

THE PESTICIDE. THIS SUBTITLE DOES NOT REQUIRE THE SECRETARY TO REPORT FOR PROSECUTION, OR FOR THE INSTITUTION OF LIBEL PROCEEDINGS, ANY MINOR VIOLATION OF THE SUBTITLE WHENEVER HE BELIEVES THAT THE PUBLIC INTEREST IS BEST SERVED BY A SUITABLE WRITTEN WARNING NOTICE.

(C) DUTY OF PROSECUTING ATTORNEY.

THE PROSECUTING ATTORNEY TO WHOM ANY VIOLATION IS REPORTED SHALL INSTITUTE APPROPRIATE PROCEEDINGS IN THE PROPER COURT WITHOUT DELAY.

(D) NOTICE OF JUDGMENTS.

THE SECRETARY SHALL GIVE NOTICE BY PUBLICATION OF ANY JUDGMENT ENTERED IN ANY ACTION INSTITUTED UNDER THE AUTHORITY OF THIS SUBTITLE.

REVISOR'S NOTE: Subsections (a) and (b) presently appear as Art. 48, §134(a) of the Code. In subsection (b), the present reference to the "proper prosecuting attorney" is proposed for deletion and a reference to the State's attorney is added because he is the proper prosecuting attorney.

Subsection (c) presently appears as Art. 48, §134(b) of the Code. Subsection (d) presently appears as Art. 48, §134(c) of the Code.

The only other changes made are in style.

SEC. 5-113. PENALTY.

IN ADDITION TO ANY OTHER PENALTY PROVIDED BY THIS ARTICLE, THE REGISTRATION OF ANY PESTICIDE WITH REFERENCE TO WHICH ANY VIOLATION HAS OCCURRED SHALL TERMINATE AUTOMATICALLY IF THE REGISTRANT IS CONVICTED OF ANY VIOLATION OF THIS SUBTITLE. IF THE REGISTRATION OF ANY PESTICIDE TERMINATES, THE PESTICIDE MAY NOT BE REGISTERED AGAIN UNLESS THE DEPARTMENT DETERMINES THAT THE PESTICIDE, ITS LABELING, AND OTHER MATERIAL REQUIRED TO BE SUBMITTED COMPLY WITH THE REQUIREMENTS OF THIS SUBTITLE.

REVISOR'S NOTE: This subsection is new language derived from the last clause of Art. 48, §136(c) of the Code. The remaining penalty provisions of the present statute are omitted