

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 145(d) and (h).

In the introductory language of subsections (a) and (b) of this section, the former reference to "the issuer, a person or organization providing money, goods, services or anything else of value, or any other" person is deleted as included in the comprehensive reference to a "person". See § 1-101 of this article.

In subsection (a)(2) of this section, the reference to a "counterfeit" credit card is substituted for the former reference to a "forged" credit card for consistency within this article.

In subsection (b) of this section, the references to a "credit card" are substituted for the former references to a "card" for consistency throughout this subtitle.

Defined terms: "Cardholder" § 8-201

"Counterfeit" § 1-101

"Credit card" § 8-201

"Person" § 1-101

8-207. FRAUD — HONORING STOLEN OR COUNTERFEIT CREDIT CARD; FALSE REPRESENTATION TO ISSUER.

(A) PROHIBITED.

IF A PERSON IS AUTHORIZED BY AN ISSUER TO FURNISH MONEY, GOODS, SERVICES, OR ANYTHING OF VALUE ON PRESENTATION OF A CREDIT CARD BY THE CARDHOLDER, THE PERSON OR AN AGENT OR EMPLOYEE OF THE PERSON MAY NOT, WITH THE INTENT TO DEFRAUD THE ISSUER OR CARDHOLDER:

(1) FURNISH MONEY, GOODS, SERVICES, OR ANYTHING OF VALUE ON PRESENTATION OF:

(I) A CREDIT CARD OBTAINED OR RETAINED IN VIOLATION OF § 8-204 OR § 8-205 OF THIS SUBTITLE; OR

(II) A CREDIT CARD THAT THE PERSON KNOWS IS COUNTERFEIT;
OR

(2) FAIL TO FURNISH MONEY, GOODS, SERVICES, OR ANYTHING OF VALUE THAT THE PERSON REPRESENTS IN WRITING TO THE ISSUER THAT THE PERSON HAS FURNISHED.

(B) PENALTIES.

(1) IF THE VALUE OF ALL MONEY, GOODS, SERVICES, AND OTHER THINGS OF VALUE FURNISHED OR NOT FURNISHED IN VIOLATION OF THIS SECTION EXCEEDS \$500, A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 15 YEARS OR A FINE NOT EXCEEDING \$1,000 OR BOTH.