

14-3306.

(A) AN IMMIGRATION CONSULTANT THAT VIOLATES THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH, IN ADDITION TO ANY CIVIL PENALTIES IMPOSED UNDER SUBSECTION (B) OF THIS SECTION.

(B) AN INDIVIDUAL INJURED BY A VIOLATION OF ANY PROVISION OF THIS SUBTITLE MAY BRING AN ACTION TO RECOVER:

(1) ANY FEES OR OTHER COMPENSATION PAID TO THE IMMIGRATION CONSULTANT; AND

(2) REASONABLE ATTORNEY'S FEES IN AN AMOUNT EQUAL TO THE GREATER OF:

(I) \$2,000;

(II) ONE-THIRD OF THE AMOUNT OBTAINED UNDER ITEM (1) OF THIS SUBSECTION; OR

(III) ONE-THIRD OF THE AMOUNT OBTAINED UNDER SUBSECTION (C) OF THIS SECTION, IF APPLICABLE.

(C) THE COURT MAY AWARD UP TO THREE TIMES THE AMOUNT OF DAMAGES AUTHORIZED UNDER SUBSECTION (B)(1) OF THIS SECTION IN AN AMOUNT EQUAL TO THE GREATER OF:

(I) \$2,000;

(II) ONE THIRD OF THE AMOUNT OBTAINED UNDER ITEM (1) OF THIS SUBSECTION; OR

(III) ONE THIRD OF THE AMOUNT OBTAINED UNDER SUBSECTION (C) OF THIS SECTION, IF APPLICABLE.

(C) THE COURT MAY AWARD UP TO THREE TIMES THE AMOUNT OF DAMAGES AUTHORIZED UNDER SUBSECTION (B)(1) OF THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2005.

Approved May 26, 2005.