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By: **Delegates Krysiak, La Vay, Kirk, and Dembrow**  
Introduced and read first time: February 10, 1999  
Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Real Estate Time-Sharing Act - Promotional Devices - Disclosure**

3 FOR the purpose of authorizing and clarifying the use of certain promotional devices  
4 to solicit the purchase of time-shares if certain disclosures are made; repealing  
5 certain prohibitions against using certain promotional devices; and generally  
6 relating to the Maryland Real Estate Time-Sharing Act.

7 BY repealing and reenacting, with amendments,  
8 Article - Real Property  
9 Section 11A-119(c) and (d)  
10 Annotated Code of Maryland  
11 (1996 Replacement Volume and 1998 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Real Property**

15 11A-119.

16 (c) [It is unlawful for any person to use any] A PERSON MAY UTILIZE A  
17 promotional device, including sweepstakes, gift awards, lodging certificates or  
18 discounts, [with the intent] to solicit the [acquisition] PURCHASE of time-shares  
19 [without disclosing that purpose] OR OFFER MERCHANDISE OR SERVICES TO  
20 PROSPECTIVE PURCHASERS IF THE FOLLOWING DISCLOSURES ARE MADE:

21 (1) THE PURPOSE OF THE PROMOTION IS THE SOLICITATION OF THE  
22 ACQUISITION OF TIME-SHARES;

23 (2) THE RETAIL VALUE OF THE GIFT AWARD, LODGING CERTIFICATE, OR  
24 DISCOUNT;

25 (3) THE REQUIREMENT, IF ANY, TO ATTEND A SALES PRESENTATION;  
26 AND

1           (4)       ANY OTHER RULES, TERMS, REQUIREMENTS, OR PRECONDITIONS  
2 THAT MUST BE FILLED IN ORDER TO CLAIM THE GIFT, LODGING CERTIFICATE, OR  
3 DISCOUNT.

4       (d)       [A person may not utilize a promotional device to solicit the purchase of a  
5 time-share or offer merchandise or services to any prospective purchaser without  
6 clearly disclosing the retail value of such merchandise or services.] No promotional  
7 device may involve any elements of chance as to the selection or award of particular  
8 merchandise or services to any prospective purchaser.

9       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 1999.