

(II) IF A NATIONAL EFFICIENCY STANDARD IS ESTABLISHED BY FEDERAL LAW OR REGULATION FOR A PRODUCT LISTED IN SUBSECTION (B) OF THIS SECTION, THE LABELING REQUIREMENTS SET FORTH IN COMAR 14.26.03.10 DO NOT APPLY TO THAT PRODUCT.

(III) IN ACCORDANCE WITH COMAR 14.26.03.10, ALL DISPLAY MODELS OF PRODUCTS SHALL BE DISPLAYED WITH A MARK, LABEL, OR TAG ON THE PRODUCT.

(i) (1) The Administration may test products listed in subsection (b)(1) of this section using an accredited testing facility.

(2) If products tested are found not to be in compliance with the minimum efficiency standards established under subsection (c) of this section, the Administration shall:

(i) charge the manufacturer of the product for the cost of product purchase and testing; and

(ii) make information available to the public on products found not to be in compliance with the standards.

(j) (1) With prior notice and at reasonable and convenient hours, the Administration may make periodic inspections of distributors or retailers of new products listed in subsection (b)(1) of this section in order to determine compliance with the provisions of this section.

(2) The Administration shall coordinate with the Department of Housing and Community Development regarding inspections, prior to occupancy, of newly constructed buildings containing new products that are also covered by the Maryland Building Performance Standards.

(k) (1) The Administration may investigate complaints received concerning violations of this section and shall report the results of an investigation to the Attorney General.

(2) The Attorney General may institute proceedings to enforce the provisions of this section.

(3) A manufacturer, distributor, or retailer of new products listed in subsection (b)(1) of this section that violates any provision of this section shall be issued a warning by the Administration for a first violation.

(4) Repeat violators shall be subject to a civil penalty of not more than \$250.

(5) Each violation of this section shall constitute a separate offense and each day that a violation continues shall constitute a separate offense.

(6) Penalties assessed under this subsection are in addition to costs assessed under subsection (i)(2)(i) of this section.