

(V) A CRIME IN WHICH A CRIME DESCRIBED UNDER ITEM (I), (II), (III), OR (IV) OF THIS PARAGRAPH IS AN ELEMENT.

(2) A PERSON MAY NOT KNOWINGLY ALLOW ANOTHER PERSON TO SERVE AS A FIDUCIARY IN VIOLATION OF PARAGRAPH (1) OF THIS SUBSECTION.

(B) PENALTIES.

ANY PERSON WHO INTENTIONALLY VIOLATES SUBSECTION (A) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$10,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

(C) DATE OF CONVICTION.

FOR THE PURPOSES OF THIS SECTION, A PERSON IS DEEMED TO BE CONVICTED ON THE LATER OF:

(1) THE DATE OF JUDGMENT OF THE TRIAL COURT; OR

(2) THE DATE OF THE FINAL SUSTAINING OF JUDGMENT ON APPEAL.

(D) REMOVAL.

A FIDUCIARY MAY BE REMOVED FOR A VIOLATION OF SUBSECTION (A) OF THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 73B, § 1-209 and the second sentence of § 1-206(a).

In subsection (a)(1) of this section, the phrase "or be permitted [by another] to serve as a fiduciary" is deleted in light of the prohibition contained in subsection (a)(2) to the same effect.

Also in subsection (a)(1) of this section, the reference to being "imprisoned" is deleted as unnecessary. A person is disqualified as a result of a conviction whether or not imprisoned.

In subsection (c) of this section, the phrase "and under the disability of" a conviction is deleted as unnecessary in light of the broad reference to being "convicted".

Defined terms: "Fiduciary" § 21-201

"Person" § 20-101

21-210. BOND.

(A) PURCHASE BY STATE.

THE STATE SHALL PURCHASE A BOND FOR EACH FIDUCIARY IN ACCORDANCE WITH ARTICLE 78A, §§ 46 THROUGH 50 OF THE CODE.

(B) VIOLATION OF BOND REQUIREMENT PROHIBITED.