

(iii) the good faith of the licensee; and

(iv) any history of previous violations by the licensee.

(3) The Board shall pay any penalty collected under this subsection into the General Fund of the State.

~~(C) THE FOLLOWING STANDARDS SHALL BE CONSIDERED IN THE GRANT~~ THE BOARD SHALL CONSIDER THE FOLLOWING FACTS IN THE GRANTING, DENIAL, RENEWAL, SUSPENSION, OR REVOCATION OF A LICENSE OR THE REPRIMAND OF A LICENSEE WHEN AN APPLICANT OR LICENSEE IS CONVICTED OF A FELONY OR A CRIME OF MORAL TURPITUDE A FELONY OR MISDEMEANOR DESCRIBED IN SUBSECTION (A)(3) OF THIS SECTION:

(1) THE NATURE OF THE CRIME;

(2) THE RELATIONSHIP OF THE CRIME TO THE ACTIVITIES AUTHORIZED BY THE LICENSE;

(3) WITH RESPECT TO A FELONY, THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PRACTICE LANDSCAPE ARCHITECTURE;

~~(4) OTHER CRIMES OF WHICH THE APPLICANT OR LICENSEE HAS BEEN CONVICTED;~~

~~(5)~~ (4) THE LENGTH OF TIME SINCE THE CONVICTION; AND

~~(6)~~ (5) THE BEHAVIOR AND ACTIVITIES OF THE APPLICANT OR LICENSEE BEFORE AND AFTER THE CONVICTION.

11-409.

(a) Subject to the hearing provisions of § 11-410 of this subtitle, the Board may deny a license to any applicant, reprimand any licensee, or suspend or revoke a license if the applicant or licensee:

(1) fraudulently or deceptively obtains or attempts to obtain a license for the applicant or licensee or for another;

(2) fraudulently or deceptively uses a license;

(3) ~~UNDER THE LAWS OF THE UNITED STATES OR OF ANY STATE, PLEADS GUILTY OR NOLO CONTENDERE WITH RESPECT TO, RECEIVES PROBATION BEFORE JUDGMENT WITH RESPECT TO, OR IS CONVICTED OF:~~

(I) A FELONY; OR

(II) A CRIME OF MORAL TURPITUDE A MISDEMEANOR THAT IS DIRECTLY RELATED TO THE FITNESS AND QUALIFICATION OF THE APPLICANT OR LICENSEE TO PROVIDE PILOTAGE;

(4) violates any regulation adopted by the Board; or

[(4)] (5) violates any order passed by the Board.