

**31A-36-118 Criminal penalties and restitution.**

- (1) A person subject to this chapter is subject to:
  - (a) Section 31A-2-308 for an administrative violation of this title;
  - (b) prosecution under Section 76-6-412 for a criminal activity involving a life settlement; or
  - (c) prosecution under Section 31A-31-103 for insurance fraud involving a life settlement.
- (2) A person found to be in violation of this chapter may:
  - (a) be ordered to pay restitution to persons aggrieved by the violation;
  - (b) be ordered to pay a forfeiture;
  - (c) be imprisoned if found guilty of a criminal law by a court of competent jurisdiction; and
  - (d) be subject to a combination of the penalties described in this Subsection (2).
- (3) Except for a fraudulent act committed by an owner, this section does not apply to the owner.

Amended by Chapter 355, 2009 General Session