

15-858.

(A) (1) THE FREDERICK COUNTY ETHICS COMMISSION OR ANOTHER AGGRIEVED PARTY OF RECORD MAY ASSERT AS PROCEDURAL ERROR A VIOLATION OF THIS PART IN AN ACTION FOR JUDICIAL REVIEW OF THE APPLICATION.

(2) IF THE COURT FINDS THAT A VIOLATION OF THIS PART OCCURRED, THE COURT SHALL REMAND THE CASE TO THE BOARD FOR RECONSIDERATION.

(B) (1) A PERSON THAT KNOWINGLY AND WILLFULLY VIOLATES THIS PART IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 6 MONTHS OR A FINE NOT EXCEEDING \$1,000 OR BOTH.

(2) IF A PERSON SUBJECT TO A PENALTY UNDER PARAGRAPH (1) OF THIS SUBSECTION IS A BUSINESS ENTITY AND NOT AN INDIVIDUAL, EACH MEMBER, OFFICER, OR PARTNER OF THE BUSINESS ENTITY WHO KNOWINGLY AUTHORIZED OR PARTICIPATED IN THE VIOLATION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 6 MONTHS OR A FINE NOT EXCEEDING \$1,000 OR BOTH.

(3) AN ACTION TAKEN IN RELIANCE ON AN OPINION OF THE STATE ETHICS COMMISSION OR THE FREDERICK COUNTY ETHICS COMMISSION MAY NOT BE CONSIDERED A KNOWING AND WILLFUL VIOLATION.

(C) (1) A PERSON THAT IS SUBJECT TO THIS PART SHALL PRESERVE ALL BOOKS, PAPERS, AND DOCUMENTS NECESSARY TO COMPLETE AND SUBSTANTIATE ANY REPORTS, STATEMENTS, OR RECORDS REQUIRED TO BE MADE UNDER THIS PART FOR 3 YEARS FROM THE DATE OF FILING THE APPLICATION.

(2) THESE PAPERS AND DOCUMENTS SHALL BE AVAILABLE FOR INSPECTION ON REQUEST.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2007.