

affected by a decision of the State Board of Education affirming the action of the State Superintendent of Schools in denying a certificate may appeal from the Board's decision to the circuit court of the county wherein the applicant purposes to operate, or to the Superior Court of Baltimore City, if the applicant purposes to operate therein. On any such appeal from the action of the State Board of Education in either revoking such certificate or in affirming the action of the State Superintendent of Schools in denying a certificate, there shall be rebuttable presumption that the action of the State Board of Education is proper and in the public interest. The burden of proof shall be upon the appellant to show that the decision complained of is either against the public interest, or that the State Board of Education's discretion in rendering its decision was not honestly and fairly exercised or was arbitrary or unsupported by any substantial evidence or was unreasonable or beyond the powers of the Board or illegal. The appeal shall be heard by the court without a jury or with a jury if either party so requests. The State Board may be a party to such appeal. If the court affirms the action of the State Board of Education in revoking a certificate, the revocation of such certificate shall thereupon become effective, if previously stayed. Either party shall have the right of appeal to the Court of Appeals from any decision of the court on the question of denial or revocation of a certificate.

(c) *Inspection, information, and reports.*—Any such school or educational institution shall be open for inspection by the State Superintendent of Schools or his designated agent, at all reasonable times. Every school or educational institution shall be required to furnish such information and reports from time to time as the State Superintendent of Schools shall deem necessary and proper in the manner and on forms prescribed by him.

(d) *Rules and regulations for enforcement.*—The State Superintendent of Schools is hereby authorized to issue rules and regulations not inconsistent with this subtitle to supplement and implement the purposes and provisions hereof, provided that the State Superintendent of Schools shall prior to such issuance give thirty days written notice of such proposed rules and regulations to the schools or educational institutions affected thereby and shall afford such schools or educational institutions a reasonable opportunity to be heard regarding any objections they might have to such rules and regulations. Any school or educational institution affected thereby shall be given reasonable written notice of the final issuance of such rules and regulations together with a copy thereof, and, if aggrieved by any of the provisions therein, shall be entitled to a hearing before the State Board of Education provided such school or educational institution files a written protest with the Board within thirty days from the issuance of such rules and regulations. Such rules and regulations when approved by the State Board of Education and filed with the clerk of the Court of Appeals and the Department of Legislative Reference shall have the force and effect of law.

(e) *Penalty for violation.*—Any person, firm, corporation or association violating any of the provisions of this section, or violating the rules and regulations promulgated under the provisions hereof, shall be deemed guilty of a misdemeanor and fined not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) for each offense.