

5-320. DENIALS, REPRIMANDS, SUSPENSIONS, REVOCATIONS, AND PENALTIES.

(A) GROUNDS.

SUBJECT TO THE HEARING PROVISIONS OF § 5-321 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:

- (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 GROSSLY INCOMPETENT;
- (4) ENGAGES IN DISHONEST, UNETHICAL, IMMORAL, OR UNPROFESSIONAL CONDUCT;
- (5) IS ADDICTED TO ALCOHOL OR DRUGS TO THE EXTENT OF BEING UNFIT TO PRACTICE COSMETOLOGY;
- (6) ADVERTISES BY MEANS OF KNOWINGLY FALSE OR DECEPTIVE STATEMENTS; OR
- (7) VIOLATES ANY PROVISION OF THIS TITLE OR ANY REGULATION ADOPTED BY THE BOARD UNDER THIS TITLE.

(B) PENALTY.

INSTEAD OF OR IN ADDITION TO SUSPENDING OR REVOKING A LICENSE, THE BOARD MAY IMPOSE A PENALTY NOT EXCEEDING \$500.

REVISOR'S NOTE: The introductory language and items (3) through (7) of subsection (a) of this section are new language derived without substantive change from the first sentence of former Art. 56, § 495(a), as that sentence related to grounds for disciplinary proceedings.

Subsection (a)(1) and (2) of this section is new language added to conform to almost all of the occupational licensing acts adopted by the General Assembly in the past several years. See, e.g., the comparable sections on disciplinary actions in the various titles of the Health Occupations Article. The General Assembly expressly decided that the language of these items was to be included in each of those sections as a fundamental ground for disciplining a licensee. In light of the addition of subsection (a)(1) of this section, the former limited reference