

13-325. RESERVED.

13-326. RESERVED.

PART VI. VIOLATIONS.

13-327. FAILURE TO FILE.

(A) IN GENERAL.

A CAMPAIGN FINANCE ENTITY THAT FAILS TO FILE A CAMPAIGN FINANCE REPORT REQUIRED BY THIS SUBTITLE IS SUBJECT TO THE SANCTIONS PROVIDED IN PART VII OF THIS SUBTITLE.

(B) FAILURE TO PROVIDE REQUIRED INFORMATION.

THE FAILURE TO PROVIDE ON A CAMPAIGN FINANCE REPORT REQUIRED BY § 13-304 OF THIS SUBTITLE ALL OF THE INFORMATION REQUIRED OF THE CAMPAIGN FINANCE ENTITY BY THE STATE BOARD UNDER THIS SUBTITLE IS DEEMED A FAILURE TO FILE AND RENDERS THE CAMPAIGN FINANCE REPORT OVERDUE, ONLY IF:

(1) THE STATE BOARD NOTIFIES THE RESPONSIBLE OFFICERS IN WRITING OF THE PARTICULAR DEFICIENCIES; AND

(2) THE RESPONSIBLE OFFICERS FAIL TO FILE A PROPERLY CORRECTED CAMPAIGN FINANCE REPORT WITHIN 30 DAYS AFTER SERVICE OF THE NOTICE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 33, § 13-403(d).

Throughout this section, the defined terms "campaign finance report" and "campaign finance entity" are added for clarity. See General Revisor's Note to this title and § 1-101 of this article.

In subsection (b)(2) of this section, the defined term "responsible officer[s]" is substituted for the former reference to the "candidate, chairman, or treasurer" for clarity and for consistency with other provisions of this subtitle and § 1-101 of this article.

The Election Law Article Review Committee notes, for the consideration of the General Assembly, that this section and § 13-328 of this subtitle are not inconsistent as to whether the failure to provide information constitutes a failure to file. The criteria for determining whether a failure to provide information is a failure to file are different under the two sections because the implications of a failure to file are vastly different under the two sections (*i.e.*, the penalties for a failure to file under this section are far more severe while under § 13-328 the penalty merely results in the placing of a person's name on a list of defaulters).

The Election Law Article Review Committee also notes, for the consideration of the General Assembly, that in subsection (b) of this section the former reference to the applicability of sanctions "without the necessity