

(II) HOWEVER, AFTER GIVING THE COMMISSIONER NOTICE AND AN OPPORTUNITY FOR A HEARING, THE COURT IN WHICH THE APPEAL IS PENDING MAY STAY THE DECISION OF THE COMMISSIONER ON CONDITIONS THAT THE COURT CONSIDERS PROPER.

(III) THE CONDITIONS MAY INCLUDE A REQUIREMENT TO POST SECURITY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 89, § 73.

Subsection (b) of this section is revised in the active voice to clarify that the Commissioner is responsible for giving notice. Similarly, subsection (c)(1) of this section is revised in the active voice to clarify that the Commissioner is responsible for posting the notice.

Defined terms: "Amusement attraction" § 3-101

"Amusement owner" § 3-101

"Commissioner" § 3-101

"Person" § 1-101

3-406. CITATIONS.

(A) "WORK DAY" DEFINED.

IN THIS SECTION, "WORK DAY" MEANS A DAY THAT IS NOT A SATURDAY, A SUNDAY, OR A STATE HOLIDAY.

(B) REQUIRED FOR CERTAIN VIOLATIONS.

IF, AFTER AN INSPECTION OR INVESTIGATION, THE COMMISSIONER FINDS THAT, WITHIN THE IMMEDIATELY PRECEDING 6 MONTHS, AN AMUSEMENT OWNER HAS VIOLATED THIS TITLE OR AN ORDER PASSED OR REGULATION ADOPTED UNDER THIS TITLE, THE COMMISSIONER PROMPTLY SHALL ISSUE A CITATION TO THE AMUSEMENT OWNER.

(C) CONTENTS OF CITATION.

EACH CITATION SHALL:

(1) DESCRIBE, IN DETAIL, THE NATURE OF THE ALLEGED VIOLATION;

(2) CITE THE PROVISION OF THIS TITLE, ORDER, OR REGULATION THAT THE AMUSEMENT OWNER IS ALLEGED TO HAVE VIOLATED; AND

(3) SET A REASONABLE TIME FOR CORRECTION OF THE ALLEGED VIOLATION.

(D) NOTICE OF PENALTY AND HEARING.