

~~(I) PROSECUTED IN A CIVIL ACTION BY THE APPROPRIATE STATE'S ATTORNEY'S OFFICE, IN THE MARYLAND DISTRICT COURT HAVING JURISDICTION; AND~~

~~(II) SUBJECT TO:~~

~~1. FOR A VIOLATION WHERE THERE HAS BEEN NO PREVIOUS VIOLATION WITHIN THE 3 YEAR PERIOD PRECEDING THE VIOLATION AT ISSUE, A FINE OF NOT LESS THAN \$300 AND NOT MORE THAN \$500;~~

~~2. FOR A VIOLATION WHERE THERE HAS BEEN A SINGLE VIOLATION WITHIN THE 3 YEAR PERIOD PRECEDING THE VIOLATION AT ISSUE, A FINE OF NOT LESS THAN \$1,000 AND NOT MORE THAN \$5,000;~~

~~3. FOR A VIOLATION WHERE THERE HAVE BEEN TWO VIOLATIONS WITHIN THE 3 YEAR PERIOD PRECEDING THE VIOLATION AT ISSUE, A FINE OF NOT LESS THAN \$3,000 AND NOT MORE THAN \$5,000, AND AT THE DISCRETION OF THE COURT, NOT LESS THAN A 60 DAY SUSPENSION OF THE PERSON'S RETAILER, WHOLESALER, OR SUBWHOLESALER CIGARETTE LICENSE; OR~~

~~4. FOR A VIOLATION WHERE THERE HAVE BEEN THREE OR MORE VIOLATIONS WITHIN THE 3 YEAR PERIOD PRECEDING THE VIOLATION AT ISSUE, REVOCATION OF THE PERSON'S RETAILER, WHOLESALER, OR SUBWHOLESALER CIGARETTE LICENSE.~~

~~(2) A PERSON WHOSE LICENSE HAS BEEN REVOKED IN ACCORDANCE WITH PARAGRAPH (1)(II) OF THIS SUBSECTION MAY NOT APPLY WITHIN A PERIOD OF 3 YEARS FROM THE DATE OF REVOCATION FOR A NEW CIGARETTE LICENSE.~~

~~(3) IF A VIOLATION OF SECTION 404(B) OF ARTICLE 27, CRIMES AND PUNISHMENTS, RESULTS IN SUSPENSION OR REVOCATION OF THE PERSON'S RETAILER, WHOLESALER, OR SUBWHOLESALER LICENSE, THE CLERK OF THE COURT SHALL IMMEDIATELY NOTIFY THE COMPTROLLER.~~

~~(B) A MINOR WHO VIOLATES § 404(D) OF THIS ARTICLE SHALL BE:~~

~~(1) PROSECUTED IN A CIVIL ACTION BY THE APPROPRIATE STATE'S ATTORNEY'S OFFICE, IN THE MARYLAND DISTRICT COURT HAVING JURISDICTION;~~

~~(2) SUBJECT TO:~~

~~(I) NOT MORE THAN A \$250 FINE FOR THE FIRST VIOLATION; OR~~

~~(II) NOT MORE THAN A \$500 FINE FOR A SECOND OR SUBSEQUENT VIOLATION;~~

~~(3) REQUIRED TO ATTEND A SMOKING CESSATION CLINIC, OR OTHER SUITABLE PRESENTATION OF THE HAZARDS ASSOCIATED WITH TOBACCO USE; OR~~

~~(4) REQUIRED TO PERFORM COMMUNITY SERVICE AS MAY BE DETERMINED BY THE COURT.~~