

MANNER FILES SUCH A STATEMENT, REPORT, OR OTHER INFORMATION WHICH IS MATERIALLY FALSE, OR OTHERWISE IN A GROSSLY NEGLIGENT MANNER VIOLATES THE REQUIREMENTS OF THIS SUBTITLE, IS GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION, SHALL BE FINED NOT MORE THAN \$3,000 OR ~~SENTENCED TO IMPRISONMENT FOR NOT MORE THAN 6 MONTHS,~~ OR--BE--BOTH--FINED--AND--IMPRISONED REQUIRED TO PAY RESTITUTION AS DETERMINED BY THE COURT OR BOTH.

(2) AN OFFICER, DIRECTOR, PARTNER, OR TRUSTEE OF A CHARITABLE ORGANIZATION, FUND-RAISING COUNSEL, PROFESSIONAL SOLICITOR, OR SOLICITOR WHICH IS ORGANIZED IN CORPORATE, PARTNERSHIP, OR OTHER ORGANIZATIONAL FORM WHO CAUSES THE ENTITY TO COMMIT A GROSSLY NEGLIGENT VIOLATION OF THIS SUBTITLE IS ALSO GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION, IS SUBJECT TO THE SAME PENALTIES AS THE ENTITY.

[(b)] (C) The Secretary of State is authorized to investigate alleged violations of this subtitle. If a finding is made that a charitable organization, fund-raising counsel, professional solicitor, or solicitor has violated a provision of this subtitle, the Secretary of State may take 1 or more of the following actions:

(1) Cancel and annul the registration of the violator;

~~(2)--ISSUE A CEASE AND DESIST ORDER--TO--THE--VIOLATOR AFTER NOTICE AND A HEARING;~~

(2) SUMMARILY ISSUE A CEASE AND DESIST ORDER TO THE VIOLATOR IF THE SECRETARY OF STATE:

(I) DETERMINES THAT THE PUBLIC HEALTH, SAFETY, OR WELFARE REQUIRES EMERGENCY ACTION; AND

(II) NOTIFIES THE VIOLATOR IN WRITING OF THE ORDER, THE REASONS FOR THE ORDER, AND THE VIOLATOR'S RIGHT TO REQUEST A HEARING TO BE HELD IN ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION;

[(2)] (3) Refer the matter to the Attorney General for civil enforcement under subsection [(c)] (D) OF THIS SECTION; and

[(3)] (4) Refer the matter to the appropriate State's attorney for prosecution.

[(c)] (D) (1) Upon referral by the Secretary of State, the Attorney General may file a civil action in the Circuit Court for Anne Arundel County for an order restraining further violations of this subtitle, restraining the defendant from conducting any further fund-raising activities in Maryland, enforcing compliance