

SUBJECT TO THE HEARING PROVISIONS OF § 2-317 OF THIS SUBTITLE, THE STATE BOARD MAY DENY A STATE LICENSE TO ANY APPLICANT, REPRIMAND ANY STATE LICENSEE, OR SUSPEND OR REVOKE A STATE LICENSE IF THE APPLICANT OR STATE LICENSEE:

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

(2) FRAUDULENTLY OR DECEPTIVELY USES A STATE LICENSE;

(3) TRANSFERS THE AUTHORITY GRANTED BY A STATE LICENSE TO ANOTHER PERSON;

(4) ENGAGES IN AN UNFAIR OR DECEPTIVE TRADE PRACTICE, AS DEFINED IN § 13-301 OF THE COMMERCIAL LAW ARTICLE;

(5) WILLFULLY OR DELIBERATELY DISREGARDS AND VIOLATES A BUILDING CODE, ELECTRICAL CODE, OR LAW OF THE STATE OR A LOCAL JURISDICTION;

(6) AIDS OR ABETS A PERSON TO EVADE A PROVISION OF THIS TITLE;

(7) WILLFULLY OR DELIBERATELY DISREGARDS DISCIPLINARY ACTION TAKEN BY A LOCAL JURISDICTION;

(8) FAILS IN A MATERIAL RESPECT TO COMPLY WITH A PROVISION OF THIS TITLE;

(9) FAILS TO TRAIN AND CONTROL ADEQUATELY A PERSON WHO, WHILE UNDER THE SUPERVISION OF THE STATE LICENSEE, SELLS OR ESTIMATES ELECTRICAL WORK;

(10) FAILS TO MAINTAIN A LOCAL LICENSE UNDER § 2-601 OF THIS TITLE; OR

(11) FAILS TO MAINTAIN THE GENERAL LIABILITY AND PROPERTY DAMAGE INSURANCE UNDER § 2-604 OF THIS TITLE.

(B) EVIDENCE OF INTENT TO VIOLATE DISCIPLINARY PROVISION.

ALLOWING A STATE LICENSE TO BE USED BY ANOTHER PERSON IS, IN A DISCIPLINARY PROCEEDING UNDER THIS SECTION, PRIMA FACIE EVIDENCE THAT A STATE LICENSEE TRANSFERRED THE AUTHORITY GRANTED BY A STATE LICENSE TO ANOTHER PERSON.

COMMITTEE COMMENT: Subsections (a)(1) and (3) through (9) and (b) of this section are new language derived from former Art. 56, § 539(a)(1) through (5) and (6)(ii) through (9).