

law courts of Baltimore City has jurisdiction. If a person appeals from a decision of the Board of Review, the circuit court of any county or the Baltimore City Court has jurisdiction under the provisions of the Administrative Procedure Act; See Art. 14, §255. In cases not involving injunctive relief, the applicable provision of the law governs.

Subsection (b) is new language derived from a similar provision of the Poultry Products Inspection Act, Art. 43, §197-21, and set forth here because it is equally applicable to the Wholesome Meat Act. The present provision stating that a subpoena for a witness issued by a court of one county runs into any other county is omitted here. It duplicates Rules 103 and 114 of the Maryland Rule of Procedure and the District Court Rules.

SEC. 4-130. PENALTY FOR VIOLATION OF §4-123.

NOTWITHSTANDING ANY PENALTY PROVIDED BY THE PROVISIONS OF THIS ARTICLE, ANY PERSON WHO VIOLATES THE PROVISIONS OF §4-123 IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO IMPRISONMENT NOT EXCEEDING SIX MONTHS, OR A FINE NOT EXCEEDING \$3,000, OR BOTH. IF THE VIOLATION IS COMMITTED AFTER THE FIRST CONVICTION BECOMES FINAL, THE PERSON IS SUBJECT TO IMPRISONMENT NOT EXCEEDING ONE YEAR, OR A FINE NOT EXCEEDING \$5,000, OR BOTH. IF THE VIOLATION IS COMMITTED AFTER THE SECOND CONVICTION BECOMES FINAL, THE PERSON IS SUBJECT TO IMPRISONMENT NOT EXCEEDING TWO YEARS, OR A FINE NOT EXCEEDING \$1,000, OR BOTH. THE COURT MAY IMPOSE COSTS IN ITS DISCRETION.

Revisor's Note: This section presently appears as Art. 66C, §470-0 of the Code. The first phrase is new language added to indicate that this penalty provision supersedes any fine or period of imprisonment provided by the uniform penalty provision. The last sentence also is new language added to conform with a similar provision set forth in the uniform penalty provision.

The only other changes made are in style.

SEC. 4-131. SHORT TITLE.