

[(c)] (3) Any incomplete comparison of an insurance contract of one society with an insurance contract of another society or insurer for the purpose of inducing the lapse, forfeiture or surrender of any insurance contract.

(B) A comparison of insurance contracts is incomplete if [it]:

(1) IT does not compare in detail:

[(1)] (I) The gross rates, and the gross rates less any dividend or other reduction allowed at the date of the comparison; and

[(2)] (II) Any increase in cash values, and all the benefits provided by each contract for the possible duration thereof as determined by the life expectancy of the insured; or

[if it] (2) IT omits from consideration[,]:

[(3)] (I) Any benefit or value provided in the contract; [or]

[(4)] (II) Any differences as to amount or period of rates; or

[(5)] (III) Any differences in limitations or conditions or provisions which directly or indirectly affect the benefits.

(C) In any determination of the incompleteness or misleading character of any comparison or statement, it shall be presumed that the insured had no knowledge of any of the contents of the contract involved.

(d) Any person who violates any provision of this section or knowingly receives any compensation or commission by or in consequence of such violation, shall upon conviction be punished by a fine not less than [one hundred dollars (\$100)] \$100 nor more than [one thousand dollars (\$1,000)] \$1,000 or by imprisonment in the county jail FOR not less than [thirty (30)] 30 days nor more than [ninety (90)] 90 days, or both [fine and imprisonment and shall in addition,]. IN ADDITION, A PERSON WHO VIOLATES ANY PROVISION OF THIS SECTION SHALL be liable for a civil penalty in the amount of [three (3)] 3 times the sum received by such violator as compensation or commission, which penalty may be sued for and recovered by any person or society aggrieved for his or its own use and benefit in accordance with the provisions of civil practice.

DRAFTER'S NOTE: This corrects stylistic errors in the renumbering of subsections and paragraphs in and deletes antiquated language from, Article 48A, § 345.