

(3) ALL SUMMARY REPORTS COMPILED UNDER PARAGRAPH (2) OF THIS SUBSECTION SHALL BE AVAILABLE TO MEMBERS OF THE PUBLIC ON WRITTEN REQUEST.

(4) ALL AFFIDAVITS, DISCLOSURES, AND ACCOMPANYING DOCUMENTATION REQUIRED UNDER THIS PART VIII SHALL BE IN THE FORM REQUIRED BY THE STATE ETHICS COMMISSION.

15-865.

(A) (1) THE STATE ETHICS COMMISSION OR ANOTHER AGGRIEVED PARTY OF RECORD MAY ASSERT AS PROCEDURAL ERROR A VIOLATION OF THIS PART VIII IN AN ACTION FOR JUDICIAL REVIEW OF THE GRANTING OF AN APPLICATION.

(2) IF THE COURT FINDS THAT A VIOLATION OF THIS PART VIII OCCURRED, THE COURT SHALL REVERSE AND REMAND THE CASE TO THE BOARD FOR RECONSIDERATION.

(B) (1) A PERSON WHO KNOWINGLY AND WILLFULLY VIOLATES THIS PART VIII IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 6 MONTHS OR A FINE NOT EXCEEDING \$1,000 OR BOTH.

(2) IF A PERSON SUBJECT TO A PENALTY UNDER PARAGRAPH (1) OF THIS SUBSECTION IS A BUSINESS ENTITY AND NOT A NATURAL PERSON, EACH MEMBER, OFFICER, OR PARTNER OF THE BUSINESS ENTITY WHO KNOWINGLY AUTHORIZED OR PARTICIPATED IN THE VIOLATION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 6 MONTHS OR A FINE NOT EXCEEDING \$1,000 OR BOTH.

(3) AN ACTION TAKEN IN RELIANCE ON AN OPINION OF THE STATE ETHICS COMMISSION MAY NOT BE DEEMED A KNOWING AND WILLFUL VIOLATION.

(C) (1) A PERSON WHO IS SUBJECT TO THIS PART VIII SHALL PRESERVE ALL BOOKS, PAPERS, AND DOCUMENTS NECESSARY TO COMPLETE AND SUBSTANTIATE ANY REPORTS, STATEMENTS, OR RECORDS REQUIRED TO BE MADE UNDER THIS PART VIII FOR 3 YEARS FROM THE DATE OF FILING THE APPLICATION.

(2) THESE PAPERS AND DOCUMENTS SHALL BE AVAILABLE FOR INSPECTION ON REQUEST.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2004.

May 21, 2003
The Honorable Michael E. Busch
Speaker of the House
State House
Annapolis MD 21401

Dear Mr. Speaker: