

Article - State GovernmentSection 10-205(a)Annotated Code of Maryland(2004 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Business Occupations and Professions

4-314.

(a) (1) Subject to the hearing provisions of § 4-315 of this subtitle, the Board may deny a license to any applicant, reprimand any licensee, or suspend or revoke a license if the applicant or licensee:

- (i) fraudulently or deceptively obtains or attempts to obtain a license for the applicant or licensee or for another;
- (ii) fraudulently or deceptively uses a license;
- (iii) is incompetent;
- (iv) habitually is intoxicated or under the influence of any drug;
- (v) falsifies a record submitted to the Board;
- (vi) fails to use proper sanitary methods while practicing barbering;
- (vii) fails to keep a barbershop in a sanitary condition;
- (viii) under the laws of the United States or of any state, is convicted

of:

- 1. a felony; or
- 2. a misdemeanor that is directly related to the fitness and qualification of the applicant or licensee to practice barbering; [or]

(ix) violates any provision of this title or any regulation adopted by the Board under this title; OR

(X) FAILS TO PAY A CIVIL PENALTY IMPOSED BY THE BOARD UNDER § 4-608 OF THIS TITLE.

(2) (i) Instead of or in addition to reprimanding a licensee or suspending or revoking a license under this subsection, the Board may impose a penalty not exceeding \$300 for all violations cited on a single date.

(ii) To determine the amount of the penalty under this subsection, the Board shall consider:

- 1. the seriousness of the violation;
- 2. the good faith of the violator;