

In subsection (d)(1) of this section, the former reference to "any department, division, board, bureau, {or} commission" is deleted as unnecessary in light of the broad reference to an "agency".

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that subsection (e) of this section provides for fees under this section. It is unclear whether Title 16 of this article, which generally covers setting of fees for and collection from recipients of services, also is intended to apply to this section.

Defined terms: "Department" § 1-101
 "Includes"/"including" § 1-101
 "Physician" § 1-101 "Secretary" § 1-101

18-304. PENALTIES.

A PERSON WHO VIOLATES ANY PROVISION OF § 18-301 OR § 18-302 OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 5 YEARS OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 136.

The former minimum penalties of a \$100 fine and 1 year imprisonment are deleted to conform to the statement of legislative policy contained in Article 27, § 643 of the Code, which sets forth the general rules that, notwithstanding a prescribed minimum penalty, the court nevertheless may impose a lesser penalty of the same character.

The former references to a "firm" or "corporation" are deleted as unnecessary in light of the use of the defined term "person".

Defined term: "Person" § 1-101

18-305. RESERVED.

18-306. RESERVED.

PART II. DISEASES OF PREGNANCY AND INFANCY.

18-307. SYPHILIS.

(A) SCOPE OF SECTION.