

CREDIT CARD OR PAYMENT DEVICE NUMBER TO THE HOLDER OR ISSUER OF THE CREDIT CARD OR PAYMENT DEVICE NUMBER;

(3) THE DISCLOSURE IS REASONABLY NECESSARY IN CONNECTION WITH:

(I) THE SALE OR PLEDGE, OR NEGOTIATION OF A SALE OR PLEDGE, OF ANY PORTION OF A BUSINESS OR THE ASSETS OF A BUSINESS;

(II) MANAGEMENT, OPERATION, OR OTHER ACTIVITIES INVOLVING THE INTERNAL FUNCTION OF THE BUSINESS OF THE PERSON MAKING SUCH DISCLOSURE; OR

(III) MANAGEMENT, OPERATION, OR OTHER ACTIVITIES INVOLVING DISCLOSURES BETWEEN A CORPORATION AND ITS SUBSIDIARIES OR CONTROLLED AFFILIATES OR BETWEEN SUBSIDIARIES OR CONTROLLED AFFILIATES, PROVIDED THAT A DISCLOSURE FOR MARKETING PURPOSES MAY NOT BE MADE IF THE HOLDER OF AN ACTIVE CREDIT CARD OR PAYMENT DEVICE NUMBER HAS NOTIFIED THE ISSUER IN WRITING AT AN ADDRESS SPECIFIED BY THE ISSUER THAT SUCH USE IS NOT PERMITTED. THE ISSUER SHALL PROVIDE HOLDERS OF ACTIVE ACCOUNTS NOTICE OF SUCH NONDISCLOSURE OPTION AND THE SPECIFIED ADDRESS ON A PERIODIC BASIS AT THE ISSUER'S DISCRETION PROVIDED THE TIME BETWEEN SUCH NOTIFICATIONS DOES NOT EXCEED 1 YEAR. THE ISSUER SHALL COMPLY WITH SUCH ELECTIONS WITHIN 45 DAYS AFTER RECEIPT OF THE HOLDER'S RESPONSE. THE ELECTION SHALL REMAIN IN EFFECT UNTIL THE HOLDER RESCINDS THE ELECTION OR UNTIL THERE HAVE BEEN NO DEBITS OR CREDITS TO THE ACCOUNT FOR A 12-MONTH PERIOD.

(4) THE PERSON MAKES THE DISCLOSURE TO A CONSUMER REPORTING AGENCY; OR

(5) THE PERSON MAKES THE DISCLOSURE UNDER SECTION ~~14-1202~~ 14-1202(3)(I), (II), (III), OR (IV) OF THIS TITLE, WHETHER OR NOT THE PERSON IS A CONSUMER REPORTING AGENCY AND WHETHER OR NOT THE DISCLOSURE IS A CONSUMER REPORT, ~~UNLESS THE PERSON FURNISHES THE~~ EXCEPT THAT A PERSON MAY NOT FURNISH ANY REPORT CONTAINING A CREDIT CARD NUMBER OR PAYMENT DEVICE NUMBER IN A CIRCUMSTANCE OTHER THAN AS PROVIDED IN § 14-1202(3)(I) PRIOR TO RECEIPT OF AN INDIVIDUAL WRITTEN, ~~ORAL,~~ OR ELECTRONIC OR OTHER TANGIBLE RECORD OF A CERTIFICATION FROM THE REQUESTOR:

(I) CONTAINING THE REASON THAT THE CREDIT CARD OR PAYMENT DEVICE NUMBER IS REQUIRED; AND

(II) STATING THAT THE CREDIT CARD OR PAYMENT DEVICE NUMBER:

1. CANNOT BE OBTAINED UNDER A CIRCUMSTANCE SPECIFIED IN THIS SECTION; OR

2. ~~THAT THE CREDIT CARD OR PAYMENT DEVICE~~ NUMBER IS NEEDED FOR SECURITY OR LOSS OR FRAUD PREVENTION PURPOSES.