
By: **Delegate McHale**

Introduced and read first time: February 22, 2001

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Regulation of Alarm Systems - Registration of Alarm System Contractors,**
3 **Monitors, and Users**

4 FOR the purpose of repealing certain provisions of law that relate to negligent or
5 accidental activation of alarm systems; repealing certain provisions of law that
6 relate to defective alarm systems; requiring certain law enforcement agencies to
7 adopt certain regulations; requiring certain law enforcement agencies to treat
8 certain information as confidential; requiring alarm system contractors,
9 monitors, and users to register with the appropriate law enforcement agency
10 under certain circumstances; requiring certain persons to post certain notice in
11 a certain manner of a user's obligation to register; requiring persons selling or
12 leasing an alarm system to provide certain notification to certain law
13 enforcement agencies; requiring monitors to provide certain reports to certain
14 law enforcement agencies; prohibiting certain alarm systems, contractors, and
15 monitors from causing contact with or summoning police under certain
16 circumstances; establishing the imposition of certain false alarm fees under
17 certain circumstances; providing for waiver of certain false alarm fees under
18 certain circumstances; providing for injunctive relief under certain
19 circumstances; authorizing administrative and judicial review of the imposition
20 of certain false alarm fees and certain civil penalties and the revocation of
21 certain registrations under certain circumstances; providing for the issuance of
22 certain civil citations under certain circumstances; establishing certain civil
23 penalties; defining certain terms; and generally relating to the registration of
24 alarm system contractors, monitors, and users and the regulation of alarm
25 systems.

26 BY repealing and reenacting, with amendments,
27 Article 27 - Crimes and Punishments
28 Section 156A
29 Annotated Code of Maryland
30 (1996 Replacement Volume and 2000 Supplement)

31 BY repealing and reenacting, without amendments,
32 Article 27 - Crimes and Punishments

1 Section 156B and 156E
2 Annotated Code of Maryland
3 (1996 Replacement Volume and 2000 Supplement)

4 BY repealing
5 Article 27 - Crimes and Punishments
6 Section 156C and 156D
7 Annotated Code of Maryland
8 (1996 Replacement Volume and 2000 Supplement)

9 BY adding to
10 Article 27 - Crimes and Punishments
11 Section 156F through 156P, inclusive
12 Annotated Code of Maryland
13 (1996 Replacement Volume and 2000 Supplement)

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

16 **Article 27 - Crimes and Punishments**

17 156A.

18 (a) In this subtitle the following words have the meanings indicated.

19 [(b) "Alarm signal" or "signals" means the activation of an alarm system that
20 requests a response by a law enforcement agency or a fire department.

21 (c) "Alarm system" means a burglary alarm system, robbery alarm system, or
22 automatic fire alarm system.]

23 (B) (1) "ALARM SYSTEM" MEANS A DEVICE OR SERIES OF DEVICES THAT
24 EMITS, TRANSMITS, OR RELAYS:

25 (I) AN AUDIBLE, VISUAL, OR ELECTRONIC ALARM SIGNAL THAT IS
26 ELECTRONICALLY PROGRAMMED TO CAUSE CONTACT WITH OR SUMMON POLICE; OR

27 (II) AN AUDIBLE OR VISUAL ALARM SIGNAL THAT IS INTENDED TO
28 ELICIT A POLICE RESPONSE AT THE ALARM SYSTEM USER'S PROPERTY WHEN
29 ACTIVATED.

30 (2) "ALARM SYSTEM" DOES NOT INCLUDE:

31 (I) ANY DEVICE INSTALLED IN A VEHICLE, AS DEFINED IN THE
32 MARYLAND VEHICLE LAW; OR

33 (II) THE TELEPHONE LINES THAT CARRY THESE SIGNALS.

1 [(d) (1) "Alarm system contractor" means:

2 (i) A person engaged in installing, maintaining, monitoring,
3 altering, or servicing alarm systems; or

4 (ii) An agency that furnishes the services of a person engaged in
5 installing, maintaining, monitoring, altering, or servicing alarm systems.

6 (2) "Alarm system contractor" does not include a person who only sells or
7 manufactures alarm devices unless that person services, installs, monitors, or
8 responds to alarm systems at protected premises.]

9 (C) "CONTRACTOR" MEANS A PERSON ENGAGED IN THE BUSINESS OF
10 INSTALLING, MAINTAINING, ALTERING, INSPECTING, ADMINISTERING, SELLING, OR
11 SERVICING ALARM SYSTEMS.

