

(c) An individual who is a registered massage practitioner under this subtitle or a business entity that employs registered massage practitioners under this subtitle may not advertise to the public that the individual or business entity provides health-related therapeutic massage services.

(d) (1) In Charles County and Washington County, an individual may not perform a massage or offer to perform a massage on another person for compensation unless the individual who performs the massage or offers to perform a massage is a certified massage therapist or registered massage practitioner.

(2) A law enforcement officer in Charles County or Washington County may demand proof of certification or registration.

(e) Any individual who violates a provision of this section is guilty of a misdemeanor and on conviction shall be subject to a fine not exceeding \$5,000 or imprisonment for not more than 1 year, or both.]

[3-5A-09.] 3-5A-11.

(a) Subject to the hearing provisions of § 3-315 of this title, the Board may deny a [certificate] LICENSE or registration to any applicant, reprimand any [certificate holder] LICENSEE or registration holder, place any [certificate holder] LICENSEE or registration holder on probation, or suspend or revoke the [certificate] LICENSE of a [certificate holder] LICENSEE or the registration of a registration holder if the applicant, [certificate holder] LICENSEE, or registration holder:

(1) Fraudulently or deceptively obtains or attempts to obtain a [certificate] LICENSE or registration for the applicant or for another;

(2) Fraudulently or deceptively uses a [certificate] LICENSE or registration;

(3) Is disciplined by a licensing, certifying, or disciplinary authority of any other state or country or convicted or disciplined by a court of any state or country for an act that would be grounds for disciplinary action under this section;

(4) Is convicted of or pleads guilty or nolo contendere to a felony or to a crime involving moral turpitude, whether or not any appeal or other proceeding is pending to have the conviction or plea set aside;

(5) Willfully and knowingly:

(i) Files a false report or record of an individual under the care of the [certificate] LICENSE holder or registration holder; or