

(k) "Compensation ratio" means the ratio of the area of wetland restored, created, or enhanced to the area of wetland for which mitigation is required.

SUBTITLE 12. PENALTY AND FINES; PROSECUTION.

5-1201.

(A) ANY PERSON WHO VIOLATES ANY PROVISION OF THIS TITLE IS GUILTY OF A MISDEMEANOR. UPON CONVICTION IN A COURT OF COMPETENT JURISDICTION, UNLESS ANOTHER PENALTY IS SPECIFICALLY PROVIDED ELSEWHERE IN THIS TITLE, THE PERSON IS SUBJECT TO A FINE NOT EXCEEDING \$500, WITH COSTS IMPOSED IN THE DISCRETION OF THE COURT. EVERY FINE AND COST SHALL BE PAID IN ACCORDANCE WITH ARTICLE 38, § 4 OF THE CODE.

(B) ANY PERSON FOUND GUILTY OF A SECOND OR SUBSEQUENT VIOLATION OF ANY PROVISION OF THIS TITLE IN A COURT OF COMPETENT JURISDICTION, UNLESS ANOTHER PENALTY IS SPECIFICALLY PROVIDED ELSEWHERE IN THIS TITLE, IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH WITH COSTS IMPOSED IN THE DISCRETION OF THE COURT. FOR THE PURPOSE OF THIS SUBSECTION, A SECOND OR SUBSEQUENT VIOLATION IS A VIOLATION WHICH HAS OCCURRED WITHIN 2 YEARS OF ANY PRIOR VIOLATION OF THIS TITLE.

(C) IN ADDITION TO ANY ADMINISTRATIVE PENALTY PROVIDED IN THIS TITLE, A VIOLATION OF ANY REGULATION OR RESTRICTION ADOPTED BY ANY UNIT WITHIN THE DEPARTMENT OF THE ENVIRONMENT PURSUANT TO THE PROVISIONS OF THIS TITLE IS A MISDEMEANOR AND IS PUNISHABLE AS PROVIDED IN SUBSECTIONS (A) AND (B) OF THIS SECTION.

5-1202.

THE ATTORNEY GENERAL SHALL TAKE CHARGE OF, PROSECUTE, AND DEFEND ON BEHALF OF THE STATE EVERY CASE ARISING UNDER THE PROVISIONS OF THIS TITLE, INCLUDING THE RECOVERY OF PENALTIES.

14-102.

- (a) In this subtitle the following words have the meanings indicated.
- (b) "County" includes Baltimore City unless otherwise indicated.
- (c) "Department" means Department of [Natural Resources] THE ENVIRONMENT.
- (d) "Field" means the general area underlaid by one or more pools.
- (e) "Gas" means all natural gas and other fluid hydrocarbons, not defined as oil, which are produced from a natural reservoir.
- (f) "Oil" means crude petroleum oil and other hydrocarbons, regardless of gravity, which are produced at the wellhead in liquid form, except liquid hydrocarbons known as distillate or condensate recovered or extracted from gas.