

Article - Business Regulation

4-407.

(a) Except as provided in § 10-226 of the State Government Article, before the Secretary takes any final action under § 4-405(b), § 4-406, OR § 4-416 of this subtitle, the Secretary shall give the person against whom the action is contemplated an opportunity for a hearing before the Secretary.

DRAFTER'S NOTE:

Error: Omitted conjunction in § 4-407(a) of the Business Regulation Article.

Occurred: Ch. 421, Acts of 2003. Correction by the publisher of the Annotated Code in the 2003 Supplement of the Business Regulation Article is ratified by this Act.

4-416.

(b) [(1)] To determine the amount of the penalty, the Secretary shall consider:

- [(i)] (1) the seriousness of the violation;
- [(ii)] (2) the harm caused by the violation;
- [(iii)] (3) the good faith of the violator;
- [(iv)] (4) any history of previous violations by the violator; and
- [(v)] (5) any other relevant factors.

DRAFTER'S NOTE:

Error: Tabulation errors in § 4-416(b) of the Business Regulation Article.

Occurred: Ch. 421, Acts of 2003. Correction by the publisher of the Annotated Code in the 2003 Supplement of the Business Regulation Article is ratified by this Act.

4-417.

In applying and construing this [uniform act] SUBTITLE, consideration must be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

DRAFTER'S NOTE:

Error: Stylistic error in § 4-417 of the Business Regulation Article.

Occurred: Ch. 421, Acts of 2003. Correction by the publisher of the Annotated Code in the 2003 Supplement of the Business Regulation Article is ratified by this Act.