

(i) --MAY REPOSSESS THE VEHICLE WITHOUT PAYING ANY CHARGES, INCLUDING TOWING AND STORAGE CHARGES; AND

(ii) --IF THE OWNER HAS ALREADY PAID A CHARGE FOR THE RETURN OF THE VEHICLE, IS ENTITLED TO A FULL REFUND FROM THE PARKING LOT OWNER OF ANY CHARGES PAID; AND

(2) --THE PERSON RESPONSIBLE FOR WRONGFULLY REMOVING THE VEHICLE SHALL PAY THE COSTS OF THE HEARING INCLUDING REASONABLE ATTORNEY'S FEES;

(b) --IF THE HEARING OFFICER DETERMINES THAT THE VEHICLE WAS LAWFULLY REMOVED FROM THE PARKING LOT, THE OWNER OF THE VEHICLE, IN ADDITION TO THE PAYMENT OF ANY OTHER CHARGES AUTHORIZED BY LAW, SHALL PAY THE COSTS OF THE HEARING INCLUDING REASONABLE ATTORNEY'S FEES.

ANY PERSON WHO UNDERTAKES THE TOWING OR REMOVAL OF A VEHICLE FROM A PARKING LOT IN VIOLATION OF ANY PROVISION OF THIS SUBTITLE:

(1) SHALL BE LIABLE FOR ACTUAL DAMAGES SUSTAINED BY ANY PERSON AS A DIRECT RESULT OF THE VIOLATION; AND

(2) SHALL BE LIABLE TO THE VEHICLE OWNER FOR TRIPLE THE AMOUNT PAID BY THE OWNER OR THE OWNER'S AGENT TO RETAKE POSSESSION OF THE VEHICLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1989.

Approved May 19, 1989.

-----

CHAPTER 463

(House Bill 1304)

AN ACT concerning

State Accident Fund

FOR the purpose of subjecting the State Accident Fund to certain open meetings and records laws relating to immunity and liability, to the State Public Ethics Law, and to certain laws relating to property tax liability.

BY repealing and reenacting, with amendments,

Article 101 - Workmen's Compensation