

(b) (J) NOTHING IN THIS SUBTITLE SHALL BE DEEMED TO LIMIT OR PROHIBIT THE USE OF PRIVATELY OWNED LAND BY THE OWNER OF SUCH LAND, OR TO REQUIRE THE OWNER TO OBTAIN A PERMIT FROM THE TRUST FOR EXCAVATION OR ANY OTHER ACTIVITY ON SUCH PRIVATELY OWNED LAND.

5-621.

(A) (1) ANY PERSON OR ENTITY WHO VIOLATES § 5-620 OF THIS SUBTITLE OR ANY REGULATION ADOPTED UNDER IT SHALL BE GUILTY OF A MISDEMEANOR AND UPON CONVICTION IS SUBJECT TO A FINE NOT TO EXCEED \$1,000 OR IMPRISONMENT FOR A TERM NOT TO EXCEED 30 DAYS, OR BOTH, WITH COSTS IMPOSED AT THE DISCRETION OF THE COURT, AND, IF THE PERSON OR ENTITY HOLDS A PERMIT ISSUED UNDER § 5-620 OF THIS SUBTITLE, THE PERMIT SHALL BE REVOKED MAY BE REVOKED BY THE COURT UPON REQUEST BY THE TRUST.

(2) A SEPARATE OFFENSE SHALL EXIST FOR EACH DAY A VIOLATION CONTINUES.

(B) (1) ANY PERSON OR ENTITY WHO VIOLATES THE TERMS OF A PERMIT ISSUED TO UTILIZE AN A SUBMERGED ARCHAEOLOGICAL HISTORIC PROPERTY FOR COMMERCIAL SALVAGE OR OTHER INCOME PRODUCING PURPOSES UNDER § 5-620 OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND UPON CONVICTION IS SUBJECT TO A FINE NOT TO EXCEED \$10,000 OR IMPRISONMENT FOR A TERM NOT TO EXCEED 1 YEAR, OR BOTH, WITH COSTS IMPOSED AT THE DISCRETION OF THE COURT, AND THE PERMIT SHALL BE REVOKED MAY BE REVOKED BY THE COURT UPON REQUEST BY THE TRUST.

(2) A SEPARATE OFFENSE SHALL EXIST FOR EACH DAY A VIOLATION CONTINUES.

(C) ALL MATERIALS AND RECORDED INFORMATION WHICH ARE OBTAINED IN VIOLATION OF THE PROVISIONS OF § 5-620 OF THIS SUBTITLE SHALL BE SUBJECT TO CONFISCATION APPROPRIATION BY THE STATE, AND WILL BE MANAGED, CARED FOR, AND ADMINISTERED BY THE TRUST.

~~(D) ANY VESSEL, VEHICLE, EQUIPMENT, OR SUPPLIES, OR ANY PORTION OF SUCH ITEMS, USED IN THE RECOVERY OF MATERIALS FROM A HISTORIC PROPERTY IN VIOLATION OF THE PROVISIONS OF THIS SUBTITLE MAY BE SUBJECT TO IMPOUNDMENT OR CONFISCATION BY THE STATE. ALL SUCH CONFISCATED ITEMS SHALL BECOME THE PROPERTY OF THE TRUST WHO MAY UTILIZE THEM FOR ITS PURPOSES OR MAY DISPOSE OF THEM WITH ANY PROCEEDS THEREFROM BEING USED TO ADVANCE THE PURPOSES OF THIS SUBTITLE.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That in order to provide the Maryland Historical Trust with the necessary personnel and budget authority to carry out its responsibilities under this Act and other provisions of Article 41B, Title 57~~