

7-103.

(a) In this section, "value" means:

(1) the market value of the property or service at the time and place of the crime; or

(2) if the market value cannot satisfactorily be ascertained, the cost of the replacement of the property or service within a reasonable time after the crime.

SUBTITLE 8. FINANCIAL CRIMES AGAINST VULNERABLE ADULTS.

8-801.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

~~(2) "DECEPTION" MEANS THAT A PERSON DECEIVES A VULNERABLE ADULT BY KNOWINGLY DOING ANY OF THE FOLLOWING:~~

~~(I) CREATING OR CONFIRMING A FALSE IMPRESSION;~~

~~(II) FAILING TO CORRECT A FALSE IMPRESSION THAT THE PERSON IS RESPONSIBLE FOR CREATING OR CONFIRMING;~~

~~(III) MAKING A PROMISE THAT THE PERSON DOES NOT INTEND TO PERFORM OR THAT THE PERSON KNOWS WILL NOT OR CANNOT BE PERFORMED. A PERSON'S FAILURE TO PERFORM A PROMISE IS NOT BY ITSELF SUFFICIENT PROOF THAT THE PERSON DID NOT INTEND TO PERFORM THE PROMISE;~~

~~(IV) MISREPRESENTING OR CONCEALING A MATERIAL FACT THAT RELATES TO THE TERMS OF A CONTRACT OR AN AGREEMENT THAT THE PERSON ENTERS INTO OR THAT RELATES TO THE EXISTING OR PREEXISTING CONDITION OF ANY OF THE PROPERTY INVOLVED IN A CONTRACT OR AN AGREEMENT; OR~~

~~(V) USING A MATERIAL MISREPRESENTATION, FALSE PRETENSE, OR FALSE PROMISE TO INDUCE, ENCOURAGE, OR SOLICIT SOMEONE TO ENTER INTO A CONTRACT OR AN AGREEMENT.~~

(2) "DECEPTION" HAS THE MEANING STATED IN § 7-101 OF THIS ARTICLE.

(3) "DEPRIVE" HAS THE MEANING STATED IN § 7-101 OF THIS ARTICLE.

(4) "OBTAIN" HAS THE MEANING STATED IN § 7-101 OF THIS ARTICLE.

(5) "PROPERTY" HAS THE MEANING STATED IN § 7-101 OF THIS ARTICLE.

(6) "VALUE" HAS THE MEANING STATED IN § 7-103 OF THIS ARTICLE.

(7) (1) "UNDUE INFLUENCE" MEANS DOMINATION AND INFLUENCE AMOUNTING TO FORCE AND COERCION EXERCISED BY ANOTHER PERSON TO SUCH AN EXTENT THAT A VULNERABLE ADULT WAS PREVENTED FROM EXERCISING FREE JUDGMENT AND CHOICE.