12 (D) (1) "FALSE ALARM" MEANS AN ALARM SYSTEM SIGNAL:

13 (I) THAT RESULTS IN A POLICE RESPONSE TO THE USER'S
14 PROPERTY; AND

15 (II) FOR WHICH NO EVIDENCE IS FOUND, AFTER REASONABLE
16 INVESTIGATION, OF ANY CRIMINAL ACTIVITY, PROPERTY DAMAGE, OR MEDICAL
17 EMERGENCY THAT WOULD JUSTIFY A POLICE RESPONSE.

18 (2) "FALSE ALARM" DOES NOT INCLUDE:

19 (I) AN ALARM SIGNAL THAT IS CANCELLED BY THE MONITOR OR
20 USER BEFORE A RESPONDING POLICE OFFICER ARRIVES AT THE ALARM LOCATION;
21 OR

22 (II) AN ALARM SIGNAL THAT OCCURS WITHIN 30 DAYS OF THE
23 ORIGINAL INSTALLATION OF THE ALARM SYSTEM.

24 [(e) (1) "Alarm user" means a person in control of an alarm system within,
25 on, or around any building structure, facility, or site.

26 (2) "Alarm user" includes the owner or lessee of an alarm system.

27 (f) (E) "Law enforcement agency" means the Department of State Police,
28 Baltimore City Police, the police of any county or incorporated municipality, and any
29 sheriff's department or law enforcement agency that has the power to arrest.

30 [(g) (1) "False alarm" means any request for immediate assistance by a law
31 enforcement agency or fire department regardless of cause that is not in response to
32 an actual emergency situation or threatened suggested criminal activity.

33 (2) "False alarm" includes:

34 (i) Negligently or accidentally activated signals;

1 (ii) Signals that are the result of faulty, malfunctioning, or
2 improperly installed or maintained equipment; and

3 (iii) Signals that are purposely activated to summon a law
4 enforcement agency or fire department in a nonemergency situation.

5 (3) "False alarm" does not include:

6 (i) Signals activated by unusually severe weather conditions or
7 other causes beyond the control of the alarm user or alarm system contractor; or

8 (ii) Signals activated during the initial 60-day period following new
9 installation.

10 (4) (i) An alarm system that is activated a second time within a
11 12-hour period when the premises are unoccupied shall be deemed 1 false alarm if:

12 1. Access to the building is provided to the alarm system
13 contractor; and

14 2. An alarm system contractor or an employee of an alarm
15 system contractor responds.

16 (ii) Failure to comply with item (i) of this paragraph shall result in
17 each subsequent alarm being counted as a false alarm.]

18 (F) "MONITOR" MEANS A PERSON ENGAGED IN THE BUSINESS OF
19 MONITORING ALARM SYSTEMS FOR THE PURPOSE OF REPORTING AN ALARM
20 SYSTEM'S ACTIVATION TO THE APPROPRIATE LAW ENFORCEMENT AGENCY.

21 (G) "PERSON" MEANS:

22 (1) AN INDIVIDUAL;

23 (2) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE,
24 FIDUCIARY, OR REPRESENTATIVE OF ANY KIND; OR

25 (3) A PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, OR OTHER
26 ENTITY OF ANY KIND.

27 (H) "UNMONITORED SYSTEM" MEANS AN ALARM SYSTEM FOR WHICH THE
28 USER DOES NOT EMPLOY A MONITOR.

29 (I) (1) "USER" MEANS:

30 (I) THE OWNER OR LESSEE OF AN ALARM SYSTEM;

31 (II) THE OWNER OR LESSEE OF A DWELLING UNIT, PLACE OF
32 BUSINESS, OR OTHER PREMISES THAT HAS BEEN EQUIPPED WITH AN ALARM
33 SYSTEM; OR

1 (III) ANY OTHER PERSON THAT USES AN ALARM SYSTEM.

2 (2) "USER" DOES NOT INCLUDE THE OWNER OR MANAGER OF A TENANT
3 BUILDING WITH RESPECT TO AN ALARM SYSTEM THAT IS USED SOLELY BY A TENANT
4 OF THAT BUILDING.

5 156B.

6 Any person who intentionally activates an alarm signal for a nonemergency
7 situation is guilty of a misdemeanor and upon conviction is subject to a fine not
8 exceeding \$500 or imprisonment not exceeding 90 days or both.

9 [156C.

