

CHAPTER 65
(House Bill 651)

AN ACT concerning

State Tobacco Authority - ~~Civil~~ Administrative Penalties and Quotas

FOR the purpose of authorizing the State Tobacco Authority to impose ~~a civil~~ an administrative penalty on a commission sales agency that violates certain tobacco quota restrictions under certain circumstances; specifying certain allocation penalties for certain violations of certain tobacco quota restrictions; and generally relating to the duties of the State Tobacco Authority.

BY repealing and reenacting, with amendments,

Article - Agriculture

Section 7-207(b)(4)

Annotated Code of Maryland

(1985 Replacement Volume and 1993 Supplement)

BY adding to

Article - Agriculture

Section 7-207(c)

Annotated Code of Maryland

(1985 Replacement Volume and 1993 Supplement)

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

Article - Agriculture

7-207.

(b) The Authority shall determine and allocate annually among commission selling agencies a daily sales quota and selling time, to limit the poundage of tobacco sold during a market season to prevent disorderly market conditions.

(4) [If] SUBJECT TO SUBSECTION (C) OF THIS SECTION, IF a licensed commission selling agency oversells its daily sales quota, the Authority may impose a penalty on that agency by doubling the pounds of tobacco oversold and subtracting an amount that does not exceed that amount from the sales quota on any day the quota is in effect. In addition, the Authority may deduct an amount that does not exceed this amount from an agency's average daily net sales during any market season.

(C) (1) THE AUTHORITY MAY IMPOSE ~~A CIVIL~~ AN ALLOCATION PENALTY AND AN ADMINISTRATIVE PENALTY AS PROVIDED IN THIS SUBSECTION.