

(3) ISSUE A PENALTY ORDER AGAINST THE PERSON IMPOSING A CIVIL PENALTY UP TO THE MAXIMUM AMOUNT OF \$1,000 FOR A FIRST VIOLATION AND A MAXIMUM AMOUNT OF \$5,000 FOR A EACH SUBSEQUENT VIOLATION; OR

(4) TAKE ANY COMBINATION OF THE ACTIONS SPECIFIED IN THIS SUBSECTION.

(C) IN DETERMINING THE AMOUNT OF FINANCIAL PENALTY TO BE IMPOSED UNDER SUBSECTION (B) OF THIS SECTION, THE COMMISSIONER SHALL CONSIDER THE FOLLOWING FACTORS:

- (1) THE SERIOUSNESS OF THE VIOLATION;
- (2) THE GOOD FAITH OF THE VIOLATOR;
- (3) THE VIOLATOR'S HISTORY OF PREVIOUS VIOLATIONS;
- (4) THE DELETERIOUS EFFECT OF THE VIOLATION ON THE PUBLIC AND THE INDUSTRY INVOLVED;
- (5) THE ASSETS OF THE VIOLATOR; AND
- (6) ANY OTHER FACTORS RELEVANT TO THE DETERMINATION OF THE FINANCIAL PENALTY.

(D) NOTICE OF ANY HEARING UNDER THIS SECTION SHALL BE GIVEN AND THE HEARING SHALL BE HELD IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

2-116.

(A) WHEN IT APPEARS TO THE COMMISSIONER THAT A PERSON IS ABOUT TO ENGAGE IN AN ACT OR PRACTICE CONSTITUTING A VIOLATION OF A LAW, REGULATION, RULE, OR ORDER OVER WHICH THE COMMISSIONER HAS JURISDICTION, THE COMMISSIONER MAY BRING AN ACTION IN THE CIRCUIT COURT OF THE COUNTY IN WHICH THE PERSON RESIDES OR TRANSACTS BUSINESS TO OBTAIN ONE OR MORE OF THE FOLLOWING REMEDIES:

- (1) A TEMPORARY RESTRAINING ORDER; OR
- (2) A TEMPORARY OR PERMANENT INJUNCTION.

(B) WHEN IT APPEARS TO THE COMMISSIONER THAT A PERSON HAS ENGAGED IN AN ACT OR PRACTICE CONSTITUTING A VIOLATION OF A LAW, REGULATION, RULE, OR ORDER OVER WHICH THE COMMISSIONER HAS JURISDICTION, THE COMMISSIONER MAY BRING AN ACTION IN THE CIRCUIT COURT OF THE COUNTY IN WHICH THE PERSON RESIDES OR TRANSACTS BUSINESS TO OBTAIN ONE OR MORE OF THE FOLLOWING REMEDIES:

- (1) A TEMPORARY RESTRAINING ORDER;
- (2) A TEMPORARY OR PERMANENT INJUNCTION;