

(2) If the Board does not make the finding, the Board shall dismiss the complaint.

[(f)] (D) (1) If the Board makes the finding under subsection [(e)(1)] (C)(1) of this section for a violation that relates to the sanitary condition of a beauty salon or the sanitary practice of cosmetology, the Board shall provide the owner of the salon an opportunity to correct the alleged violation.

(2) If the owner fails to correct each alleged violation within 10 days of written notification of the violation by the Board, the Board shall act on the complaint as provided under § 5-523 of this subtitle.

(3) If the owner corrects each alleged violation within 10 days of notice, the Board shall:

- (i) dismiss the complaint; and
- (ii) provide the owner written notification of the dismissal.

5-609.

(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 \$100 or imprisonment not exceeding 30 days or both.

(B) (1) EXCEPT AS OTHERWISE PROVIDED BY THIS TITLE, THE BOARD MAY IMPOSE ON A PERSON WHO VIOLATES ANY PROVISION OF THIS TITLE A PENALTY NOT EXCEEDING \$1,000 FOR ALL VIOLATIONS CITED ON A SINGLE DAY.

(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.

7-309.

(a) (1) Subject to the hearing provisions of § 7-311 of this subtitle, the Board, on the affirmative vote of a majority of its authorized members, may deny a license to any applicant, reprimand any licensee, or suspend or revoke a license if the applicant or licensee:

[(1)] (I) fraudulently or deceptively obtains or attempts to obtain a license for the applicant or licensee or for another;