

IF THE SECRETARY BELIEVES THAT A PERSON IS VIOLATING ANY PROVISION OF THIS SUBTITLE OR OF A RULE OR REGULATION ADOPTED UNDER THIS SUBTITLE, THE SECRETARY SHALL HAVE THE PERSON SERVED WITH A WRITTEN ORDER THAT DIRECTS THE PERSON SERVED TO ABATE THE VIOLATION WITHIN A TIME SPECIFIED IN THE ORDER.

(B) RIGHT TO HEARING AND COUNSEL.

THE SECRETARY SHALL GIVE ANY PERSON SERVED WITH AN ORDER UNDER THIS SECTION AN OPPORTUNITY FOR A HEARING BEFORE THE SECRETARY. THE PERSON SERVED MAY BE REPRESENTED AT THE HEARING BY COUNSEL.

(C) ACTION AFTER HEARING.

AFTER A HEARING UNDER THIS SECTION, THE SECRETARY MAY AFFIRM, MODIFY, OR WITHDRAW THE ORDER.

(D) PROHIBITION.

AFTER THE TIME SPECIFIED IN THE ORDER FOR ABATING THE VIOLATION, A PERSON WHO IS SERVED WITH AN ORDER UNDER THIS SECTION MAY NOT VIOLATE THAT ORDER.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 201.

In subsection (a) of this section, the reference to rules and regulations is new language added for clarity.

Subsection (c) of this section is new language added to state expressly that which formerly was only implied in the law.

The former reference to violations of subsection (d) of this section being tried in Maryland District Court is deleted as unnecessary in light of other, independent provisions of law.

GENERAL REVISOR'S NOTE:

Former Article 43, §§ 173, 176, 198, 497, the reference to enforcement in the second clause of the first sentence of § 184, the first clause of the first sentence of § 194, and the first sentence of § 586, all of which related to the duty of the Secretary to enforce parts of this title, are deleted as unnecessary in light of § 1-301 of this article.

The third sentence of former Article 43, § 194, which included specific references to enforcing the provisions of Article 27, §§ 315 through 318, 456, and 457, HO §§ 12-310, 12-501, 12-502, 12-505, 12-506, 12-701, and 12-702, and laws