

1. THE COMPLAINING PARTY MUST PROVE ONLY THE VIOLATOR'S GROSS REVENUE; AND

2. THE VIOLATOR MUST PROVE THE DEDUCTIBLE EXPENSES AND ELEMENTS OF PROFIT ATTRIBUTABLE TO FACTORS OTHER THAN THE VIOLATION.

~~(4) FOR THE PURPOSE OF ALL CIVIL REMEDIES ESTABLISHED FOR A VIOLATION OF THIS SECTION, THE ACTIVITY PROHIBITED BY THIS SECTION APPLIES TO EACH UNLAWFUL TELECOMMUNICATION DEVICE OR UNLAWFUL ACCESS DEVICE, AND EACH DEVICE SHALL BE CONSIDERED A SEPARATE VIOLATION.~~

Article - Courts and Judicial Proceedings

4-301.

(b) Except as provided in § 4-302 of this subtitle, the District Court also has exclusive original jurisdiction in a criminal case in which a person at least 18 years old or a corporation is charged with:

(15) VIOLATION OF ARTICLE 27, § 194A OF THE CODE, WHETHER A FELONY OR MISDEMEANOR

4-302.

(a) Except as provided in § 4-301(b)(2), (6), (7), (8), (9), (10), (11), (12), (13), [and] (14), AND (15) of this subtitle, the District Court does not have jurisdiction to try a criminal case charging the commission of a felony.

(d) (1) Except as provided in paragraph (2) of this subsection, the jurisdiction of the District Court is concurrent with that of the circuit court in a criminal case:

(i) In which the penalty may be confinement for [three] 3 years or more or a fine of \$2,500 or more; or

(ii) Which is a felony, as provided in § 4-301(b)(2), (6), (7), (8), (9), (10), (11), (12), (13), [and] (14), AND (15) of this subtitle.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 557C through 557F and the subheading "Telecommunications Act" of Article 27 - Crimes and Punishments of the Annotated Code of Maryland be repealed.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall be construed only prospectively to offenses and causes of action arising on or after the effective date of this Act and may not be applied or interpreted to have any effect on or application to any offenses or causes of action arising before the effective date of this Act.

SECTION 2. 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2001.

Approved May 18, 2001.