

EXPERIENCE AND EDUCATION TO PERFORM ELEVATOR WORK WITHOUT DIRECT AND IMMEDIATE SUPERVISION SHALL IMMEDIATELY SEEK A TEMPORARY ELEVATOR MECHANIC LICENSE FROM THE BOARD AND SHALL PAY THE FEE THAT THE BOARD DETERMINES.

(4) EACH TEMPORARY ELEVATOR MECHANIC LICENSE IS VALID FOR A PERIOD OF 30 DAYS WHILE THE LICENSEE IS EMPLOYED BY THE LICENSED ELEVATOR CONTRACTOR THAT CERTIFIED THE LICENSEE AS QUALIFIED.

(5) A TEMPORARY ELEVATOR MECHANIC LICENSE MAY BE RENEWED AS LONG AS THE SHORTAGE OF LICENSE HOLDERS CONTINUES.

(R) (1) SUBJECT TO THE HEARING PROVISIONS OF SUBSECTION (S) OF THIS SECTION, THE BOARD MAY DENY A LICENSE TO AN APPLICANT, REFUSE TO RENEW A LICENSE, REPRIMAND A LICENSEE, SUSPEND OR REVOKE A LICENSE, OR IMPOSE A CIVIL PENALTY NOT TO EXCEED \$1,000 IF THE BOARD FINDS THAT THE APPLICANT OR LICENSEE:

(+) (I) FRAUDULENTLY OR DECEPTIVELY OBTAINS OR ATTEMPTS TO OBTAIN A LICENSE;

(+) (II) FAILS TO NOTIFY THE BOARD OR THE OWNER OR LESSEE OF AN ELEVATOR OR RELATED MECHANISM OF ANY CONDITION NOT IN COMPLIANCE WITH § 49B OF THIS SUBTITLE; OR

(+) (III) VIOLATES ANY PROVISION OF THIS SECTION OR § 49B OF THIS SUBTITLE;

(IV) TRANSFERS THE AUTHORITY GRANTED BY THE LICENSE TO ANOTHER PERSON;

(V) INSTALLS, REPAIRS, OR MAINTAINS AN ELEVATOR OR ASSISTS IN THE INSTALLATION, REPAIR, OR MAINTENANCE OF AN ELEVATOR IN A NEGLIGENT OR CARELESS MANNER; OR

(VI) WILLFULLY OR DELIBERATELY DISREGARDS AND VIOLATES BUILDING CODES, ELECTRICAL CODES, OR CONSTRUCTION LAWS OF THE STATE OR OF ANY COUNTY OR MUNICIPAL CORPORATION OF THE STATE.

(2) IN DETERMINING THE APPROPRIATE PENALTY TO BE IMPOSED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE BOARD SHALL CONSIDER:

(I) THE GRAVITY OF THE VIOLATION;

(II) THE GOOD FAITH OF THE VIOLATOR;

(III) THE QUANTITY AND GRAVITY OF PREVIOUS VIOLATIONS BY THE SAME VIOLATOR;

(IV) THE HARM CAUSED TO THE COMPLAINANT, THE PUBLIC, AND THE ELEVATOR MECHANIC PROFESSION;

(V) THE ASSETS OF THE VIOLATOR; AND