

## 14-212. MISCELLANEOUS POWERS.

IN CONNECTION WITH AN INVESTIGATION OR PROCEEDING UNDER THIS SUBTITLE, THE COMMISSIONER MAY:

- (1) ADMINISTER OATHS;
- (2) RECEIVE EVIDENCE; AND
- (3) ISSUE SUBPOENAS FOR THE ATTENDANCE OF WITNESSES TO TESTIFY OR TO PRODUCE EVIDENCE.

REVISOR'S NOTE: This section is new language derived without substantive change from the introductory paragraph of former Art. 56, § 364(b).

In item (3) of this section, the reference to "evidence" is substituted for the former list "books, papers, correspondence, memoranda, agreements, or other documents or records which the Commissioner considers relevant or material to the inquiry" for brevity and to conform to terminology used throughout this article.

Defined term: "Commissioner" § 14-201

## 14-213. PRIVILEGE AGAINST SELF-INCRIMINATION.

## (A) IN GENERAL.

A PERSON IS NOT EXCUSED FROM ATTENDING, TESTIFYING, OR PRODUCING EVIDENCE BEFORE THE COMMISSIONER, IN A PROCEEDING BROUGHT BY THE COMMISSIONER, OR IN OBEDIENCE TO A SUBPOENA OF THE COMMISSIONER ON THE GROUND THAT THE TESTIMONY OR EVIDENCE MAY:

- (1) TEND TO INCRIMINATE THE PERSON; OR
- (2) SUBJECT THE PERSON TO A PENALTY OR FORFEITURE.

## (B) PROSECUTION AND PUNISHMENT.

(1) IF A PERSON CLAIMS THE PRIVILEGE AGAINST SELF-INCRIMINATION AS TO A SPECIFIC SUBJECT, AND IS THEN COMPELLED TO TESTIFY OR PRODUCE EVIDENCE ON THAT SUBJECT, THE PERSON MAY NOT BE PROSECUTED OR SUBJECTED TO A PENALTY OR FORFEITURE IN CONNECTION WITH THAT SUBJECT.

(2) A PERSON WHO TESTIFIES IS NOT EXEMPT FROM PROSECUTION AND PUNISHMENT FOR PERJURY OR CONTEMPT COMMITTED WHILE TESTIFYING.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 364(c).