

IF THE COMMISSIONER HAS REASON TO BELIEVE THAT AN AMUSEMENT OWNER HAS FAILED TO CORRECT A VIOLATION IN A TIMELY MANNER, THE COMMISSIONER SHALL SEND BY CERTIFIED MAIL TO THE AMUSEMENT OWNER A NOTICE THAT:

(1) STATES THAT THE AMUSEMENT OWNER HAS FAILED TO CORRECT THE VIOLATION;

(2) STATES THE PROPOSED CIVIL PENALTY, IF ANY, THAT THE COMMISSIONER INTENDS TO IMPOSE UNDER THIS TITLE FOR THE FAILURE; AND

(3) INFORMS THE AMUSEMENT OWNER THAT, WITHIN 15 WORK DAYS AFTER RECEIPT OF THE NOTICE, THE AMUSEMENT OWNER MAY SUBMIT TO THE COMMISSIONER A WRITTEN REQUEST FOR A HEARING ON THE FAILURE TO CORRECT THE VIOLATION OR PROPOSED CIVIL PENALTY.

(K) FINAL ORDER.

UNLESS AN AMUSEMENT OWNER REQUESTS A HEARING AS PROVIDED IN THIS SECTION, THE NOTICE, INCLUDING ANY PROPOSED CIVIL PENALTY, IS A FINAL ORDER.

(L) HEARING REQUIRED.

(1) WHENEVER THE COMMISSIONER RECEIVES A REQUEST FOR A HEARING MADE IN ACCORDANCE WITH THIS SECTION, THE COMMISSIONER SHALL HOLD A HEARING.

(2) TO THE EXTENT PRACTICABLE, THE HEARING SHALL BE HELD WITHIN 30 DAYS AFTER RECEIPT OF THE REQUEST.

(M) APPLICATION OF CONTESTED CASE PROVISIONS.

THE COMMISSIONER SHALL GIVE NOTICE AND HOLD THE HEARING UNDER THIS SECTION IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(N) HEARING EXAMINER.

(1) IF A HEARING EXAMINER OR OTHER OFFICER IS APPOINTED TO HOLD A HEARING UNDER THIS SECTION, THE OFFICER SHALL PREPARE A RECORD THAT INCLUDES TESTIMONY.

(2) THE OFFICER SHALL SUBMIT A REPORT TO THE COMMISSIONER AND SEND A COPY OF THE REPORT TO ANY AMUSEMENT OWNER AFFECTED BY THE REPORT.