(b)   Monetary compensation received by the State in conjunction with a wetlands license may not be applied to the State annuity bond fund account.

(c)   (1)   There is created a special fund, known as the TIDAL Wetlands Compensation Fund. [Any monetary compensation paid to the State in conjunction with a wetlands license shall be credited to the Wetlands Compensation Fund.]

(2)   THE FOLLOWING MONEY SHALL BE DEPOSITED IN THE TIDAL WETLANDS COMPENSATION FUND:

(I)   ANY MONETARY COMPENSATION PAID TO THE STATE IN CONJUNCTION WITH A WETLANDS LICENSE, INCLUDING COMPENSATION PAID BY AN APPLICANT INSTEAD OF ENGAGING IN THE CREATION, RESTORATION, OR ENHANCEMENT OF A TIDAL WETLAND; AND

(II)   ANY PENALTY IMPOSED BY A COURT IN ACCORDANCE WITH THIS TITLE; AND

(III)   ANY PENALTY IMPOSED BY THE DEPARTMENT UNDER THIS TITLE.

(d)   Funds in the TIDAL Wetlands Compensation Fund may be appropriated only for acquisition and conservation of wetland areas by the State, including cost sharing assistance to landowners in the management and control of phragmites under Title 8, Subtitle 21 of the Natural Resources Article.

(e)   Funds appropriated in the budget for wetlands acquisition and conservation under this section:

(1)   Shall remain available until expended; and

(2)   May not be reverted under any other provision of law.

16–501.

(a)   Any person who violates any provision of this title is guilty of a misdemeanor. Unless another penalty is specifically provided elsewhere in this title, the person, upon conviction, is subject to a fine not exceeding $10,000, with costs imposed in the discretion of the court.

16–502.

(C)   (1)   IN ADDITION TO ANY OTHER REMEDIES AVAILABLE AT LAW OR IN EQUITY AND AFTER AN OPPORTUNITY FOR A HEARING WHICH MAY BE WAIVED IN WRITING BY THE PERSON ACCUSED OF A VIOLATION, THE DEPARTMENT MAY IMPOSE A PENALTY FOR VIOLATION OF ANY PROVISION OF THIS TITLE OR ANY RULE, REGULATION, ORDER, OR PERMIT ADOPTED OR ISSUED UNDER THIS TITLE.

(2)   THE PENALTY IMPOSED ON A PERSON UNDER THIS SUBSECTION SHALL BE:

(I)   UP TO $1,000 FOR EACH VIOLATION, BUT NOT EXCEEDING $50,000 TOTAL; AND