

Professions Article is ratified by this Act.

16-701.

(a) (1) Subject to the hearing provisions of § 16-602 of this title, the Commission may deny a real estate appraisal license to any applicant, deny a certificate to any applicant, reprimand any real estate appraiser licensee, reprimand any certificate holder, or suspend or revoke a real estate appraisal license or certificate if the real estate appraisal applicant, license holder, or certificate holder:

(xi) [commits negligence] IS NEGLIGENT or [incompetence] INCOMPETENT in developing, preparing, or communicating an appraisal;

**DRAFTER'S NOTE:**

Error: Incorrect word usage in § 16-701(a)(1)(xi) of the Business Occupations and Professions Article.

Occurred: Ch. 594, Acts of 1990.

(2) (i) Instead of or in addition to reprimanding a licensee or a certificate holder or suspending or revoking a license or a certificate under this subsection, the [Board] COMMISSION may impose a penalty not exceeding \$5,000 for each violation.

(ii) To determine the amount of the penalty imposed, the [Board] COMMISSION shall consider:

1. the seriousness of the violation;
2. the harm caused by the violation;
3. the good faith of the licensee; and
4. any history of previous violations by the licensee.

(3) The [Board] COMMISSION shall pay any penalty collected under this subsection into the General Fund of the State.

**DRAFTER'S NOTE:**

Error: Misnomer in § 16-701(a)(2)(i) and (ii) and (3) of the Business Occupations and Professions Article.

Occurred: Ch. 187, Acts of 2001.

16-701.1.

Subject to the hearing provisions of § 16-602 of this title, the Commission may deny a home inspector license to any applicant, reprimand any home inspector licensee, or suspend or revoke a home inspector [licensee] LICENSE if the applicant or licensee:

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