

- ~~(5) falsifies a record submitted to the Board;~~
- ~~(6) fails to use proper sanitary methods while practicing barbering;~~
- ~~(7) fails to keep a barbershop in a sanitary condition; or~~
- ~~(8) violates any provision of this title.~~

~~(B) INSTEAD OF OR IN ADDITION TO SUSPENDING OR REVOKING A LICENSE, THE BOARD MAY IMPOSE A PENALTY NOT EXCEEDING \$500 FOR ALL VIOLATIONS CITED ON A SINGLE DATE.~~

~~(C) IN DETERMINING THE AMOUNT OF FINANCIAL PENALTY TO BE IMPOSED UNDER THIS SECTION, THE BOARD SHALL CONSIDER THE FOLLOWING:~~

- ~~(1) THE SERIOUSNESS OF THE VIOLATION;~~
- ~~(2) THE GOOD FAITH OF THE VIOLATOR;~~
- ~~(3) THE VIOLATOR'S HISTORY OF PREVIOUS VIOLATIONS;~~
- ~~(4) THE DELETERIOUS EFFECT OF THE VIOLATION ON THE COMPLAINANT, THE PUBLIC, AND THE BARBER INDUSTRY; AND~~

~~(5) ANY OTHER FACTORS RELEVANT TO THE DETERMINATION OF THE FINANCIAL PENALTY.~~

~~[4-317.] 4-316.~~

~~(a) Except as otherwise provided in Title 10, Subtitle 4 of the State Government Article, before the Board takes any final action under [§ 4-316] § 4-315 of this subtitle, it shall give the individual against whom the action is contemplated an opportunity for a hearing before the Board.~~

~~(b) The Board shall give notice and hold the hearing in accordance with Title 10, Subtitle 2 of the State Government Article.~~

~~(c) The Board may administer oaths in connection with any proceeding under this section.~~

~~(d) The hearing notice to be given to the individual shall be sent by certified mail to the last known address of the individual at least 10 days before the hearing.~~

~~(e) If, after due notice, the individual against whom the action is contemplated fails or refuses to appear, nevertheless the Board may hear and determine the matter.~~

~~4-405.~~

~~(E) THE SECRETARY MAY DETERMINE THAT APPRENTICE BARBER LICENSES ISSUED UNDER THIS SUBTITLE SHALL EXPIRE ON A STAGGERED BASIS.~~