

Defined terms: "Department" § 1-101
"Health officer" § 1-101
"License" § 14-101 "Secretary" § 1-101
"Person" §§ 1-101 & 14-101

14-113. PROHIBITED ACTS.

EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, A PERSON MAY NOT OPERATE A GROUP DAY CARE CENTER IN THIS STATE UNLESS LICENSED BY A HEALTH OFFICER.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 709.

As to the referenced exception, see § 14-105 of this subtitle.

Defined terms: "Group day care center" § 14-101
"Health officer" § 1-101 "License" § 14-101
"Person" §§ 1-101 & 14-101

14-114. PENALTIES.

(A) IN GENERAL.

A PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE OR ANY RULE OR REGULATION ADOPTED UNDER IT IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$500 FOR THE FIRST OFFENSE AND NOT EXCEEDING \$1,000 FOR ANY SUBSEQUENT OFFENSE.

(B) SEPARATE OFFENSES.

EACH DAY THAT A GROUP DAY CARE CENTER OPERATES ILLEGALLY AFTER A FIRST CONVICTION IS A SEPARATE OFFENSE.

REVISOR'S NOTE: This section formerly appeared as Article 43, § 716.

The former phrase "maintains and operates a group day-care center without a license" is deleted as superfluous.

The only other changes are in style.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that it is unclear whether the severe daily penalty was intended to apply to any violation of a group day care center that "operates illegally" or only to the more serious offense of operating without a license.