

(a) The Commission may impose on a person who violates this title, including § 8-607(4) of this subtitle, a civil penalty not exceeding \$5,000 for each violation, whether or not the person is licensed under this title.

(b) In setting the amount of a civil penalty, the Commission shall consider:

- (1) the seriousness of the violation;
- (2) the good faith of the violator;
- (3) any previous violations;
- (4) the harmful effect of the violation on the complainant, the public, and the business of home improvement;
- (5) the assets of the violator; and
- (6) any other relevant factors.

Article - Environment

6-801.

(m) "Lead-safe housing" means a rental dwelling unit that:

- (1) Is certified to be lead-free in accordance with § 6-804 of this subtitle;
- (2) Was constructed after 1978;
- (3) Is deemed to be lead-safe by the Department in accordance with criteria established by the Department by regulation; or
- (4) Is certified to be in compliance with § 6-815(a) of this subtitle and:
 - (i) In which all windows are either lead-free or have been treated so that all friction surfaces are lead-free;

(ii) In which lead [particulate] CONTAMINATED DUST levels are determined to be within abatement clearance levels established by the Department by regulation, [within 15 days prior to the relocation of a person at risk to the rental dwelling unit in accordance with a qualified offer made under Part V of this subtitle] **WITHIN A TIME FRAME ESTABLISHED BY THE DEPARTMENT BY REGULATION;** and