

TITLE, IS SUBJECT TO A FINE NOT EXCEEDING \$1,000, OR IMPRISONMENT NOT EXCEEDING ONE YEAR, OR BOTH WITH COSTS IMPOSED IN THE DISCRETION OF THE COURT. FOR THE PURPOSE OF THIS SUBSECTION, A SECCND OR SUBSEQUENT VIOLATION IS ONE WHICH HAS OCCURRED WITHIN TWO YEARS OF ANY PRIOR VIOLATION OF THIS TITLE.

[[(C) VIOLATION OF RULE, REGULATION, OR RESTRICTION.—]] (C) VIOLATION OF RULE OR REGULATION.—IN ADDITION TO ANY ADMINISTRATIVE PENALTY PROVIDED IN THIS TITLE, VIOLATION OF ANY RULE OR REGULATION [[OR RESTRICTION!]] PROMULGATED BY ANY UNIT WITHIN THE DEPARTMENT PURSUANT TO THE PROVISIONS OF THIS TITLE IS A MISDEMEANOR AND IS PUNISHABLE AS PROVIDED IN SUBSECTIONS (A) AND (B).

REVISOR'S NOTE: These subsections are new language and are patterned after the penalty provision, section 17-101, of Article 66 1/2 of the Code. The Commission decided generally to state only the maximum penalty for an offense covered under this uniform penalty provision. It believes that within this ceiling, the matter should be left to judicial discretion to weigh the facts and circumstances of each case.

However, the Commission decided that where, for policy reasons, another penalty is specifically provided, that penalty should be retained intact notwithstanding the fact that it might set forth both minimum and maximum terms. It is intended that every fine and cost shall be paid pursuant to Article 38, section 4 of the Code.

The second sentence of subsection (b) is added by action of the Legislative Council. While the provisions of subsection (b) were approved, it was felt that prior violations of these statutes - most of which involve minor offenses - should not burden someone in perpetuity in terms of the operation of the subsection.

5-1302. COLLECTION OF FINES.

(A) FINES COLLECTED BY DISTRICT COURT.—IF ANY FINE IS IMPOSED BY THE DISTRICT COURT FOR A VIOLATION OF ANY PROVISION OF THIS TITLE, THE FINE SHALL BE COLLECTED PURSUANT TO THE PROVISIONS OF LAW OF THE