

19-359.

(A) A person who operates a related institution in violation of the rules and regulations that the Secretary adopts for related institutions is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000. Each day a violation is continued after the first conviction is a separate offense.

(B) THE SECRETARY MAY IMPOSE A CIVIL MONEY PENALTY NOT TO EXCEED \$10,000 FOR EACH OFFENSE UNDER THIS SECTION.

(C) (1) IF A CIVIL MONEY PENALTY IS IMPOSED UNDER THIS SECTION OR UNDER § 19-358 OF THIS SUBTITLE, THE SECRETARY SHALL ISSUE AN ORDER WHICH SHALL STATE THE BASIS ON WHICH THE ORDER IS MADE, THE AMOUNT OF THE CIVIL MONEY PENALTY IMPOSED, AND THE MANNER IN WHICH THE AMOUNT OF THE CIVIL MONEY PENALTY WAS CALCULATED.

(2) THE OPERATOR OF AN UNLICENSED HOSPITAL OR AN UNLICENSED OR UNREGISTERED RELATED INSTITUTION SHALL HAVE THE RIGHT TO APPEAL FROM THE ORDER IMPOSING THE CIVIL MONEY PENALTY ~~WITHIN 10 DAYS FROM RECEIPT OF THE ORDER. THE APPEAL SHALL BE HEARD BY THE SECRETARY OR AN INDIVIDUAL DESIGNATED BY THE SECRETARY WHO WAS NOT PREVIOUSLY INVOLVED IN THE IMPOSITION OF THE PENALTY. THE SECRETARY'S HEARING DECISION SHALL BE THE FINAL ADMINISTRATIVE DECISION IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE (ADMINISTRATIVE PROCEDURE ACT - CONTESTED CASES).~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1993.

Approved April 26, 1993.

CHAPTER 101

(Senate Bill 160)

AN ACT concerning

Adoption Subsidy Program - Eligibility

FOR the purpose of allowing the continuation of a subsidy of an adopted child, under certain circumstances, after the death or disability of the adoptive parent; and generally relating to adoption subsidy eligibility.

BY repealing and reenacting, with amendments,

Article - Family Law

Section 5-408

Annotated Code of Maryland

(1991 Replacement Volume and 1992 Supplement)