

(1979 Replacement Volume and 1983 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Courts and Judicial Proceedings

4-401.

Except as provided in § 4-402 of this subtitle, and subject to the venue provisions of Title 6 of this article, the District Court has exclusive original civil jurisdiction in:

(11) A PROCEEDING TO ENFORCE A CIVIL PENALTY ASSESSED BY THE MARYLAND DIVISION OF LABOR AND INDUSTRY UNDER ARTICLE 89, §§ 28 THROUGH 49 WHERE THE AMOUNT INVOLVED DOES NOT EXCEED \$10,000.

Article 89 - Division of Labor and Industry

40.

(H) IF ANY CIVIL PENALTY IS NOT PAID IN FULL WITHIN 30 DAYS AFTER BECOMING FINAL, THE COMMISSIONER OR THE COMMISSIONER'S STATUTORY ASSIGNEE, THE STATE CENTRAL COLLECTION UNIT, MAY BRING SUIT IN THE DISTRICT COURT TO ENFORCE PAYMENT. THE COMMISSIONER OR THE COMMISSIONER'S STATUTORY ASSIGNEE, THE STATE CENTRAL COLLECTION UNIT, SHALL BE ENTITLED TO A JUDGMENT IN THE AMOUNT OF THE PENALTY REMAINING UNPAID UPON SHOWING:

(1) THAT THE PENALTY WAS ASSESSED AGAINST THE DEFENDANT;

(2) THAT THE PENALTY HAS BECOME FINAL;

(3) THAT NO APPEAL IS PENDING; AND

(4) THAT THE PENALTY REMAINS UNPAID IN WHOLE OR IN PART; AND

(5) EITHER THAT THE DEFENDANT CONTESTED THE CITATION FOR WHICH THE PENALTY WAS ASSESSED, OR THAT THE DEFENDANT WAS DULY SERVED WITH A COPY OF THE CITATION IN ACCORDANCE WITH THE APPLICABLE RULES AND REGULATIONS OF THE COMMISSIONER.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1984.

Approved May 8, 1984.