10 (a) This section does not apply in Frederick County and Calvert County if the
11 Board of County Commissioners of Frederick County or Calvert County adopt
12 regulations under Article 25, §§ 211A and 237 of the Code providing for the
13 registration of alarm system contractors and alarm users and the issuance of civil
14 citations and penalties for violations of the regulations.

15 (b) Except for alarm systems activated by acts of God, weather conditions, or
16 causes beyond the control of the alarm user, an alarm system that is negligently or
17 accidentally activated as the result of faulty, malfunctioning, or improperly installed
18 or maintained equipment shall be subject to the provisions of subsections (c) and (d) of
19 this section.

20 (c) A law enforcement agency or fire department may issue a civil citation to
21 an alarm user if the number of false alarms to which any law enforcement agency or
22 fire department actually responds exceeds:

23 (1) 3 responses within a 30-day period; or

24 (2) 8 or more responses within a 12-month period.

25 (d) The civil citation shall include a fine of:

26 (1) \$30 for each initial false alarm; and

27 (2) \$30 for each additional false alarm.]

28 [156D.

29 (a) In this section an alarm system is deemed a defective alarm system if:

30 (1) More than 3 false alarms occur within a 30-day period; or

31 (2) 8 or more false alarms occur within a 12-month period.

32 (b) A law enforcement agency or fire department that answers false alarms
33 shall provide written notice to the alarm user of the defective condition.

1 (c) Upon notice from the appropriate law enforcement agency or fire
2 department, an alarm user who has a defective alarm system shall:

3 (1) Have the system inspected within 30 days by an alarm system
4 contractor or alarm user, if qualified; and

5 (2) Within 15 days after the inspection file a written report with the law
6 enforcement agency and fire department.

7 (d) The report shall contain:

8 (1) The results of the alarm system contractor or alarm user's inspection;

9 (2) The probable cause of the false alarms; and

10 (3) Actions taken or recommendations for eliminating the false alarms.

11 (e) Any alarm user who continues to use a defective alarm system is guilty of
12 a misdemeanor and upon conviction is subject to a fine not exceeding \$500 or
13 imprisonment not exceeding 90 days or both.]

14 156E.

15 (a) An audible alarm system shall be equipped to:

16 (1) Automatically silence the annunciator within 30 minutes after
17 activation; and

18 (2) Permit an accidental or negligent alarm activation to be halted or
19 reset.

20 (b) An alarm contractor may not sell, offer for sale, lease, offer for lease, rent,
21 or offer for rent, an audible alarm system that does not comply with the requirements
22 of this section.

23 (c) A person who violates any provision of this section shall be subject to a civil
24 penalty of a fine of \$100 for each violation.

25 156F.

26 (A) THE APPROPRIATE LAW ENFORCEMENT AGENCY SHALL ADOPT
27 REGULATIONS TO CARRY OUT THIS SUBTITLE.

28 (B) THE REGULATIONS SHALL INCLUDE:

29 (1) THE FORM OF APPLICATION FOR AND REQUIRED INFORMATION TO
30 BE GIVEN FOR REGISTRATIONS, RENEWALS OF REGISTRATIONS, AND NOTIFICATION
31 REPORTS REQUIRED UNDER THIS SUBTITLE;

1 (2) REASONABLE FEES FOR REGISTRATIONS, RENEWALS OF
2 REGISTRATIONS, AND REINSTATEMENTS OF REVOKED REGISTRATIONS UNDER THIS
3 SUBTITLE;

4 (3) CRITERIA FOR REVOKING A REGISTRATION REQUIRED BY THIS
5 SUBTITLE, INCLUDING:

6 (I) THE FAILURE TO PAY A PENALTY IMPOSED UNDER THIS
7 SUBTITLE; OR

8 (II) ANY OTHER VIOLATION OF THIS SUBTITLE OR A REGULATION
9 ADOPTED UNDER THIS SUBTITLE;

10 (4) CRITERIA FOR REINSTATING REGISTRATION AFTER REVOCATION;

11 (5) PROCEDURES FOR FILING AND HEARING ADMINISTRATIVE APPEALS
12 UNDER THIS SUBTITLE;

13 (6) PROCEDURES FOR POLICE RESPONSES TO AN ALARM LOCATION;
14 AND

15 (7) PROVISIONS FOR THE ESTABLISHMENT OF AN ALARM REDUCTION
16 SCHOOL.

17 (C) THE APPROPRIATE LAW ENFORCEMENT AGENCY SHALL TREAT AS
18 CONFIDENTIAL ANY INFORMATION OBTAINED THROUGH AN INVESTIGATION OF AN
19 APPLICANT FOR REGISTRATION UNDER THIS SUBTITLE.

