

A CONSIGNEE WHO FAILS TO COMPLY WITH § 1-302(A) OR § 1-303(A) OF THIS SUBTITLE SHALL PAY TO THE OWNER THE FULL MARKET VALUE OF THE CONTAINER WITH AND IN ADDITION TO THE PRICE OF THE FARM PRODUCT IN THE CONTAINER.

(B) PENALTY.

A CONSIGNEE WHO VIOLATES SUBSECTION (A) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE OF \$5 FOR EACH VIOLATION AND COURT COSTS.

REVISOR'S NOTE: Chapter 26, Acts of 2002, which enacted the Criminal Law Article, also enacted this section, which is new language derived without substantive change from former Art. 27, §§ 171 and 172, as they related to penalties.

In subsection (b) of this section, the reference to each "violation" is substituted for the former reference to each "and every offense" for consistency with the Criminal Law Article. See General Revisor's Note to the Criminal Law Article.

For provisions relating to consignment of goods other than farm products or articles, see CL Title 11, Subtitle 8.

Defined term: "Consignee" § 1-301

1-305. SALE OF CONSIGNED GOODS — FAILURE TO ACCOUNT.

(A) ACCOUNTING REQUIRED.

AFTER A SALE OF A FARM PRODUCT CONSIGNED FOR SALE BY A PERSON IN THIS STATE TO A PERSON ENGAGED IN THE BUSINESS OF SELLING GOODS ON CONSIGNMENT, THE CONSIGNEE SHALL TRANSMIT TO THE CONSIGNOR WITHIN 24 HOURS AFTER THE SALE A FULL ACCOUNT OF THE SALE, INCLUDING:

- (1) THE AMOUNT AND PRICE OF THE GOODS SOLD; AND
- (2) THE NAME AND ADDRESS OF THE PURCHASER, INCLUDING THE HOUSE OR BUSINESS NUMBER, STREET, AND CITY.

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE OF \$5 FOR EACH VIOLATION, AND COURT COSTS.

REVISOR'S NOTE: Chapter 26, Acts of 2002, which enacted the Criminal Law Article, also added this section, which is new language derived without substantive change from former Art. 27, § 172, as that section related to accounting for a farm product or article sold on consignment.

In subsection (a) of this section, the reference to an amount and price "of the farm product" is added for clarity.

Also in subsection (a) of this section, the former references to after a sale