

RESIDENCE OR ORGANIZATION UNDER A LAW OF THAT STATE THAT IMPOSES REQUIREMENTS SUBSTANTIALLY SIMILAR TO THOSE PRESCRIBED UNDER THIS SUBTITLE.

(F) PENALTIES FOR VIOLATION OF SECTION.

A PERSON THAT VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$100 OR IMPRISONMENT NOT EXCEEDING 30 DAYS OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 30, § 30A(e-1).

In subsection (c) of this section, the reference to a permit "issued under this section" is added for clarity.

In the introductory language of subsection (d) of this section, the former reference to the fee "charged" for a permit or a renewal of a permit is deleted as implicit.

In subsection (e)(1) of this section, the reference to each application "filed under this section" is added for clarity.

In subsection (f) of this section, the reference to being "guilty of a misdemeanor" is added to state expressly that which only was implied by the reference, in the 8th sentence of former Art. 30, § 30A(e-1), to a "conviction". Since violation of former § 30A(e-1) was not a felony at common law and has not been declared a felony by statute, it is considered to be a misdemeanor. See *State v. Canova*, 278 Md. 483, 490 (1976), and *Dutton v. State*, 123 Md. 373, 378 (1914).

Also in subsection (f) of this section, the reference to a "person that violates" this section being "subject to" certain penalties is substituted for the former reference to a "violation of" this section being "punishable...by" those penalties for clarity and to conform to current style.

14-2807. PENALTIES FOR VIOLATION OF SUBTITLE.

(A) IN GENERAL.

A PERSON THAT VIOLATES ANY PROVISION OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:

- (1) A FINE NOT EXCEEDING \$100 AND THE COSTS OF PROSECUTION; OR
- (2) IN DEFAULT OF PAYMENT OF THE AMOUNT PROVIDED IN ITEM (1) OF THIS SUBSECTION, IMPRISONMENT NOT EXCEEDING 30 DAYS.

(B) SEPARATE OFFENSE.

EACH SALE OF, OR OFFER TO SELL, PRODUCTS IN VIOLATION OF THIS SUBTITLE IS A SEPARATE OFFENSE.