

(2) ALL CIGARETTES SEIZED AND FORFEITED MAY NOT BE RESOLD AND SHALL BE DESTROYED.

(C) (1) THE ATTORNEY GENERAL, ON BEHALF OF THE COMPTROLLER, MAY SEEK AN INJUNCTION TO RESTRAIN A THREATENED OR ACTUAL VIOLATION OF § 16-504(C), § 16-506(A) OR § 16-506(D) OF THIS SUBTITLE BY A LICENSED WHOLESALER AND COMPEL THE LICENSED WHOLESALER TO COMPLY WITH ~~SUCH~~ THOSE SECTIONS.

(2) IN ANY ACTION BROUGHT UNDER THIS SECTION, THE STATE SHALL BE ENTITLED TO RECOVER THE COSTS OF INVESTIGATION, COSTS OF THE ACTION, AND REASONABLE ATTORNEYS FEES.

(D) A PERSON WHO SELLS, DISTRIBUTES, ACQUIRES, HOLDS, OWNS, POSSESSES, TRANSPORTS, IMPORTS, OR CAUSES TO BE IMPORTED, CIGARETTES THAT THE PERSON KNOWS OR SHOULD KNOW ARE INTENDED FOR DISTRIBUTION OR SALE IN THE STATE IN VIOLATION OF § 16-504(C) OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR, AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

16-508.

(A) A DETERMINATION ~~OF BY THE COMPTROLLER~~ ATTORNEY GENERAL TO OMIT OR TO DELETE FROM THE DIRECTORY DESCRIBED IN § 16-504 OF THIS SUBTITLE A BRAND FAMILY OR TOBACCO PRODUCT MANUFACTURER SHALL BE SUBJECT TO REVIEW IN ~~THE MANNER PRESCRIBED BY~~ ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(B) THE ATTORNEY GENERAL AND THE COMPTROLLER MAY ADOPT REGULATIONS NECESSARY TO EFFECTUATE THE PURPOSES OF THIS SUBTITLE.

(C) IN ANY ACTION BROUGHT BY THE STATE TO ENFORCE THIS SUBTITLE, THE STATE SHALL BE ENTITLED TO RECOVER THE COSTS OF INVESTIGATION, EXPERT WITNESS FEES, COSTS OF THE ACTION, AND REASONABLE ATTORNEYS FEES.

(D) (1) IF A COURT DETERMINES THAT A PERSON HAS VIOLATED THIS SUBTITLE, THE COURT SHALL ORDER ANY PROFITS, GAIN, GROSS RECEIPTS, OR OTHER BENEFIT FROM THE VIOLATION TO BE PAID TO THE STATE TREASURER FOR DEPOSIT INTO THE CIGARETTE RESTITUTION FUND ESTABLISHED UNDER § 7-317 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) UNLESS OTHERWISE EXPRESSLY PROVIDED, THE REMEDIES OR PENALTIES PROVIDED BY THIS SUBTITLE ARE CUMULATIVE TO EACH OTHER, AND TO THE REMEDIES OR PENALTIES AVAILABLE UNDER ALL OTHER LAWS OF THIS STATE.

Article - State Finance and Procurement

7-317.

(g) (1) Amounts may only be expended from the Fund through appropriations in the State budget bill as provided in this subsection.