

(1) DOES NOT MEET THE QUALIFICATIONS DESCRIBED IN § 5-306 OF THIS SUBTITLE; OR

(2) VIOLATED § 5-308 OF THIS SUBTITLE.

(B) RETURN OF PERMIT.

A HOLDER OF A PERMIT THAT IS REVOKED BY THE SECRETARY SHALL RETURN THE PERMIT TO THE SECRETARY WITHIN 10 DAYS AFTER RECEIPT OF WRITTEN NOTICE OF THE REVOCATION.

REVISOR'S NOTE: This section is new language derived without substantive change from the first and second sentences of former Art. 27, § 36E(g).

In the introductory language of subsection (a) of this section, the former reference to a permit that is "issued or renewed" is deleted as implicit in light of the defined term "permit".

Also in the introductory language of subsection (a) of this section, the former phrase "at any time" is deleted as surplusage.

In subsection (b) of this section, the reference to a "written" notice of the revocation is added for clarity in light of § 5-311(a) of this subtitle, which allows a person to file a request for an informal review within 10 days after receipt of "written" notice of the Secretary's initial action.

Defined terms: "Permit" § 5-301

"Secretary" § 5-301

5-311. INFORMAL REVIEW OF SECRETARY'S ACTION.

(A) REQUEST FOR INFORMAL REVIEW.

A PERSON WHO IS DENIED A PERMIT OR RENEWAL OF A PERMIT OR WHOSE PERMIT IS REVOKED OR LIMITED MAY REQUEST THE SECRETARY TO CONDUCT AN INFORMAL REVIEW BY FILING A WRITTEN REQUEST WITHIN 10 DAYS AFTER RECEIPT OF WRITTEN NOTICE OF THE SECRETARY'S INITIAL ACTION.

(B) PERSONAL INTERVIEW.

AN INFORMAL REVIEW:

(1) MAY INCLUDE A PERSONAL INTERVIEW OF THE PERSON WHO REQUESTED THE INFORMAL REVIEW; AND

(2) IS NOT SUBJECT TO TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(C) ACTION BY SECRETARY.

IN AN INFORMAL REVIEW, THE SECRETARY SHALL SUSTAIN, REVERSE, OR MODIFY THE INITIAL ACTION TAKEN AND NOTIFY THE PERSON WHO REQUESTED THE INFORMAL REVIEW OF THE DECISION IN WRITING WITHIN 30 DAYS AFTER RECEIPT OF THE REQUEST FOR INFORMAL REVIEW.