

COMMITTEE COMMENT: Subsection (a)(1) of this section is new language added to conform to the current practice of the Board.

Subsection (a)(2) of this section is new language added in conformity with provisions throughout this title that apply to holders of limited master plumber licenses. See the General Committee Comment to this title.

Subsection (b) of this section is new language derived from former Art. 56, § 462B.

Subsection (b) of this section is revised, in the active voice, to clarify that the onus falls on the licensee.

Defined terms: "Board" § 3-101
 "License" § 3-101 "Limited license" § 3-101
 "Master plumber" § 3-101
 "Provide plumbing services" § 3-101

3-312. DENIALS, REPRIMANDS, SUSPENSIONS, AND REVOCATIONS --
 GROUNDS AVAILABLE.

SUBJECT TO THE HEARING PROVISIONS OF § 3-313 OF THIS SUBTITLE ("SAME -- HEARINGS"), THE BOARD MAY DENY A LICENSE TO ANY APPLICANT, REPRIMAND ANY LICENSEE, OR SUSPEND OR REVOKE A LICENSE IF THE APPLICANT OR LICENSEE:

(1) FRAUDULENTLY OR DECEPTIVELY OBTAINS OR ATTEMPTS TO OBTAIN A LICENSE FOR THE APPLICANT OR LICENSEE OR FOR ANOTHER;

(2) FRAUDULENTLY OR DECEPTIVELY USES A LICENSE;

(3) IS GUILTY OF GROSS NEGLIGENCE, INCOMPETENCE, OR MISCONDUCT WHILE PROVIDING PLUMBING SERVICES OR ASSISTING IN PROVIDING PLUMBING SERVICES;

(4) IS GUILTY OF VIOLATING THE STATE PLUMBING CODE OR APPLICABLE LOCAL PLUMBING CODE WHILE PROVIDING PLUMBING SERVICES OR ASSISTING IN PROVIDING PLUMBING SERVICES;

(5) IS GUILTY OF AN UNFAIR OR DECEPTIVE TRADE PRACTICE AS DEFINED IN § 13-301 OF THE COMMERCIAL LAW ARTICLE;

(6) FAILS TO TRAIN AND CONTROL ADEQUATELY ANY PERSON WHO, WHILE UNDER THE DIRECTION AND CONTROL OF THE MASTER PLUMBER OR HOLDER OF A LIMITED MASTER PLUMBER LICENSE, SELLS OR GIVES ESTIMATES FOR PROVIDING PLUMBING SERVICES;