

(1) AFTER INVESTIGATION AND RECOMMENDATION BY THE BOARD, THE COMMISSIONER MAY SUSPEND THE SPECIAL INSPECTOR COMMISSION FOR:

(I) INCOMPETENCE OF THE SPECIAL INSPECTOR;

(II) UNTRUSTWORTHINESS OF THE SPECIAL INSPECTOR;

(III) WILLFUL FALSIFICATION OF ANY MATTER OR STATEMENT CONTAINED IN THE APPLICATION FOR THE SPECIAL INSPECTOR COMMISSION; OR

(IV) WILLFUL FALSIFICATION OF ANY MATTER OR STATEMENT CONTAINED IN A REPORT OF AN INSPECTION MADE BY THE SPECIAL INSPECTOR.

(2) WITHIN 10 DAYS AFTER SUSPENDING A SPECIAL INSPECTOR COMMISSION, THE COMMISSIONER SHALL GIVE WRITTEN NOTICE OF THE SUSPENSION TO THE SPECIAL INSPECTOR AND THE EMPLOYER OF THE SPECIAL INSPECTOR.

(3) (I) AN INDIVIDUAL WHOSE SPECIAL INSPECTOR COMMISSION HAS BEEN SUSPENDED MAY APPEAL TO THE BOARD.

(II) AT THE HEARING ON THE APPEAL, THE INDIVIDUAL MAY BE PRESENT AND REPRESENTED BY COUNSEL.

(4) AN INDIVIDUAL WHOSE SPECIAL INSPECTOR COMMISSION HAS BEEN SUSPENDED MAY APPLY FOR REINSTATEMENT OF THE COMMISSION AFTER 90 DAYS FOLLOWING THE DATE OF THE SUSPENSION.

(L) REVOCATION OF COMMISSION.

(1) IF THE BOARD HAS REASON TO BELIEVE THAT A SPECIAL INSPECTOR IS NO LONGER QUALIFIED TO HOLD A COMMISSION, THE BOARD SHALL HOLD A HEARING.

(2) THE BOARD SHALL GIVE AT LEAST 10 DAYS' WRITTEN NOTICE OF THE HEARING TO THE SPECIAL INSPECTOR AND TO THE EMPLOYER OF THE SPECIAL INSPECTOR.

(3) AT THE HEARING, THE SPECIAL INSPECTOR AND THE EMPLOYER SHALL HAVE AN OPPORTUNITY TO BE HEARD.

(4) IF AFTER THE HEARING THE BOARD FINDS THAT THE SPECIAL INSPECTOR IS NO LONGER QUALIFIED TO HOLD A COMMISSION:

(I) THE BOARD SHALL RECOMMEND TO THE COMMISSIONER THAT THE SPECIAL INSPECTOR COMMISSION BE REVOKED; AND

(II) THE COMMISSIONER SHALL REVOKE THE SPECIAL INSPECTOR COMMISSION IMMEDIATELY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48, §§ 174, 175, and 178(b).

In subsection (a)(1)(i) of this section, the reference to "an authorized