

~~19-4B-04.~~ 19-4B-05.

(A) AN INDIVIDUAL MAY NOT OPERATE OR ENGAGE IN, ATTEMPT TO OPERATE OR ENGAGE IN, OR HOLD ONE'S SELF OUT AS OPERATING OR ENGAGED IN THE BUSINESS OF A NURSING REFERRAL SERVICE AGENCY UNLESS THE INDIVIDUAL IS LICENSED UNDER THIS SUBTITLE.

(B) (1) AN INDIVIDUAL WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 FOR THE FIRST OFFENSE AND NOT EXCEEDING \$10,000 FOR EACH SUBSEQUENT OFFENSE.

(2) EACH DAY A VIOLATION IS CONTINUED AFTER THE FIRST CONVICTION IS A SEPARATE OFFENSE.

19-4B-06.

FOR THE PURPOSES OF ANY OTHER PROVISION OF LAW, THE GRANTING OF A LICENSE UNDER THIS SUBTITLE DOES NOT CONSTITUTE A FINDING OF ANY FACT ON WHICH THE GRANTING OF THE LICENSE WAS BASED AND MAY NOT GIVE RISE TO ANY PRESUMPTION REGARDING THE EXISTENCE OF ANY FACT ON WHICH THE GRANTING OF THE LICENSE WAS BASED.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.

May 26, 2004

The Honorable Michael E. Busch
Speaker of the House
State House
Annapolis, MD 21401

Dear Mr. Speaker:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed House Bill 1468 - *Bed and Breakfast Establishments - Food Service - Regulation*.

This bill exempts specified bed and breakfast establishments from Department of Health and Mental Hygiene and local government regulations relating to the required use of commercial grade kitchen equipment. It requires bed and breakfast establishments that intend to serve a hot meal to renters, to be licensed as food establishments, providing that bed and breakfast establishments that intend to serve a hot meal to renters are subject to State and local health regulations that govern food safety and contamination.

Senate Bill 839, which was passed by the General Assembly and signed by me on May