

- (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.

15-318.

(a) (1) Subject to the hearing provisions of § 15-320 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)](I) the applicant or licensee fraudulently or deceptively obtains, renews, or attempts to obtain or renew a license or permit for the applicant or licensee or for another;

[(2)](II) the applicant or licensee fraudulently or deceptively uses a license;

[(3)](III) under the laws of the United States or of any state, the applicant or licensee is convicted of:

[(i)] 1. a felony; or

[(ii)] 2. a misdemeanor that is directly related to the fitness and qualification of the applicant or licensee to practice land surveying or property line surveying;

[(4)](IV) the applicant or licensee is guilty of gross negligence, incompetence, or misconduct while practicing land surveying or property line surveying;

[(5)](V) the applicant or licensee knowingly violates any provision of the code of ethics adopted by the Board;

[(6)](VI) the applicant or licensee knowingly violates any provision of this title; or

[(7)](VII) the applicant or licensee has had a license to practice land surveying or property line surveying in another state revoked or suspended by the other state for a cause that would justify revocation or suspension under this title, except for the failure to pay a license or license renewal fee.

[(b) (1)] (2) (I) Instead of or in addition to REPRIMANDING A LICENSEE OR suspending or revoking a license UNDER THIS SUBSECTION, the Board may impose a penalty not exceeding [ \$1,000 ] \$5,000 for each violation.

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