

(2) THE NOTICE OF A CIVIL MONEY PENALTY SHALL BE SERVED ON THE PROVIDER BY CERTIFIED MAIL AND INCLUDE A LIST SPECIFYING EACH PENALTY IMPOSED, THE REGULATION OR PROVISION VIOLATED, THE AMOUNT OF THE PENALTY, THE PROVIDER'S RIGHT TO REQUEST A REDUCTION, AND THE PROVIDER'S RIGHT TO CONTEST THE PENALTY UNDER SUBSECTION (E) OF THIS SECTION.

(3) (I) A PROVIDER MAY REQUEST A HEARING BEFORE THE DIRECTOR OF THE OFFICE REGARDING THE IMPOSITION OF A CIVIL MONEY PENALTY.

(II) THE HEARING SHALL BE HELD IN ACCORDANCE WITH REGULATIONS ADOPTED UNDER THIS ARTICLE.

(III) A PROVIDER MAY APPEAL ANY DECISION BY THE DIRECTOR OF THE OFFICE TO THE OFFICE OF ADMINISTRATIVE HEARINGS.

(G) THE OFFICE MAY IMPOSE A PENALTY 3 TIMES THE AMOUNT SET FORTH IN SUBSECTION (D) OF THIS SECTION ON A SHELTERED HOUSING PROVIDER IF A SANCTION HAS BEEN IMPOSED ON THE PROVIDER FOR THE SAME VIOLATION WITHIN 2 YEARS PRIOR TO ISSUANCE OF THE NOTICE OF VIOLATION.

(H) (1) A PROVIDER SHALL PAY ALL PENALTIES TO THE OFFICE WITHIN 10 DAYS AFTER THE PROVIDER RECEIVES A FINAL ORDER IMPOSING A CIVIL MONEY PENALTY.

(2) THE ORDER IMPOSING A CIVIL MONEY PENALTY IS FINAL WHEN THE PROVIDER HAS EXHAUSTED ALL OPPORTUNITIES TO CONTEST THE PENALTY IN ACCORDANCE WITH SUBSECTION (E) OR (F) OF THIS SECTION.

(3) IF A PROVIDER DOES NOT COMPLY WITH THIS SECTION, THE OFFICE MAY FILE A CIVIL ACTION TO RECOVER THE PENALTY.

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

Approved May 27, 1993.

CHAPTER 413

(Senate Bill 176)

AN ACT concerning

Corporations and Associations – Professional Corporations.

FOR the purpose of repealing the Maryland Professional Service Corporation Act and enacting in its place a revised Maryland Professional Service Corporation Act; providing for the organization, incorporation, operation, and dissolution of professional corporations; providing for the transfer of stock in a professional corporation; defining certain terms; repealing an inconsistent provision of law;