

(5) The person receives or intends to receive a commission, compensation, or other consideration for engaging in the acts described in item (1) of this subsection.

(c) (1) It is not an act of unlawful subleasing of a motor vehicle if the acts under subsection (b)(1) of this section are engaged in by an individual who:

(i) Is a party to the motor vehicle agreement; or

(ii) Is a dealer or vehicle salesman licensed under Title 15 of the Transportation Article and engaged in vehicle sales who assists, causes, or arranges a transfer or assignment pursuant to the terms of a bona fide agreement for the purchase or lease of another motor vehicle.

(2) This subsection may not affect the enforceability of any provision of a motor vehicle agreement by any party to the agreement.

(d) Any person who engages in an act of unlawful subleasing of a motor vehicle under this section shall be guilty of a misdemeanor and on conviction shall be subject to a fine of not more than \$5,000 or imprisonment for not more than 3 years or both.

(e) A party to a motor vehicle agreement may not be prosecuted under this section as an accessory to the act of unlawful subleasing of the motor vehicle that is subject to the motor vehicle agreement.

DRAFTER'S NOTE:

Error: Omitted subheading in Article 27.

Occurred: Ch. 497, Acts of 1990.

286.

(c) (3) This subsection does not prevent, prohibit, or make ineligible a convicted defendant from participating in the rehabilitation program under Title 8, Subtitle [6] 5 of the Health - General Article, because of the length of sentence, if imposed under subsection (b)(1) of this section.

DRAFTER'S NOTE:

Error: Obsolete cross-reference in Article 27, § 286(c)(3).

Occurred: As a result of Ch. 782, Acts of 1990, which repealed Title 8, Subtitle 6 of the Health - General Article.

297B.

(a) (2) "Controlled dangerous substance offense" means:

(x) An extension of credit or exchange of any monetary instrument or equivalent property, including precious metals, stones or jewelry, airline tickets, stamps, or credit in a financial institution as defined in § 1-101(h) of the Financial [Institution] INSTITUTIONS Article.