

(1) REMOVING ANY MERCHANDISE FROM ITS IMMEDIATE PLACE OF DISPLAY OR FROM ANY OTHER PLACE ON THE PREMISES OF THE MERCANTILE ESTABLISHMENT;

(2) OBTAINING OR ATTEMPTING TO OBTAIN POSSESSION OF ANY MERCHANDISE BY CHARGING THAT MERCHANDISE TO ANOTHER PERSON WITHOUT THE AUTHORITY OF THAT PERSON OR BY CHARGING THAT MERCHANDISE TO A FICTITIOUS PERSON;

(3) CONCEALING ANY MERCHANDISE;

(4) SUBSTITUTING, ALTERING, REMOVING, OR DISFIGURING ANY LABEL OR PRICE TAG;

(5) TRANSFERRING ANY MERCHANDISE FROM A CONTAINER IN WHICH THAT MERCHANDISE IS DISPLAYED OR PACKAGED TO ANY OTHER CONTAINER; OR

(6) DISARMING ANY ALARM TAG ATTACHED TO ANY MERCHANDISE.

3-1302.

A RESPONSIBLE PERSON IS CIVILLY LIABLE TO THE MERCHANT:

(1) TO RESTORE THE MERCHANDISE TO THE MERCHANT OR, IF THE MERCHANDISE IS NOT RECOVERABLE, HAS BEEN DAMAGED, OR OTHERWISE HAS LOST ALL OR PART OF ITS VALUE, TO PAY THE MERCHANT AN AMOUNT EQUAL TO THE MERCHANT'S STATED SALES PRICE FOR THE MERCHANDISE;

(2) TO PAY THE MERCHANT FOR ANY OTHER ACTUAL DAMAGES SUSTAINED BY THE MERCHANT, NOT INCLUDING THE LOSS OF TIME OR WAGES INCURRED IN CONNECTION WITH THE APPREHENSION OR PROSECUTION OF THE SHOPLIFTER OR EMPLOYEE; AND

(3) SUBJECT TO THE MERCHANT'S COMPLIANCE WITH THE PROCEDURES ~~UNDER § 13-1303~~ CONTAINED IN § 3-1303 OF THIS SUBTITLE, TO PAY THE MERCHANT A CIVIL PENALTY EQUAL TO TWICE THE MERCHANT'S STATED SALES PRICE FOR THE MERCHANDISE, BUT NOT LESS THAN \$100 \$50 NOR MORE THAN \$500.

3-1303.

(A) IF A MERCHANT ELECTS TO SEEK THE CIVIL PENALTY AVAILABLE UNDER § 3-1302(3) OF THIS SUBTITLE, THE MERCHANT:

(1) SHALL COMPLY WITH THE PROCEDURES ~~UNDER~~ CONTAINED IN THIS SECTION;

(2) MAY NOT ORALLY REQUEST OR ACCEPT ANY PAYMENT AT THE TIME OF APPREHENSION; AND