

through (4) and ~~(7)~~] ANY OF THE OFFENSES ENUMERATED IN §26-202 (A) ~~(2)~~ (3) (I), (II), AND (III) of this title.

SECTION 4. AND BE IT FURTHER ENACTED, That new Section 26-405.1 of Article - Transportation, of the Annotated Code of Maryland (As enacted by Ch. \_\_\_ of the Acts of the General Assembly of 1977), be and it is hereby added to read as follows:

Article - Transportation

26-405.1. DISPOSITION OF PENALTY DEPOSIT.

(A) IN GENERAL.

THE DISPOSITION OF A PENALTY DEPOSIT POSTED UNDER §26-204(C) OF THIS TITLE SHALL BE AS PROVIDED IN THIS SECTION.

(B) IF DEFENDANT FAILS TO APPEAR.

IF THE DEFENDANT DOES NOT APPEAR ON THE TRIAL DATE SET, THE DEPOSIT SHALL BE FORFEITED IN FULL AS THE FINE ON THE ORIGINAL CHARGE.

(C) IF DEFENDANT APPEARS.

IF THE DEFENDANT DOES APPEAR ON THE TRIAL DATE SET:

(1) FIRST, THE DEPOSIT SHALL BE APPLIED TO ANY FINE THAT THE COURT IMPOSES ON THE ORIGINAL CHARGE; AND

(2) THEN, THE BALANCE OF THE DEPOSIT NOT APPLIED TO THE FINE SHALL BE RETURNED TO THE DEFENDANT.

SECTION 5. AND BE IT FURTHER ENACTED, That Sections 233 and 594B(e) (1) of Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1976 Replacement Volume and 1976 Supplement), be and they are hereby repealed and reenacted, with amendments, to read as follows:

Article 27 - Crimes and Punishments

233.

Any person, copartnership or corporation, or any member, officer, agent or employee of any copartnership or corporation[, ] who [shall violate] VIOLATES any provision of this subtitle[, ] IS GUILTY OF A MISDEMEANOR AND shall [have the right to demand] BE CHARGED and receive a [summons in the same manner] CITATION as [is] provided in [Article 66 1/2, § 16-109 of the Annotated Code of Maryland] TITLE 26 OF THE TRANSPORTATION ARTICLE [and be guilty of a misdemeanor] and, upon conviction