

(3) (I) "COMMERCIAL SOLICITATION" MEANS THE UNSOLICITED ELECTRONIC OR TELEPHONIC TRANSMISSION IN THE STATE TO A FACSIMILE DEVICE TO ENCOURAGE A PERSON TO PURCHASE GOODS, REALTY, OR SERVICES.

(II) "COMMERCIAL SOLICITATION" DOES NOT INCLUDE:

1. AN ELECTRONIC OR TELEPHONIC TRANSMISSION MADE IN THE COURSE OF PRIOR NEGOTIATIONS; OR

2. AN ELECTRONIC OR TELEPHONIC TRANSMISSION MADE IN THE COURSE OF A PREEXISTING BUSINESS RELATIONSHIP WITH THE PERSON RECEIVING THE TRANSMISSION.

(B) A PERSON MAY NOT MAKE INTENTIONALLY AN ELECTRONIC OR TELEPHONIC TRANSMISSION TO A FACSIMILE DEVICE FOR THE PURPOSE OF COMMERCIAL SOLICITATION.

(C) (1) THE ATTORNEY GENERAL MAY INITIATE A CIVIL ACTION AGAINST ANY PERSON WHO VIOLATES THIS SECTION TO RECOVER FOR THE STATE A PENALTY NOT TO EXCEED \$1,000 FOR EACH VIOLATION.

(2) FOR THE PURPOSES OF THIS SECTION, EACH PROHIBITED COMMERCIAL SOLICITATION IS A SEPARATE VIOLATION.

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

Approved May 25, 1989.

CHAPTER 826

(House Bill 1361)

AN ACT concerning

Plumbers - Insurance

FOR the purpose of requiring--the--State--Board--of--Plumbing--to establish--a--certain--schedule--of--insurance--for--a--master plumber--or--limited--master--plumber--who--resides--in--Garrett County--or--a--person--who--engages--in--the--business--of--providing plumbing--services--and--whose--principal--place--of--business--is in--Garrett--County;--specifying--certain--minimum--amounts--of insurance establishing minimum insurance requirements for a limited master plumber who resides in Garrett County, has a principal place of business in Garrett County, provides plumbing services in Garrett County, and has gross receipts