

REVISOR'S NOTE: This subsection formerly was the first sentence of CL § 14-1401(c).

The only changes are in style.

The Criminal Law Article Review Committee notes, for the consideration of the General Assembly, that the definition of "payment device number" in this subsection differs from the definition of the same term in former Art. 27, § 145(a)(5), in that the latter definition excluded an "encoded or truncated credit card number or payment device number". The distinction is that this part, derived from former CL §§ 14-1401 through 14-1405, prohibits certain disclosures and activities relating to information about credit card and similar accounts, whereas §§ 8-203 through 8-209 of this subtitle, derived from former Art. 27, § 145, prohibit certain uses of credit cards and similar account access devices. Former § 145(a)(5) is incorporated into the term "credit card" defined in § 8-201 of this subtitle. See Revisor's Note to § 8-201(c) of this subtitle.

(F) PERSON.

(1) "PERSON" HAS THE MEANING STATED IN § 1-101 OF THIS ARTICLE.

(2) "PERSON" INCLUDES A BUSINESS TRUST, ESTATE, TRUST, AND TWO OR MORE PERSONS HAVING A JOINT OR COMMON INTEREST.

REVISOR'S NOTE: Paragraph (1) of this subsection is new language substituted for the former reference to an "individual, corporation, ... partnership, association, ... or any other legal or commercial entity" in former CL § 14-1401(f) for clarity.

Paragraph (2) of this subsection is revised to incorporate the remainder of former CL § 14-1401(f) to the extent not covered by the term "person" defined in § 1-101 of this article.

Defined term: "Person" § 1-101

8-214. PROHIBITED — UNAUTHORIZED USE OR DISCLOSURE.

(A) IN GENERAL; EXCEPTIONS.

A PERSON MAY NOT USE OR DISCLOSE ANY CREDIT CARD NUMBER OR OTHER PAYMENT DEVICE NUMBER OR HOLDER'S SIGNATURE UNLESS:

(1) THE PERSON IS THE HOLDER OF THE CREDIT CARD NUMBER OR PAYMENT DEVICE NUMBER;

(2) THE DISCLOSURE IS MADE TO THE HOLDER OR ISSUER OF THE CREDIT CARD NUMBER OR PAYMENT DEVICE NUMBER;

(3) THE USE OR DISCLOSURE IS:

(D) REQUIRED UNDER FEDERAL OR STATE LAW;