

(B) DISPOSITION OF FUNDS.

THE BOARD SHALL PAY ANY PENALTY COLLECTED UNDER THIS SECTION INTO THE GENERAL FUND OF THIS STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 32, § 11B.

In subsection (a) of this section, the references to a hearing and grounds for suspension and revocation of licenses are added to clarify that the hearing procedures and disciplinary grounds apply if the Board invokes a penalty under this section.

As to subsection (b) of this section, the statement that penalties collected by the Board under this section are part of the General Fund is implicit in § 4-207 of this title, which provides that all funds collected by the Board are to be handled in the same manner. However, it is retained in this section to emphasize that penalties imposed under this section are to be collected by the Board.

4-317. HEARINGS.

(A) RIGHT TO A HEARING.

EXCEPT AS OTHERWISE PROVIDED IN THE ADMINISTRATIVE PROCEDURE ACT, BEFORE THE BOARD TAKES ANY ACTION UNDER § 4-314 OF THIS SUBTITLE, IT SHALL GIVE THE INDIVIDUAL AGAINST WHOM THE ACTION IS CONTEMPLATED AN OPPORTUNITY FOR A HEARING BEFORE THE BOARD.

(B) APPLICATION OF THE ADMINISTRATIVE PROCEDURE ACT.

THE BOARD SHALL GIVE NOTICE AND HOLD THE HEARING IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

(C) SPECIFIC NOTICE REQUIREMENTS.

AT LEAST 10 DAYS BEFORE THE HEARING, THE HEARING NOTICE AND A COPY OF THE COMPLAINT REQUIRED BY § 4-315 OF THIS SUBTITLE SHALL BE SERVED ON THE INDIVIDUAL:

(1) IN PERSON; OR

(2) IF THE BOARD IS UNABLE TO SERVE THE INDIVIDUAL IN PERSON, BY DELIVERY TO THE LAST KNOWN BUSINESS AND HOME ADDRESSES OF THE INDIVIDUAL BY:

(I) HAND DELIVERY; OR

(II) REGISTERED MAIL.