

~~(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION SHALL:~~

~~(1) BE SUBJECT TO A FINE OF NOT LESS THAN \$1,000 AND NOT MORE THAN \$10,000 OR IMPRISONMENT FOR NOT MORE THAN 1 YEAR, OR BOTH; AND~~

~~(2) MAKE RESTITUTION TO THE VICTIM WHOSE PERSONAL IDENTIFYING INFORMATION THE DEFENDANT UNLAWFULLY SOLD, TRANSFERRED, OR USED, FOR ANY COSTS INCLUDING ATTORNEY FEES, INCURRED;~~

~~(4) CLEARING THE VICTIM'S CREDIT HISTORY OR CREDIT RATING;~~
OR

~~(H) IN CONNECTION WITH ANY CIVIL OR ADMINISTRATIVE PROCEEDING TO SATISFY A DEBT, LIEN, OR OTHER OBLIGATION OF THE VICTIM THAT AROSE AS A RESULT OF THE ACTIONS OF THE DEFENDANT.~~

(D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT IN THE PENITENTIARY NOT EXCEEDING 1 YEAR OR BOTH.

(E) IN ADDITION TO THE RESTITUTION PROVIDED UNDER § 807 OF THIS ARTICLE, A COURT MAY ORDER A PERSON WHO PLEADS GUILTY OR NOLO CONTENDERE OR IS FOUND GUILTY UNDER THIS SECTION TO MAKE RESTITUTION TO THE VICTIM FOR REASONABLE COSTS INCURRED, INCLUDING REASONABLE ATTORNEY'S FEES:

(1) FOR CLEARING THE VICTIM'S CREDIT HISTORY OR CREDIT RATING;
AND

(2) IN CONNECTION WITH ANY CIVIL OR ADMINISTRATIVE PROCEEDING TO SATISFY A DEBT, LIEN, JUDGMENT, OR OTHER OBLIGATION OF THE VICTIM THAT AROSE AS A RESULT OF THE VIOLATION OF THIS SECTION.

(F) A SENTENCE UNDER THIS SECTION MAY BE IMPOSED SEPARATE FROM AND CONSECUTIVE TO OR CONCURRENT WITH A SENTENCE FOR ANY OFFENSE BASED ON THE ACT OR ACTS ESTABLISHING THE VIOLATION OF THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1999.

Approved May 13, 1999.

CHAPTER 333

(Senate Bill 266)

AN ACT concerning

Charitable Gift Annuities - Issuance of Special Permits - Qualifications of Educational or Religious Organizations