

(i) The applicant is a corporate entity that contains an owner, director, or officer who held the same position in a different corporation which had its license revoked;

(ii) The individual applicant held the same position described in item (i) of this paragraph;

(iii) The applicant is a corporate entity that contains an owner, director, or officer whose conduct caused the revocation of a prior license; or

(iv) The conduct of an individual applicant caused the revocation of a prior license.

(b) (1) Before denying, suspending, restricting, or revoking a license or ISSUING a provisional license under this section, the Secretary shall give the applicant an opportunity for a hearing.

(2) The Secretary shall send a hearing notice to any applicant by certified mail, return receipt requested, at least 30 days before the hearing.

(3) The applicant may be represented at the hearing by counsel.

19-1007.

(A) A person who violates any provision of this subtitle or any regulation adopted under this subtitle is guilty of a misdemeanor and on conviction is subject to a penalty not exceeding \$1,000 or imprisonment not exceeding 1 year or both. Each day a violation is continued after the first conviction is a separate offense.

(B) (1) IN ADDITION TO THE PROVISIONS OF SUBSECTION (A) OF THIS SECTION, THE SECRETARY MAY IMPOSE AN ADMINISTRATIVE PENALTY OF UP TO \$1,000 FOR A VIOLATION OF ANY PROVISION OF THIS SUBTITLE OR ANY REGULATION ADOPTED UNDER THIS SUBTITLE.

(2) THE SECRETARY SHALL ADOPT REGULATIONS TO PROVIDE STANDARDS FOR THE IMPOSITION OF AN ADMINISTRATIVE PENALTY UNDER PARAGRAPH (1) OF THIS SUBSECTION.

[19-1008.

The provisions of this subtitle shall terminate on June 1, 1992 and shall be null and void without the necessity of further action by the General Assembly.]

SECTION 2. AND BE IT FURTHER ENACTED, That, in addition to the specific reporting requirements imposed under § 19-1003(a) of the Health - General Article for radiation therapy equipment, for 1993 and 1994, the Secretary of Health and Mental Hygiene shall require any person issued a license to operate radiation therapy equipment to submit an annual report that lists:

(1) the total number of patients served by each payor class including Medicaid;

(2) the total number of uninsured patients served;