

406. For violation of any of the provisions of this Act proceedings may be instituted against the owner or manager who is responsible for the business transacted, together with the certified tester or the person weighing and sampling, either or all, to be held equally responsible.

407. Any person or persons violating any of the provisions of this Act except Section 2 shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than ten dollars (\$10.00) or more than fifty dollars (\$50.00), or imprisonment in the county jail for not less than ten days or more than thirty days, or both, at the discretion of the court. Any person or persons, found guilty of violation of Section 2 of this Act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00) or more than one thousand dollars (\$1,000.00) or imprisonment in the county jail for not more than nine months.

All fines and penalties imposed and received for the violation of any of the provisions of this Act shall be paid to the University of Maryland College of Agriculture or its agents and all monies so collected shall be used to meet the expenses of the University of Maryland College of Agriculture in the enforcement of this sub-title until September 30, 1937. Thereafter all fees received under this sub-title shall be paid into the State Treasury to be used solely in enforcing the provisions of this sub-title and shall be included in the State Budget to be submitted to the General Assembly at each regular session.

SEC. 2. All Acts and parts of Acts inconsistent with this Act be and the same are hereby repealed to the extent of such inconsistency.

SEC. 3. If any provision of this Act is declared unconstitutional or the applicability thereof to any person or circumstance is held invalid, the constitutionality of the remainder of the Act and the applicability thereof to other persons and circumstances shall not be affected thereby.

SEC. 4. *And be it further enacted,* That this Act shall take effect June 1, 1935.

Approved April 29, 1935.