

BY: Conference Committee

AMENDMENTS TO SENATE BILL NO. 279

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after "penalties;" insert "providing for certain restitution to certain persons under certain circumstances;".

AMENDMENT NO. 2

On page 6, after line 37, insert:

"(C) (1) IN ADDITION TO THE PENALTY PROVIDED IN THIS SECTION, A PERSON CONVICTED UNDER THIS SUBHEADING MAY BE ORDERED BY THE COURT TO PAY RESTITUTION TO:

(I) THE STATE, COUNTY, MUNICIPAL CORPORATION, BICOUNTY AGENCY, OR SPECIAL TAXING DISTRICT FOR ACTUAL COSTS REASONABLY INCURRED DUE TO THE PLACEMENT, DELIVERY, OR DETONATION OF A DESTRUCTIVE DEVICE, INCLUDING THE SEARCH FOR, REMOVAL OF, AND DAMAGES CAUSED BY A DESTRUCTIVE DEVICE; AND

(II) THE OWNER OR TENANT OF A PROPERTY FOR THE ACTUAL VALUE OF ANY GOODS, SERVICES, OR INCOME LOST AS A RESULT OF THE EVACUATION OF THE PROPERTY OR DAMAGE SUSTAINED DUE TO THE PLACEMENT, DELIVERY, OR DETONATION OF A DESTRUCTIVE DEVICE.

(2) THIS SUBSECTION MAY NOT BE CONSTRUED TO LIMIT THE RIGHT OF A PERSON TO RESTITUTION UNDER § 807 OF THIS ARTICLE."

AMENDMENT NO. 3

On page 7, in line 4, after "printed," insert "BY ANY ELECTRONIC MEANS,"; in line 7,

(Over)

after “telephone” insert “OR BY OTHER ELECTRONIC MEANS”; in line 8, after “made” insert “OR THE ELECTRONIC COMMUNICATION ORIGINATED”; in the same line, after the second “calls” insert “OR ELECTRONIC COMMUNICATION”.

AMENDMENT NO. 4

On page 7, in line 16, after “(C)” insert “(1)”; in line 18, after the second “TO” insert “:

(I) THE STATE, COUNTY, MUNICIPAL CORPORATION, BICOUNTY AGENCY, OR SPECIAL TAXING DISTRICT FOR ACTUAL COSTS REASONABLY INCURRED DUE TO THE RESPONSE TO A LOCATION AND SEARCH FOR A DESTRUCTIVE DEVICE CAUSED BY THE FALSE STATEMENT OR RUMOR OF A DESTRUCTIVE DEVICE; AND

(II)”;

in the same line, after the second “THE” insert “ACTUAL”; in line 21, strike “EXPLOSIVES” and substitute “A DESTRUCTIVE DEVICE”; after line 21, insert:

“(2) THIS SUBSECTION MAY NOT BE CONSTRUED TO LIMIT THE RIGHT OF A PERSON TO RESTITUTION UNDER § 807 OF THIS ARTICLE.”;

and in line 39, after “(C)” insert “(1)”.

On page 8, in lines 1 and 4, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 1, strike “OR”; in line 2, after “AGENCY” insert “, OR SPECIAL TAXING DISTRICT”; in the same line, strike “COSTS” and substitute “ACTUAL COSTS REASONABLY”; in line 3, strike “EXPLOSIVES” and substitute “DESTRUCTIVE DEVICES”; in line 4, after the second “THE” insert “ACTUAL”; in line 6, strike “EXPLOSIVES” and substitute “A DESTRUCTIVE DEVICE”; and after line 6, insert:

“(2) THIS SUBSECTION MAY NOT BE CONSTRUED TO LIMIT THE RIGHT OF A PERSON TO RESTITUTION UNDER § 807 OF THIS ARTICLE.”.