

the other sections generally relating to unfair or deceptive trade practices, does not refer to the referral sale of "services." The General Assembly may wish to broaden and conform this section in that regard.

13-305. PRIZES CONDITIONED ON PURCHASES OR SALES PROMOTION.

(A) EXCEPTION.

THIS SECTION DOES NOT APPLY TO TRADING STAMPS, AS DEFINED BY §239(A) OF ARTICLE 56 OF THE CODE.

(B) PROHIBITION.

A PERSON MAY NOT NOTIFY ANY OTHER PERSON BY ANY MEANS, AS PART OF AN ADVERTISING SCHEME OR PLAN, THAT THE OTHER PERSON HAS WON A PRIZE, RECEIVED AN AWARD, OR HAS BEEN SELECTED OR IS ELIGIBLE TO RECEIVE ANYTHING OF VALUE IF THE OTHER PERSON PURCHASES AN ITEM OR SUBMITS TO A SALES PROMOTION EFFORT.

REVISOR'S NOTE: This section presently appears as Art. 83, §21D.

The only changes are in style.

With respect to the inclusion of this section as an "unfair or deceptive trade practice," subject to the general provisions of this title, see revisor's note to §13-304.

For criminal provisions relating to "gift enterprises" and related activities, see Art. 27, §§ 369 et seq.

13-306. CERTIFICATE WHEN GIFT OR OTHER INDUCEMENT NOT AVAILABLE TO CUSTOMER.

(A) CERTIFICATE REQUIRED.

IF A GIFT OR OTHER INDUCEMENT OFFERED TO A CUSTOMER IN EXCHANGE FOR BUSINESS IS NOT AVAILABLE AT THE TIME THE CUSTOMER COMPLIES WITH THE CONDITIONS ATTACHED TO THE OFFER, THE OFFEROR SHALL [[GIVE THE CUSTOMER A CERTIFICATE WHICH STATES IN UNEQUIVOCAL LANGUAGE THAT]]:

(1) GIVE THE CUSTOMER A CERTIFICATE WHICH STATES IN UNEQUIVOCAL LANGUAGE THAT:

[[(1)]] (1) THE CUSTOMER HAS COMPLIED WITH THE CONDITIONS WHICH ENTITLE HIM TO RECEIVE THE GIFT OR OTHER INDUCEMENT; AND