

was taken; any party so notified shall be given an opportunity to be heard in his defense under such rules and regulations as may be prescribed by the State Chemist before the facts shall be certified to the proper prosecuting attorney. In all prosecutions arising under the provisions of this Article certificates of the analyst or other officer making the examination or analysis, when duly sworn to by such officer, shall be prima facie evidence of the fact or facts therein certified.

1931, ch. 540, sec. 12.

12. The inspection and brand fees provided for in this Article shall be paid to the University of Maryland and disbursed by it to cover the cost of the analysis, inspection, sampling, printing and for the dissemination of information regarding the contents and the analysis of fertilizers subject to this Article, the use and compounding of commercial fertilizers, and the administration and the enforcement of the provisions of this Article, and such other expenses as may be incurred in the development of the chemical work at the University of Maryland in relationship to this Article.

1931, ch. 540, sec. 13.

13. The University of Maryland shall have authority to establish rules and regulations in regard to the inspection, analysis and sale of fertilizer and fertilizer materials not inconsistent with the recommendations of the Association of Official Agricultural Chemists and the publication of all information pertaining to and authorized by this Article to the end that the provisions of this Article may be effectively administered and enforced.

1931, ch. 540, sec. 14.

14. The brand fee as provided in this Article shall not apply to any fertilizer mixed according to a formula furnished by a consumer; provided, in lieu of the registration, all packages of fertilizer shall be plainly marked or tagged on the outside of the package with the words "Mixed to Order," together with a statement thereon of the guaranteed analysis, and in all the other particulars said mixed fertilizer shall conform to the provisions of this Article.

1931, ch. 540, sec. 15.

15. If any person, firm or corporation, subject to the provisions of this Article shall fail to file the statement required in Section No. 3 herein regarding the tons of fertilizer sold, and to pay the inspection fee, provided therefor in this Article, within sixty (60) days after the close of the calendar year, the same shall subject said person, firm or corporation, to a penalty, upon conviction, of one hundred dollars, and two hundred dollars for each subsequent week that said inspection fee remains unpaid. Prosecution therefor to be entrusted to State's Attorneys as in the preceding section provided and brought in the name of the State of Maryland, and the penalty recovered when paid to be turned into the fertilizer fund of the University of Maryland.¹

¹ Sec. 3 of ch. 540 of acts of 1931 repealed all laws in conflict therewith.