

(1) THE FAILURE TO FILE IS RECTIFIED AND ANY LATE FILING FEE IS PAID; AND

(2) ANY SALARY PREVIOUSLY PAID TO THE INDIVIDUAL FOR THE PUBLIC OFFICE WHILE THE INDIVIDUAL WAS IN VIOLATION IS RESTORED TO THE STATE OR LOCAL GOVERNMENT INVOLVED.

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

In subsection (a) of this section, the reference to an "individual" is substituted for the former reference to a "person" because only an individual and not the other entities included in the defined term "person" may hold public office.

Also in subsection (a) of this section, the phrase "subject to prosecution under § 13-335(b) of this subtitle" is substituted for the former phrase "notified ... and has failed to file a report or statement ... failed to file a report ... or failed to pay any late filing fee due" for brevity, clarity, and consistency with § 13-335 of this subtitle.

Also in subsection (a) of this section, the former references to "subsection (c) or (d) of this section" and "§ 13-401(a) of this subtitle and subsection (d) or (i) of this section", are deleted as misleading and confusing.

In subsections (b) and (c) of this section, the references to the "State Board" are substituted for the former references to the "board" for clarity and to state explicitly that which formerly was implied by the requirements that certain persons be provided notice regarding the failure to file certain campaign finance reports and the requirement that an investigation and hearing be held on the failure to file.

In subsection (b)(1) of this section, the phrase "each circumstance that causes an individual to become subject to this section" is added for clarity.

In the introductory language of subsection (c) of this section, the phrase "as to that public office" is added for clarity.

In subsection (c)(2) of this section, the reference to the withholding of the salary until "any salary previously paid ... is restored to the State or local government involved" is substituted for the former reference to the withholding "from future salary payments a sum or sums which equal any amount previously paid" for clarity and accuracy.

Defined terms: "Campaign finance report" § 1-101
"State Board" § 1-101

13-335. REFERRAL FOR PROSECUTION.

(A) SHOW CAUSE NOTICE.

(1) IF THE STATE BOARD DETERMINES THAT THERE HAS BEEN, FOR MORE THAN 30 DAYS, A FAILURE TO FILE A CAMPAIGN FINANCE REPORT WITHIN THE