

(II) SHALL BE SUBJECT TO A CIVIL PENALTY OF UP TO \$200 PER MONTH FOR EACH MONTH IN WHICH A SUBSEQUENT VIOLATION OCCURS, UNLESS THE SECRETARY WAIVES THE PENALTY FOR CAUSE.

(2) ALL VIOLATIONS OCCURRING IN A SINGLE MONTH TO THE SAME EMPLOYER EMPLOYING UNIT SHALL BE CONSIDERED A SINGLE VIOLATION.

(E) AN ASSESSMENT UNDER THIS SECTION IS FINAL UNLESS, WITHIN 15 DAYS AFTER THE MAILING OF THE ASSESSMENT, AN EMPLOYING UNIT APPLIES TO THE SECRETARY FOR A HEARING THE SECRETARY MAY FORWARD THE APPLICATION TO THE OFFICE OF ADMINISTRATIVE HEARINGS FOR ADJUDICATION.

(F) THE DEPARTMENT OF HUMAN RESOURCES SHALL REIMBURSE THE SECRETARY FOR ALL COSTS INCURRED TO CARRY OUT THIS SECTION.

SECTION 6. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Labor and Employment

11-509.

(a) In this section, "classroom training" means training conducted in a classroom or in an institutional setting with funds provided under the federal act [or with State or federal funds provided to implement the Family Support Act of 1988] including institutional training with private sector employers but not including on-the-job training as defined in the federal act.

(b) To the extent that State funds are made available under § 11-508 of this subtitle, the Secretary of Labor, Licensing, and Regulation may provide payments as training allowances to provide for support services such as transportation and child care to individuals who require such services in order to participate in classroom training programs.

(c) (1) A payment to an individual under this section shall be based on the actual costs of the service needs, or an approximation of these costs under a flat rate system. The payment system shall be established by the Secretary for all State programs and by the Private Industry Council and administrating agency for a local program in a service delivery area.

(2) Any flat rate payment system shall provide 2 tiers of allowance payments. One tier shall address recipients in need of services other than child care. A higher rate shall be provided for those in need of child care. The flat rates may be computed on a per diem or a weekly basis.

(3) A training allowance to an individual under this section may not exceed \$100 a week.

(4) Allowance payments may be provided to participants that are enrolled in either the federal act Title II-A program, OR the federal act Title III program [or in the job opportunities and basic skills training program] based solely on their need for support services.