

(33) violates any regulation adopted under this title or any provision of the code of ethics; [or]

(34) violates § 17-320(d) of this subtitle by failing as a branch office manager to exercise reasonable and adequate supervision over the provision of real estate brokerage services by any [sales agent] SALESPERSON or associate broker registered with that office; OR ~~OR~~

(35) HAS BEEN DISCIPLINED UNDER A REAL ESTATE LICENSING LAW OF ANOTHER JURISDICTION; ~~OR~~

~~(36) FAILS TO PROVIDE PROOF THAT THE APPLICANT IS NOT THE SUBJECT OF A DISCIPLINARY PROCEEDING IN ANOTHER JURISDICTION.~~

(c) (1) Instead of or in addition to reprimanding a licensee or suspending or revoking a license under this section, the Commission may impose a penalty not exceeding \$5,000 for each violation.

(2) To determine the amount of the penalty imposed, the Commission shall consider:

- (i) the seriousness of the violation;
- (ii) the harm caused by the violation;
- (iii) the good faith of the licensee; and
- (iv) any history of previous violations by the licensee.

(3) The Commission shall pay any penalty collected under this subsection into the General Fund of the State.

(4) THE COMMISSION MAY NOT IMPOSE A FINE BASED SOLELY ON A VIOLATION OF SUBSECTION (B)(35) OF THIS SECTION.

SUBTITLE 3A. RECIPROCITY.

17-3A-01.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "RECIPROCAL LICENSE" MEANS A LICENSE ISSUED UNDER THIS SUBTITLE.

(C) "STANDARD LICENSE" MEANS A LICENSE ISSUED UNDER SUBTITLE 3 OF THIS TITLE.

17-3A-02.

(A) SUBJECT TO THE LIMITATIONS OF THIS SUBTITLE, THE COMMISSION MAY ISSUE A RECIPROCAL LICENSE TO A PERSON: