

MEANING OF § 13-327 OF THIS SUBTITLE, THE STATE BOARD SHALL ISSUE THE NOTICE PRESCRIBED IN PARAGRAPH (2) OF THIS SUBSECTION TO THE RESPONSIBLE OFFICERS OF THE CAMPAIGN FINANCE ENTITY IN VIOLATION.

(2) THE NOTICE SHALL DEMAND THAT, WITHIN 30 DAYS AFTER SERVICE OF THE NOTICE, EITHER:

(I) THE FAILURE TO FILE BE RECTIFIED AND ANY LATE FILING FEE DUE BE PAID; OR

(II) THE RESPONSIBLE OFFICERS SHOW CAUSE WHY THE STATE BOARD SHOULD NOT ASK THE APPROPRIATE PROSECUTING AUTHORITY TO PROSECUTE THE RESPONSIBLE OFFICERS FOR A VIOLATION OF THIS SUBTITLE.

(B) PENALTY.

A RESPONSIBLE OFFICER WHO FAILS, WITHOUT CAUSE, TO FILE THE CAMPAIGN FINANCE REPORT AND PAY THE LATE FEE WITHIN 30 DAYS AFTER SERVICE OF THE NOTICE PRESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO THE PENALTIES PRESCRIBED IN § 13-603 OF THIS TITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from the second and third sentences of former Art. 33, § 13-403(c).

In subsections (a)(1) and (b) of this section, the defined term "campaign finance report" is substituted for the former references to "report or statement". See General Revisor's Note to this title and § 1-101 of this article. Similarly, in subsection (a)(1) of this section, the reference to a "campaign finance entity" is substituted for the former reference to a "committee".

In subsection (a)(1) of this section, the reference to a "responsible officer" is substituted for the former reference to a "candidate, or ... chairman and treasurer if ... a committee" for clarity and consistency with other provisions of this title. See General Revisor's Note to this title and § 1-101 of this article.

Also in subsection (a)(1) of this section, the reference to the State Board's "determin[ing]" that a report is late is substituted for the former reference to the State Board "learn[ing]" that a report is late for clarity.

In subsection (a)(2)(ii) of this section, the reference to a "prosecuting authority" is substituted for the former reference to "State's Attorney" to acknowledge the authority of the State Prosecutor to prosecute for a violation of the campaign finance law.

Also in subsection (a)(2)(ii) of this section, the former phrase "as provided in § 13-603 of this title" is deleted as an inaccurate cross-reference.

In subsection (b) of this section, the reference to a responsible officer who fails "without cause" to file a campaign finance report is added for clarity