

of his duty in connection with the provisions of this Article, or who shall sell, offer or expose for sale or distribute in this State any fertilizer as defined in Section 1 without complying with the requirements of the provisions of this Act, or who shall sell, offer or expose for sale or distribute in this State any fertilizer or fertilizer material containing a substantially smaller per cent. of nitrogen, phosphoric acid or potash than is certified to be contained therein, or who shall fail to properly state at the time of registration the ingredients and the percentages thereof used in its manufacture shall be deemed guilty of a violation of the provisions of this Article and upon conviction thereof shall be fined not more than one hundred (\$100.00) dollars for the first violation and not less than fifty (\$50.00) dollars for each subsequent violation. It shall be the duty of the State's Attorneys of the several counties of this State, assisted by the State Chemist or his authorized agent, to prosecute all violations of any of the provisions brought to their attention, said prosecutions to be in the name of the State of Maryland. It shall be the duty of the State Chemist to furnish upon request to any importer, manufacturer, manipulator, dealer or agent, or his or their duly authorized representative, a duplicate sample of any material declared by him to be deficient.

11. If it appears that any of the provisions of this Act have been violated, the State Chemist shall certify the facts to the proper prosecuting attorney and furnish that officer with a copy of the result of the analysis or other examination of such fertilizer, duly authenticated by the analyst or other officer making the determination, under the oath of such officer; provided, that it shall appear from any such examination that any of the provisions of this Act have been violated the State Chemist shall cause notice to be given to the manufacturer or dealer from whom said sample 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 Act 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.