

9-1906.

(A) (1) ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE OR ANY REGULATION ADOPTED UNDER THIS SUBTITLE, INCLUDING MAKING A FALSE STATEMENT IN A CERTIFICATE OF COMPLIANCE, SHALL BE LIABLE FOR A PENALTY OF UP TO \$1,000 FOR EACH VIOLATION, BUT NOT EXCEEDING A TOTAL OF \$10,000 FOR ANY ACTION.

(2) EACH PACKAGE OR PACKAGING COMPONENT IN VIOLATION CONSTITUTES A SEPARATE VIOLATION.

(B) ANY PERSON WHO PREVIOUSLY HAS BEEN ASSESSED A CIVIL PENALTY UNDER THIS SECTION AND WHO WILLFULLY VIOLATES ANY PROVISION OF THIS SUBTITLE OR ANY REGULATION ADOPTED UNDER THIS SUBTITLE, INCLUDING MAKING A FALSE STATEMENT IN A CERTIFICATE OF COMPLIANCE, IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$20,000.

(C) THE DEPARTMENT MAY SEEK AN INJUNCTION TO REQUIRE THE REMOVAL OF A PACKAGE OR PACKAGING COMPONENT FROM SALE OR PROMOTIONAL USE WITHIN THE STATE AGAINST:

(1) ANY PERSON WHO VIOLATES OR THREATENS TO VIOLATE ANY PROVISION OF THIS SUBTITLE OR ANY REGULATION ADOPTED UNDER THIS SUBTITLE; AND

(2) A MANUFACTURER WHO FAILS TO CERTIFY ON REQUEST OF THE DEPARTMENT THAT A PACKAGE OR PACKAGING COMPONENT PRODUCED BY THE MANUFACTURER IS IN COMPLIANCE WITH OR IS EXEMPT UNDER THE PROVISIONS OF THIS SUBTITLE.

9-1907.

THE DEPARTMENT ~~SHALL~~ MAY ADOPT REGULATIONS TO ADMINISTER THE PROVISIONS OF THIS SUBTITLE.

~~SECTION 2. AND BE IT FURTHER ENACTED, That:~~

~~(1) On or before July 1, 1995, and subject to § 2-1312 of the State Government Article, the Department shall submit a report to the:~~

- ~~(i) Governor;~~
- ~~(ii) The Senate Economic and Environmental Affairs Committee; and~~
- ~~(iii) The House Environmental Matters Committee.~~

~~(2) In the report the Department shall:~~

- ~~(i) Review the effectiveness of the provisions of this Act;~~