**§2368. Violations; penalties**

**1. Civil penalties.**  The following penalties apply to violations of this subchapter or a rule adopted pursuant to this subchapter.

A. A person who violates this subchapter or a rule adopted pursuant to this subchapter is subject to a civil penalty of not more than $1,000. [PL 2003, c. 452, Pt. E, §6 (NEW); PL 2003, c. 452, Pt. X, §2 (AFF).]

B. A person who violates this subchapter or a rule adopted pursuant to this subchapter after having previously violated this subchapter or a rule adopted pursuant to this subchapter is subject to a civil penalty of not more than $2,000. [PL 2003, c. 452, Pt. E, §6 (NEW); PL 2003, c. 452, Pt. X, §2 (AFF).]

These penalties may be recovered by the state sealer on behalf of the State in a civil action.

[PL 2003, c. 452, Pt. E, §6 (RPR); PL 2003, c. 452, Pt. X, §2 (AFF).]

**2. Private action.**  A person who violates this subchapter or a rule adopted pursuant to this subchapter is liable in a civil action to a person aggrieved by the violation pursuant to the remedies set forth in Title 26, section 626‑A. The civil action for damages may be brought by either the aggrieved party or, at the request of the state sealer, by the Attorney General.

[PL 2003, c. 452, Pt. E, §6 (RPR); PL 2003, c. 452, Pt. X, §2 (AFF).]

SECTION HISTORY

PL 1983, c. 804, §11 (NEW). PL 2003, c. 452, §E6 (RPR). PL 2003, c. 452, §X2 (AFF).

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