

(iii) continues business under a new owner.

(2) A barbershop that remodels and reopens with the same owner is not subject to the inspection requirement of this subsection.

(c) [The Board or an inspector shall inspect each barber school before it initially opens for business.

(d) (1) The Board or an inspector may enter and inspect a barbershop or barber school at any time during business hours to determine the sanitary condition of the barbershop or barber school.

(2) If, during an inspection of a barbershop or barber school, an inspector finds an unsanitary condition, the inspector promptly shall report the condition to the Board.

[4-523.] 4-513.

(A) Subject to the hearing provisions of [§ 4-524] § 4-514 of this subtitle, the Board may deny a barbershop permit [or school permit] to any applicant, reprimand any permit holder, or suspend or revoke a barbershop permit [or school permit]:

(1) for any applicable ground under [§ 4-316] § 4-314 of this title;

(2) [if a school permit holder violates any of the standards specified in § 4-513 of this subtitle;

(3) if the applicant or holder fraudulently or deceptively obtains or attempts to obtain a barbershop permit [or school permit] for the applicant or holder or for another; or

[(4)] (3) if the applicant or holder fraudulently or deceptively uses a barbershop permit [or school permit].

(B) INSTEAD OF OR IN ADDITION TO SUSPENDING OR REVOKING A LICENSE, THE BOARD MAY IMPOSE A PENALTY NOT EXCEEDING \$300 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.