20 156G.

21 (A) A CONTRACTOR SHALL REGISTER WITH THE APPROPRIATE LAW
22 ENFORCEMENT AGENCY BEFORE UNDERTAKING TO INSTALL, MAINTAIN, ALTER,
23 INSPECT, ADMINISTER, SELL, OR SERVICE AN ALARM SYSTEM IN THE STATE.

24 (B) FOR PURPOSES OF THE PENALTIES IMPOSED BY THIS SUBTITLE, EACH
25 EVENT THAT VIOLATES THIS SECTION CONSTITUTES A SEPARATE OFFENSE.

26 156H.

27 (A) A MONITOR SHALL REGISTER WITH THE APPROPRIATE LAW
28 ENFORCEMENT AGENCY BEFORE UNDERTAKING TO MONITOR AN ALARM SYSTEM IN
29 THE STATE.

30 (B) FOR PURPOSES OF THE PENALTIES IMPOSED BY THIS SUBTITLE, EACH
31 CONTACT BY AN UNREGISTERED MONITOR ON BEHALF OF A USER CONSTITUTES A
32 SEPARATE OFFENSE.

1 156-I.

2 (A) A USER SHALL REGISTER WITH THE APPROPRIATE LAW ENFORCEMENT
3 AGENCY BEFORE THE USER'S ALARM SYSTEM CAUSES CONTACT WITH POLICE OR
4 RESULTS IN A POLICE RESPONSE AT THE USER'S PROPERTY.

5 (B) FOR PURPOSES OF THE PENALTIES IMPOSED BY THIS SUBTITLE, EACH
6 EVENT THAT VIOLATES THIS SECTION CONSTITUTES A SEPARATE OFFENSE.

7 156J.

8 (A) (1) A PERSON WHO SELLS OR LEASES ALARM SYSTEMS SHALL POST
9 CONSPICUOUSLY IN THE PERSON'S PLACE OF BUSINESS NOTICE OF A USER'S
10 OBLIGATION TO REGISTER UNDER THIS SUBTITLE.

11 (2) IF A SALE OR LEASE TRANSACTION OCCURS OUTSIDE THE PERSON'S
12 PLACE OF BUSINESS, OR THE PERSON DOES NOT MAINTAIN A PLACE OF BUSINESS IN
13 A COMMERCIAL ESTABLISHMENT, THIS NOTICE SHALL BE PROVIDED TO THE USER,
14 IN WRITING, BEFORE THE USER TAKES POSSESSION OF THE ALARM SYSTEM.

15 (3) (I) USER NOTIFICATION TO REGISTER UNDER THIS SUBTITLE
16 SHALL BE VERIFIED BY THE USER WITHIN 30 DAYS AFTER THE DATE OF
17 INSTALLATION OR SALE OF AN ALARM SYSTEM.

18 (II) IF THE USER FAILS TO PROVIDE VERIFICATION, A PERSON WHO
19 SELLS OR LEASES ALARM SYSTEMS SHALL NOTIFY THE USER BY CERTIFIED OR
20 REGISTERED MAIL OF THE USER'S OBLIGATION TO REGISTER UNDER THIS SUBTITLE.

21 (4) THE WORDING, SIZE, AND PLACEMENT OF THE NOTICE SHALL BE AS
22 THE APPROPRIATE LAW ENFORCEMENT AGENCY DIRECTS.

23 (B) (1) IF THE PERSON SELLING OR LEASING AN ALARM SYSTEM IS NOT
24 UNDER CONTRACT TO MONITOR THAT ALARM SYSTEM, THE PERSON SHALL PROVIDE
25 NOTIFICATION OF THE TRANSACTION TO THE APPROPRIATE LAW ENFORCEMENT
26 AGENCY.

27 (2) THE NOTIFICATION SHALL:

28 (I) BE MADE WITHIN 10 DAYS AFTER THE SALE OR LEASE; AND

29 (II) CONTAIN:

30 1. THE USER'S NAME, ADDRESS, AND TELEPHONE NUMBER;

31 2. THE MAKE AND MODEL OF THE ALARM SYSTEM;

32 3. USER VERIFICATION THAT THE USER HAS BEEN
33 NOTIFIED OF THE REGISTRATION REQUIREMENT WITH THE APPROPRIATE LAW
34 ENFORCEMENT AGENCY; AND

1 4. ANY OTHER INFORMATION THAT THE APPROPRIATE LAW
2 ENFORCEMENT AGENCY REQUIRES.

