

PREVAILED.

(C) WHENEVER THE COURT ORDERS THE PRODUCTION OF ANY RECORDS IMPROPERLY WITHHELD FROM THE APPLICANT, AND IN ADDITION, FINDS THAT THE CUSTODIAN ACTED ARBITRARILY OR CAPRICIOUSLY IN WITHHELDING THE PUBLIC RECORD, THE COURT SHALL FORWARD A CERTIFIED COPY OF ITS FINDING TO THE APPOINTING AUTHORITY OF THE CUSTODIAN. UPON RECEIPT THEREOF, THE APPOINTING AUTHORITY SHALL, AFTER APPROPRIATE INVESTIGATION, TAKE SUCH DISCIPLINARY ACTION AS IS WARRANTED UNDER THE CIRCUMSTANCES.

(D) Any person who [willfully] WILFULLY and knowingly violates the provisions of this article shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed [one hundred dollars (\$100.00)] \$100.

Article - Courts and Judicial Proceedings

5-110.

AN ACTION TO ENFORCE ANY CRIMINAL OR CIVIL LIABILITY CREATED UNDER SECTIONS 1 THROUGH 5 OF ARTICLE 76A OF THIS CODE MAY BE BROUGHT WITHIN TWO YEARS FROM THE DATE ON WHICH THE CAUSE OF ACTION ARISES, EXCEPT THAT IF THE DEFENDANT HAS MATERIALLY AND WILFULLY MISREPRESENTED ANY INFORMATION REQUIRED UNDER THOSE SECTIONS TO BE DISCLOSED TO A PERSON AND THE INFORMATION SO MISREPRESENTED IS MATERIAL TO THE ESTABLISHMENT OF LIABILITY OF THE DEFENDANT TO THE PERSON UNDER THOSE SECTIONS, THE ACTION MAY BE BROUGHT AT ANY TIME WITHIN TWO YEARS AFTER DISCOVERY BY THE PERSON OF THE MISREPRESENTATION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1978.

Approved May 29, 1978.

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CHAPTER 1007

(House Bill 1331)

AN ACT concerning

Orphans' Court Judges - Pensions

FOR the purpose of providing certain pension benefits for Orphans' Court Judges with the exception of certain jurisdictions.

BY adding to

Article - Estates and Trusts