

3-605.

(A) A person who violates § 3-601, § 3-602, § 3-603, or § 3-604 of this subtitle is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$3,000 or imprisonment not exceeding 1 year or both.

(B) (1) THE BOARD MAY IMPOSE ON A PERSON WHO VIOLATES § 3-601, § 3-602, § 3-603, OR § 3-604 OF THIS SUBTITLE A PENALTY NOT EXCEEDING \$1,000 FOR EACH VIOLATION.

(2) IN SETTING THE AMOUNT OF THE PENALTY, THE BOARD SHALL CONSIDER:

- (I) THE SERIOUSNESS OF THE VIOLATION;
  - (II) THE HARM CAUSED BY THE VIOLATION;
  - (III) THE GOOD FAITH OF THE VIOLATOR;
  - (IV) ANY HISTORY OF PREVIOUS VIOLATIONS BY THE VIOLATOR;
- AND
- (V) ANY OTHER RELEVANT FACTORS.

(3) THE BOARD SHALL PAY ANY PENALTY COLLECTED UNDER THIS SUBSECTION INTO THE GENERAL FUND OF THE STATE.

9-310.

(A) Subject to the hearing provisions of § 9-312 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny a license to any applicant, reprimand any licensee, or suspend or revoke a license if:

- (1) the applicant or licensee fraudulently or deceptively obtains or attempts to obtain a license for the applicant or licensee or for another;
- (2) the applicant or licensee fraudulently or deceptively uses a license;
- (3) the applicant or licensee pleads guilty or nolo contendere with respect to, receives probation before judgment with respect to, or is convicted of:
  - (i) a crime involving moral turpitude; or
  - (ii) a violation of any election law of the State;
- (4) during the course of an official investigation by an authorized public official or public body and regardless of whether the matter is prosecuted, the applicant or licensee has admitted, in writing or under oath, to:
  - (i) a crime involving moral turpitude; or
  - (ii) a violation of any election law of the State;
- (5) the applicant or licensee is guilty of gross negligence, incompetence, or misconduct while practicing landscape architecture;