3 (C) (1) EACH MONITOR DOING BUSINESS IN THE STATE SHALL PROVIDE
4 THE APPROPRIATE LAW ENFORCEMENT AGENCY WITH AN ANNUAL REPORT OF ALL
5 USERS IN THE STATE TO WHOM THE MONITOR IS THEN PROVIDING SERVICES.

6 (2) THE REPORT SHALL:

7 (I) BE MADE AT THE TIME THE APPROPRIATE LAW ENFORCEMENT
8 AGENCY REQUIRES; AND

9 (II) CONTAIN:

10 1. EACH USER'S NAME, ADDRESS, AND TELEPHONE
11 NUMBER; AND

12 2. ANY OTHER INFORMATION THAT THE APPROPRIATE LAW
13 ENFORCEMENT AGENCY REQUIRES.

14 156K.

15 (A) THE ALARM SYSTEM OF AN UNREGISTERED USER MAY NOT CAUSE
16 CONTACT WITH OR SUMMON POLICE.

17 (B) IF THE USER WAS APPROPRIATELY NOTIFIED TO REGISTER AS REQUIRED
18 UNDER THIS SUBTITLE, A CONTRACTOR OR MONITOR MAY NOT CAUSE CONTACT
19 WITH OR SUMMON POLICE ON BEHALF OF AN UNREGISTERED USER.

20 (C) FOR PURPOSES OF THE PENALTIES IMPOSED BY THIS SUBTITLE, EACH
21 EVENT THAT CAUSES CONTACT WITH OR SUMMONS POLICE CONSTITUTES A
22 SEPARATE OFFENSE.

23 156L.

24 (A) FOR BOTH MONITORED SYSTEMS AND UNMONITORED SYSTEMS, THE
25 USER IS RESPONSIBLE FOR PAYMENT TO THE RESPONDING JURISDICTION OF THE
26 FALSE ALARM FEES IMPOSED UNDER THIS SECTION UNLESS ON THE PURCHASE OF
27 THE ALARM SYSTEM, THE USER WAS NOT MADE AWARE OF THIS POLICY BY THE
28 CONTRACTOR, AT WHICH TIME THE CONTRACTOR SHALL ASSUME THE
29 RESPONSIBILITY TO PAY THE FALSE ALARM FEE OF THE USER.

30 (B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, AFTER TWO
31 FALSE ALARMS IN A 12-MONTH PERIOD, A USER IS LIABLE FOR A FALSE ALARM FEE
32 FOR EACH FALSE ALARM, BASED ON THE FOLLOWING SCHEDULE:

33 FALSE ALARMS IN	
34 12-MONTH PERIOD	FEE
35 1ST & 2ND	\$ 0
36 3RD	50

1	4TH	100
2	5TH	150
3	6TH	200
4	7TH	250
5	8TH	300
6	9TH	400
7	10TH	500
8	11TH	600
9	12TH	700
10	13TH	800
11	14TH AND ABOVE	1,000

12 (C) (1) THE APPROPRIATE LAW ENFORCEMENT AGENCY SHALL WAIVE ONE
13 FALSE ALARM FEE IF:

14 (I) THE USER RECEIVES A CERTIFICATION OF COMPLETION FROM
15 AN ALARM REDUCTION SCHOOL PROVIDED OR APPROVED BY THE APPROPRIATE LAW
16 ENFORCEMENT AGENCY; OR

17 (II) THE USER:

18 1. HAS THE ALARM SYSTEM INSPECTED BY A REGISTERED
19 CONTRACTOR OR MONITOR; AND

20 2. OBTAINS FROM THE CONTRACTOR OR MONITOR A
21 CERTIFICATION THAT THE ALARM SYSTEM HAS BEEN INSPECTED AND IS
22 FUNCTIONING PROPERLY.

23 (2) IF A FALSE ALARM FEE IS WAIVED UNDER THIS SUBSECTION AND
24 THE USER IS SUBJECT TO A SUBSEQUENT FALSE ALARM FEE, THAT SUBSEQUENT
25 FEE WILL BE ASSESSED AS IF THE PREVIOUS FEE HAD NOT BEEN WAIVED.

26 (D) ANY UNPAID FEE:

27 (1) BECOMES A LIEN ON THE PROPERTY OF THE USER IN THE SAME
28 MANNER AS TAXES; AND

29 (2) MAY BE COLLECTED IN THE SAME MANNER AS PROVIDED FOR THE
30 COLLECTION OF TAXES.

