

both, and, in addition, may be enjoined from continuing the violation. If the conviction is for a violation committed after a first conviction of the person under this subsection, punishment shall be by a fine of not more than \$50,000 per day of violation or by imprisonment not exceeding two years or both, and in addition, the person may be enjoined from continuing the violation. Each day upon which a violation occurs constitutes a separate offense.

## DRAFTER'S NOTE:

Error: Omitted word in § 4-417(b) of the Environment Article.

Occurred: Ch. 4, Acts of the First Special Session of 1973.

4-418.

Any person who violates [subsections (a) or (b) of § 4-410] § 4-410(A) OR (B) OF THIS SUBTITLE is guilty of a misdemeanor and on conviction is subject to a fine or imprisonment or both for each offense as provided in § 4-417(b) of this [title] SUBTITLE. Any vessel from which oil is discharged in violation of § 4-410(a) OF THIS SUBTITLE is liable for the pecuniary penalty specified in § 4-417(d) of this [title] SUBTITLE. Clearance of a vessel from a port of the State may be withheld until the penalty is paid. The penalty constitutes a lien on the vessel.

## DRAFTER'S NOTE:

Error: Stylistic error errors in § 4-418 of the Environment Article.

Occurred: Ch. 4, Acts of the First Special Session of 1973.

6-422.

(b) A person who previously has been assessed a civil penalty under this subtitle and who willfully violates any provision of this subtitle or any rule or regulation adopted under this subtitle[,] is guilty of a misdemeanor and, on conviction, is subject:

(1) For a first offense, to a fine not exceeding \$20,000; or

(2) For a second or subsequent offense, to a fine not exceeding \$25,000, or imprisonment not exceeding 2 years or both.

## DRAFTER'S NOTE: