

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

15-318.

(b) (1) Instead of or in addition to suspending or revoking a license, the Board may impose a penalty not exceeding \$1,000 for each violation.

(2) To determine the amount of the penalty imposed under this subsection, the Board shall consider:

- (i) the seriousness of the violation;
- (ii) the harm caused by the violation;
- (iii) the good faith of the licensee; and
- (iv) any history of previous violations by the licensee.

{(3) The Board shall pay any penalty collected under this subsection into the General Fund of the State.}

15-610.

(A) A person who violates any provision of this title is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$500 or imprisonment not exceeding 6 months or both.

(B) (1) THE BOARD MAY IMPOSE ON A PERSON WHO VIOLATES ANY PROVISION OF THIS TITLE A CIVIL PENALTY NOT EXCEEDING \$1,000 FOR EACH VIOLATION.

(2) IN SETTING THE AMOUNT OF A CIVIL 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.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1996.

May 23, 1996

The Honorable Thomas V. Mike Miller, Jr.