31 (E) IF A USER DOES NOT RECEIVE A REAL PROPERTY TAX BILL, THEN TWO
32 UNPAID FEES ARE GROUNDS FOR REVOCATION OF THE USER'S REGISTRATION.

1 156M.

2 (A) IF A USER HAS FIVE FALSE ALARMS IN A 12-MONTH PERIOD, THE
3 APPROPRIATE LAW ENFORCEMENT AGENCY MAY PETITION THE COURT FOR
4 INJUNCTIVE RELIEF.

5 (B) THE RELIEF SOUGHT MAY INCLUDE AN ORDER TO:

6 (1) REQUIRE THE USER TO REPAIR THE ALARM SYSTEM;

7 (2) REQUIRE THE USER, MONITOR, CONTRACTOR, OR OTHER QUALIFIED
8 PERSON TO DISCONNECT THE ALARM SYSTEM; OR

9 (3) REQUIRE THE MONITOR OR CONTRACTOR TO DISCONTINUE ITS
10 SERVICES TO THE USER.

11 156N.

12 (A)(1) A CONTRACTOR, MONITOR, OR USER MAY APPEAL THE ASSESSMENT OF A
13 FALSE ALARM FEE OR CIVIL PENALTY IN WRITING TO THE APPROPRIATE APPEALS
14 BOARD.

15 (2) ON GOOD CAUSE SHOWN BY THE CONTRACTOR, MONITOR, OR USER,
16 THE APPROPRIATE APPEALS BOARD MAY WAIVE THE FEE OR PENALTY.

17 (3) IF THE FEE OR PENALTY IS WAIVED UNDER THIS SUBSECTION AND
18 THE CONTRACTOR, MONITOR, OR USER IS SUBJECT TO A SUBSEQUENT FALSE ALARM
19 FEE OR CIVIL PENALTY, THAT SUBSEQUENT FEE OR PENALTY WILL BE ASSESSED AS
20 IF THE PREVIOUS FEE OR PENALTY HAD NOT BEEN WAIVED.

21 (B) (1) ANY PERSON WHOSE REGISTRATION HAS BEEN REVOKED UNDER
22 THIS SUBTITLE MAY APPEAL IN WRITING TO THE APPROPRIATE APPEALS BOARD.

23 (2) ON GOOD CAUSE SHOWN, THE APPEALS BOARD MAY RESCIND THE
24 REVOCATION.

25 (C) ANY DECISION OF THE APPROPRIATE APPEALS BOARD UNDER THIS
26 SECTION MAY BE APPEALED TO A COURT AS PROVIDED IN THE MARYLAND RULES.

27 156-O.

28 (A) A PERSON WHO VIOLATES A PROVISION OF THIS SUBTITLE MAY BE ISSUED
29 A CIVIL CITATION.

30 (B) THE ISSUANCE OF A CIVIL CITATION TO ENFORCE THIS SECTION DOES
31 NOT PRECLUDE PURSUING ANY OTHER CIVIL OR CRIMINAL REMEDY OR
32 ENFORCEMENT ACTION AUTHORIZED BY LAW.

1 156P.

2 (A) (1) AN UNREGISTERED USER OF AN UNMONITORED SYSTEM THAT
3 CAUSES CONTACT WITH OR SUMMONS POLICE IS SUBJECT TO A CIVIL PENALTY OF
4 \$500 FOR EACH OFFENSE.

5 (2) AFTER THE THIRD OFFENSE UNDER PARAGRAPH (1) OF THIS
6 SUBSECTION, AN UNREGISTERED USER OF AN UNMONITORED SYSTEM THAT CAUSES
7 CONTACT WITH OR SUMMONS POLICE IS SUBJECT TO A CIVIL PENALTY OF \$1,000.

8 (B) (1) A CONTRACTOR, MONITOR, OR OTHER PERSON WHO VIOLATES ANY
9 PROVISION OF THIS SUBTITLE OR A REGULATION ADOPTED UNDER THIS SUBTITLE IS
10 SUBJECT TO A CIVIL PENALTY OF \$500 FOR EACH OFFENSE.

11 (2) AFTER THE THIRD OFFENSE UNDER PARAGRAPH (1) OF THIS
12 SUBSECTION, A CONTRACTOR, MONITOR, OR OTHER PERSON WHO VIOLATES ANY
13 PROVISION OF THIS SUBTITLE OR A REGULATION ADOPTED UNDER THIS SUBTITLE IS
14 SUBJECT TO A CIVIL PENALTY OF \$1,000.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
16 effect October 1, 2001.