

construction of industrialized buildings and mobile homes and shall also include representatives from building code enforcement agencies, architectural and engineering associations, building construction trades, the contracting and manufacturing industries, legislative bodies of local government, the financial industry and the general public.

(b) The Advisory Commission shall make recommendations to the Secretary regarding the rules and regulations as promulgated under this subheading as it shall from time to time deem necessary or desirable. The Advisory Commission shall submit an annual report to the Secretary and, subject to § 2-1312 of the State Government Article, to the General Assembly regarding rules, regulations, and programs relating to this subheading.

[11-506.] 6-206.

(a) The Secretary shall enforce the provisions of this subheading and the rules and regulations adopted under it. The Secretary, on information, may refer an apparent violation to the appropriate State's attorney.

(b) Any person who violates any provisions of the subheading or any rule or regulation adopted under it is guilty of a misdemeanor, and upon conviction for each offense shall be fined not more than \$1,000. However, this subsection does not apply to a violation of 42 U.S.C., § 5409.

(c) Any person who within this State violates any provision of 42 U.S.C., § 5409 or of any regulation or order issued under it is liable to this State for a civil penalty, recoverable in civil action and not, exceeding \$1,000 for each offense. Each violation of a provision of 42 U.S.C., § 5409 or of any regulation or order issued under it constitutes a separate violation with respect to each mobile home or with respect to each failure or refusal to allow or perform an act required by the section, regulation, or order. However, a civil penalty may not exceed \$1,000,000 for any related series of violations occurring within one year after the date of the first violation.

(d) Any individual or a director, officer, or agent of a corporation who within this State knowingly and willfully violates 42 U.S.C., § 5409 in a manner that threatens the health or safety of any purchaser is subject to a fine not exceeding \$1,000 or imprisonment not exceeding one year or both.

[11-507.] 6-207.

(a) The Department has the authority to act as necessary or desirable to carry out a State plan of enforcement under the Mobile Home Construction and Safety Standards Act, including the authority to: