

(E) WHEN THE COMMISSIONER, AFTER INVESTIGATION, HAS REASON TO BELIEVE THAT A PERSON IS ACTING AS A FARM LABOR CONTRACTOR IN MARYLAND WITHOUT A STATE CERTIFICATE OF REGISTRATION, THE COMMISSIONER MAY ISSUE AN ORDER REQUIRING THAT PERSON TO IMMEDIATELY CEASE AND DESIST FROM ENGAGING IN FARM LABOR CONTRACTING ACTIVITIES. THE ORDER SHALL BE SERVED ON THE PERSON BY CERTIFIED MAIL OR BY PERSONAL SERVICE.

(1) THE PERSON MAY REQUEST THE COMMISSIONER TO HOLD A HEARING ON THE ALLEGED NONCOMPLIANCE IN WRITING WITHIN 7 CALENDAR DAYS OF THE SERVICE OF THE ORDER.

(2) IF A REQUEST FOR A HEARING IS NOT MADE, THE ORDER OF THE COMMISSIONER TO CEASE AND DESIST IS FINAL.

(F) IF ANY PERSON FAILS TO COMPLY WITH ANY LAWFUL ORDER OF THE COMMISSIONER, THE COMMISSIONER MAY:

(1) PETITION A COURT OF COMPETENT JURISDICTION TO ISSUE AN ORDER COMPELLING COMPLIANCE WITH THE ORDER; OR

(2) TAKE ANY OTHER ACTION PROVIDED IN THIS SUBTITLE.

(G) ANY PERSON WHO WILLEFULLY OR REPEATEDLY VIOLATES ANY PROVISION OF THIS SUBTITLE OR ANY REGULATION, RULE, OR ORDER ISSUED PURSUANT TO THIS SUBTITLE MAY BE ASSESSED A CIVIL PENALTY OF NOT MORE THAN \$5,000 FOR EACH VIOLATION.

(1) WITH RESPECT TO A FARM LABOR CONTRACTOR, THE COMMISSIONER MAY ASSESS ALL CIVIL PENALTIES GIVING DUE CONSIDERATION TO THE APPROPRIATENESS OF THE PENALTY AS TO THE SIZE OF THE BUSINESS OF THE FARM LABOR CONTRACTOR BEING CHARGED, THE GRAVITY OF THE VIOLATION, THE GOOD FAITH OF THE FARM LABOR CONTRACTOR, AND THE FARM LABOR CONTRACTOR'S HISTORY OF PREVIOUS VIOLATIONS IN THIS OR OTHER STATES RELATING TO REGISTRATION OR TREATMENT OF MIGRANT AGRICULTURAL WORKERS.

(2) WITH RESPECT TO AN AGRICULTURAL ASSOCIATION OR AN AGRICULTURAL EMPLOYER, THE COMMISSIONER MAY ASSESS ALL CIVIL PENALTIES GIVING DUE CONSIDERATION TO THE APPROPRIATENESS OF THE PENALTY AS TO THE SIZE OF BUSINESS INVOLVED, THE HISTORY OF ANY PREVIOUS VIOLATIONS, AND ANY GOOD FAITH EFFORT TO COMPLY WITH THE FARM LABOR CONTRACTOR VERIFICATION REQUIREMENTS OF THIS SUBTITLE.

(3) THE ATTORNEY GENERAL UPON REQUEST OF THE COMMISSIONER IS AUTHORIZED TO PROCEED IN THE COURTS OF THIS OR ANY OTHER STATE OR IN ANY FEDERAL COURT OR AGENCY TO ENFORCE ANY ORDER, DECISION, OR THE COLLECTION OF ANY CIVIL PENALTY ASSESSED BY THE COMMISSIONER UNDER THIS SUBTITLE.