

appointment of a hearing examiner, is deleted in light of SG § 10-207. Similarly, the requirement of former § 75(e)(2) that the record of the hearing examiner include "exhibits" is deleted in light of SG § 10-210(2) and the requirement of former § 75(e)(2) for a written report is deleted in light of SG § 10-207(b)(2).

The Business Regulation Article Review Committee notes, for consideration by the General Assembly, that the requirement for the record of the hearing officer to include "testimony" is retained. SG § 10-211 generally requires a transcription of proceedings only on request of and payment of costs by a party. The specific requirement revised in subsection (n)(1) of this section seemingly is more stringent than the general requirement of SG § 10-211.

The Business Regulation Article Review Committee also notes, for consideration by the General Assembly, that the requirement of subsection (n)(2) of this section that an officer send a copy of a report to the amusement owner affected by the report is added to conform to due process requirements.

As to the Office of Administrative Hearings, see SG §§ 9-1601 through 9-1610.

Defined terms: "Amusement owner" § 3-101
"Commissioner" § 3-101

SUBTITLE 5. PROHIBITED ACTS; PENALTIES.

3-501. FALSE REPRESENTATIONS AND STATEMENTS.

(A) PROHIBITED ACT.

A PERSON MAY NOT KNOWINGLY MAKE A FALSE REPRESENTATION OR FALSE STATEMENT IN AN APPLICATION, PLAN, RECORD, REPORT, OR OTHER DOCUMENT THAT THE PERSON SUBMITS OR IS REQUIRED TO KEEP UNDER THIS TITLE.

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE NOT EXCEEDING \$2,500 OR IMPRISONMENT NOT EXCEEDING 6 MONTHS OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 89, § 81(b).

In subsection (a) of this section, the word "keep" is substituted for the former word "maintained".

Also in subsection (a) of this section, the former word "certification" is deleted as included in the general reference to "statement".

Defined term: "Person" § 1-101