

provisions of this Act; making a violation of this Act an unfair or deceptive trade practice; defining certain terms; and generally relating to distress sales.

BY adding to

Article - Commercial Law  
Section 11-1001 through 11-1006 to be under the new subtitle "Subtitle 10. Distress Sales" Annotated Code of Maryland (1983 Replacement Volume and 1985 Supplement)

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

Article - Commercial Law

SUBTITLE 10. DISTRESS SALES

11-1001.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) (1) "ADVERTISE" MEANS TO PUBLISH, CIRCULATE, DISSEMINATE, OR PLACE BEFORE THE PUBLIC THROUGH ANY PRINT OR BROADCAST MEDIUM FOR THE PURPOSE OF THE SALE OF GOODS OR SERVICES.

(2) "ADVERTISE" INCLUDES TO ADVERTISE BY OUTSIDE OR INSIDE SIGNS, HANDBILLS, OR PRICE TAGS.

(C) (1) "DISTRESS SALE" MEANS A SALE THAT IS CONDUCTED AND REPRESENTED THROUGH ADVERTISING THAT THE SALE IS BEING HELD OR REQUIRED FOR REASONS OF:

(I) ECONOMIC OR BUSINESS DISTRESS;

(II) INABILITY TO CONTINUE BUSINESS AT THE SAME LOCATION; OR

(III) ANY EXPRESSION THAT CONVEYS TO THE PUBLIC THE INFORMATION OR BELIEF THAT ON DISPOSAL OF THE GOODS, THE BUSINESS WILL CEASE, BE DISCONTINUED, VACATED, TRANSFERRED, OR SURRENDERED TO A SUCCESSOR IN BUSINESS OR A DIFFERENT PRINCIPAL OWNER AND CONDUCTED UNDER A NEW NAME.

(2) "DISTRESS SALE" INCLUDES:

(I) A "GOING OUT OF BUSINESS SALE", "CLOSING OUT SALE", "LIQUIDATION SALE", "LOST OUR LEASE SALE", OR "MUST VACATE SALE"; OR