

REPORT FORM AS REQUIRED BY § 5-5A-06 OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$500.

5-5A-08.

A PERSON WHO, KNOWINGLY AND WITH AN INTENT TO DECEIVE, FAILS TO COMPLETE AND RETURN, OR FALSIFIES, A BALLAST WATER CONTROL REPORT FORM UNDER § 5-5A-06 OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

5-1301.

(a) Any person who violates any provision of this title is guilty of a misdemeanor. Upon conviction in a court of competent jurisdiction, unless another penalty is specifically provided elsewhere in this title, the person is subject to a fine not exceeding \$500, with costs imposed in the discretion of the court. Every fine and cost shall be paid in accordance with Article 38, § 4 of the Code.

(b) Any person found guilty of a second or subsequent violation of any provision of this title in a court of competent jurisdiction, unless another penalty is specifically provided elsewhere in this title, is subject to a fine not exceeding \$1,000 or imprisonment not exceeding 1 year or both with costs imposed in the discretion of the court. For the purpose of this subsection, a second or subsequent violation is a violation which has occurred within 2 years of any prior violation of this title.

(c) In addition to any administrative penalty provided in this title, a violation of any regulation or restriction adopted by any unit within the Department of the Environment pursuant to the provisions of this title is a misdemeanor and is punishable as provided in subsections (a) and (b) of this section.

SECTION 2. AND BE IT FURTHER ENACTED, That the Governor of Maryland is requested to:

(a) coordinate with neighboring states and with the United States Coast Guard, the Smithsonian Environmental Research Center, and with other appropriate federal agencies in order to provide necessary information on current ballast water management practices; and

(b) meet with the Governors of the Commonwealths of Virginia and Pennsylvania, and of the State of Delaware, and with the federal agencies, in order to encourage those states and agencies to:

(1) develop uniform standards for ballast water management and reporting for vessels entering State waters from other ports inside and outside the United States Exclusive Economic Zone;

(2) cooperate with the State of Maryland and with federal agencies, including the United States Coast Guard and the Smithsonian Environmental Research Center, in developing information and policies to protect the Chesapeake Bay and other State waters from nonindigenous species introduction through improper ballast water management practices; and