

firm, vacate or modify the order appealed from. Either party to said proceedings may appeal from the decision of such court to the Court of Appeals of Maryland.

~~(f)~~ (G) *Same—Penalty for manufacture without license.*—Any person, firm or corporation who shall manufacture frozen dairy foods or ices or frozen dairy foods and ices mix for sale in the counties of Maryland without having obtained a license as provided by this section, shall be guilty of a misdemeanor and shall be subject to a fine of not less than \$50 nor more than \$500.

~~(g)~~ (H) *Same—Penalty for manufacture when license expired or revoked.*—Any person, firm or corporation, who shall manufacture frozen dairy foods or ices or frozen dairy foods or ices mix for sale in the counties of Maryland after their license has expired or has been revoked, shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not less than \$50 nor more than \$300 for the first offense and not less than \$100 nor more than \$500 for each offense thereafter and each day shall constitute a separate offense, and a repetition of such offense may be enjoined by appropriate proceedings in the courts of this State.

~~(h)~~ (I) *Selling products of manufacturer who does not hold State license.*—Any person, firm or corporation who shall sell or offer to sell or possess with the intention of selling any frozen dairy foods or ices or frozen dairy foods or ices mix in the counties of Maryland that has been manufactured by a person, firm or corporation not holding a Maryland license as provided by this section, shall be guilty of a misdemeanor and shall be subject to a fine of not less than \$25 nor more than \$100 for each offense and each day shall constitute a separate offense. It shall be the duty of the State's attorney of each and every county of this State and the City of Baltimore, upon application of the State Board of Health to prosecute in the court having jurisdiction of the offense, all persons charged with the violation of any of the provisions of this section and Section 192 of this subtitle, and where appropriate, to institute proceedings in court to enjoin further such violations.

~~(i)~~ (J) *Not applicable in certain cities and towns.*—Nothing contained in this section or in the rules and regulations of the said Board shall be held to be effective in any city or town having more than 100,000 population, provided said city or town maintains its own municipal health department and maintains a system of control over all frozen dairy foods and ices or frozen dairy foods or ices mix under State or local law or city ordinances.

~~(j)~~ (K) *Accounting for and use of fees.*—All fees paid under the provisions of this section for a license to be issued by the State Department of Health shall be duly accounted for by such Department to the State Comptroller and shall be used by such Department in carrying out the provisions of this section and Section 192 of this subtitle and shall be included in the State budget to be submitted to the General Assembly at each regular session thereof.

193A.

THE DEFINITION AND STANDARDS HERETOFORE PROVIDED PURSUANT TO FORMER SECTIONS 192 (B-I), (B-II), (B-III), (B-III), (C) (C-1-I), (C-1-II), (C-1-III), (C-1-III),