25, strike “FINES AND”.

AMENDMENT NO. 7

On page 7, in line 4, strike “§ 26-20 OF THIS SUBTITLE” and substitute “SUBSECTION (A) OF THIS SECTION”.