

(iii) *such person is the owner or tenant in lawful possession of such property; or has first obtained consent of the owner or tenant in lawful possession, or unless the act is done under the personal direction of said owner or tenant, all in a manner consistent with the public welfare.*

(2) *It shall be unlawful for any person or persons to throw, dump, or deposit any trash, junk, or other refuse upon any highway, or to perform any act which constitutes a violation of the State of Maryland's Vehicle Laws relative to putting trash, glass and other prohibited substances on highways.*

(e) *Penalties. Any person violating the provisions of Subsection (d) of this Act is guilty of a misdemeanor and upon conviction thereof shall be punished by:*

(1) *a fine of not more than \$250.00, or by imprisonment for not more than 30 days, or both such fine and imprisonment, or, in lieu thereof,*

(2) *in the sound discretion of any court in which conviction is obtained, any such person may be directed by the judge of such court to pick up and remove from any public street or highway or public or private right-of-way, or public beach or public park, or, with prior permission of the legal owner or tenant in lawful possession of such property, any private property upon which it has been established by competent evidence that he has deposited litter, any and all litter deposited thereon by anyone prior to the date of execution of sentence but if,*

(3) *the violation of a provision of Subsection (d) of this Act also constitutes a violation of another Article of this Code which imposes a more severe punishment, then that punishment may also be imposed.*

(f) *Prima facie evidence. Whenever litter is thrown, deposited, dropped or dumped from any motor vehicle, boat, airplane or other conveyance in violation of Subsection (d) of this Act, and if the vehicle, boat, airplane or other conveyance has two or more occupants and it cannot be determined which occupant is the violator, the owner of the vehicle, boat, airplane or other conveyance, if present, shall be presumed to be responsible for the violation; in the absence of the owner of the vehicle, boat, airplane or other conveyance, the operator shall be presumed to be responsible for the violation. Furthermore, licenses to operate such conveyances may be suspended for a period not to exceed seven days together with, or in lieu of, penalties provided in Subsection (e) of this Act.*

(g) *Enforcement. All law enforcement agencies, officers and officials of this State or any political subdivision thereof, or any enforcement agency, officer or any official of any commission of this State or any political subdivision thereof, are hereby authorized, empowered, and directed to enforce compliance with this Act.*

(h) *Receptacles to be provided. All public authorities and agencies having supervision of properties of this State are authorized, empowered and instructed to establish and maintain receptacles for the deposit of litter at appropriate locations where such property is*