

against a person who violates a provision of this article, or an effective and outstanding direction, ruling, order, rule, or regulation of the Commission.

(2) THE CIVIL PENALTY THAT THE COMMISSION MAY IMPOSE ON A COMMON CARRIER FOR EACH VIOLATION MAY NOT EXCEED \$2,500.

(c) (1) A civil penalty may be imposed in addition to any other penalty authorized by this article.

(2) Each violation is a separate offense.

(3) Each day or part of a day the violation continues is a separate offense.

(d) The Commission shall determine the amount of any civil penalty after considering:

(1) the number of previous violations of any provision of this article;

(2) the gravity of the current violation;

(3) the good faith efforts of the violator in attempting to achieve compliance after notification of the violation; and

(4) any other matter that the Commission considers appropriate and relevant.

(e) A civil penalty collected under this section shall be paid into the General Fund of the State.

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

Approved April 26, 2005.

CHAPTER 134

(Senate Bill 184)

AN ACT concerning

Department of Housing and Community Development - Revenue Bonds Issued by the Community Development Administration - Interest Rate Exchange Agreements

FOR the purpose of authorizing the Community Development Administration to enter into certain interest rate exchange agreements under certain circumstances; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to interest rate exchange agreements and the Department of Housing and Community Development.