

(20) days after service appear and file answer or demurer to the complaint, alleging his interest or liability in the goods seized.

(3) After entry of the appropriate decree, the court may order the goods seized to be disposed of by destruction or sale. If sold, the proceeds, less legal costs and charges shall be deposited in the general funds of the State. In any proceedings under the complaint filed, the court shall allow the claim of any claimant, to the extent of the claimant's interest, where it can be proved to the court's satisfaction that the claimant has not committed or caused to be committed any act in violation of this section, has no interest in any drug referred to therein but does have an interest in such equipment or other goods as owner, lienor or otherwise, acquired in good faith, and at no time had knowledge or reason to believe that the goods seized were being used or intended to be used in violation of any of the provisions of this section.

(4) The court, in entering an appropriate decree, shall award court costs, fees, storage and other proper expenses, against the person, if any, intervening as claimant of the goods seized.

(1) (1) Any person who violates the provisions of subsection (b) of this section shall be guilty of a felony; and on conviction for the first offense, shall be subject to a penalty of imprisonment for not less than two (2) nor more than five (5) years, or a fine of not more than ~~\$1,000~~, \$2,000, or both such imprisonment and fine. Second and subsequent convictions shall subject the person so convicted to imprisonment for not less than five (5) years or a fine of not more than ~~\$2,000~~, \$5,000, or both such imprisonment and fine.

(2) Any person eighteen (18) years of age or older, who violates subsection (b) of this section by selling, delivering, or otherwise disposing of any depressant or stimulant drug to a person who has not attained his 21st birthday shall, upon first conviction thereof, be subject to imprisonment for not more than five (5) years, or a fine of not more than ~~\$2,000~~, \$5,000, or both such imprisonment and fine. For the second and any subsequent convictions for such violations, the defendant shall be subject to imprisonment for not more than ten (10) years, or a fine of not more than \$10,000, or both such imprisonment and fine.

(3) No person shall be guilty of violating the provisions of subsection (f) if he can prove to the satisfaction of the court that in making, selling, disposing of, or keeping in possession, control, or custody, or concealing any punch, die, plate, stone, or other thing designed to print, imprint, or reproduce the trademark, trade name, or other identifying mark, imprint, or device of another or any likeness of any of the foregoing upon any drug or container or labeling thereof, so as to render such drug a counterfeit, or in doing any act which causes a drug to be a counterfeit drug or the sale or dispensing, or the holding for sale or dispensing, of a counterfeit drug, he acted in good faith, and had no reason to believe the use of the punch, die, plate, stone, or other thing involved would result in a drug being a counterfeit drug.

(m) ~~(1)~~ It shall be the duty of each State's Attorney to whom the Department ~~reports~~ TO REPORT TO THE STATE'S ATTORNEY any violation of any of the provisions of this section ~~to~~ WHO SHALL institute appropriate proceedings in the proper court without delay and to prosecute them in the manner required by law.