

§13. Enforcement

The commissioner shall diligently enforce all provisions of this Title and all other statutes delegating responsibility to the commissioner or the department and is entitled to and must receive the assistance of the Attorney General and of the several county attorneys. The commissioner may recover the penalties imposed for violations of this Title and Title 32, chapter 27 in a civil action brought in the commissioner's own name, the venue to be as in other civil actions, and if the commissioner prevails in any such action, recovers full costs, or the commissioner may prosecute for violations hereof by complaint or indictment, and such prosecution must be commenced in the county in which the offense was committed. [RR 2021, c. 1, Pt. B, §57 (COR).]

For the purposes of chapter 103, subchapter 10, notwithstanding the provisions of the District Court Civil Rules, Rule 80E, paragraph (b), the commissioner may obtain an administrative inspection warrant upon demonstrating the statutory or other authority pursuant to which the commissioner is authorized to conduct inspections, the premises to be inspected, the purpose of the inspection and that the inspection sought is reasonable and represents a minimal intrusion in furtherance of a legitimate governmental obligation of the department. This demonstration is deemed to be a demonstration of probable cause. [RR 2021, c. 1, Pt. B, §57 (COR).]

SECTION HISTORY

PL 1973, c. 598, §4 (AMD). PL 1981, c. 513, §1 (AMD). PL 1983, c. 308, §§4,14 (AMD). RR 2021, c. 1, Pt. B, §57 (COR).

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