

HOUSE BILL 1261

C2

7lr0589

By: **Delegates Wilkins, Barron, Carr, Fennell, Frick, Luedtke, Moon, and M. Washington**

Introduced and read first time: February 10, 2017

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 11, 2017

CHAPTER _____

- 1 AN ACT concerning
- 2 **Barbers – Criminal Penalties for Violations of Barbering Law – Repeal**
- 3 FOR the purpose of repealing certain criminal penalties for violations of the barbering law;
- 4 making stylistic changes; and generally relating to practicing barbering.
- 5 BY repealing and reenacting, without amendments,
- 6 Article – Business Occupations and Professions
- 7 Section 4–601
- 8 Annotated Code of Maryland
- 9 (2010 Replacement Volume and 2016 Supplement)
- 10 BY repealing and reenacting, with amendments,
- 11 Article – Business Occupations and Professions
- 12 Section 4–607
- 13 Annotated Code of Maryland
- 14 (2010 Replacement Volume and 2016 Supplement)
- 15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 16 That the Laws of Maryland read as follows:
- 17 **Article – Business Occupations and Professions**
- 18 4–601.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) Except as otherwise provided in this title, a person may not practice, attempt
2 to practice, or offer to practice barbering in the State unless licensed by the Board to
3 practice barbering.

4 (b) Except as otherwise provided in this title, a person may not provide, attempt
5 to provide, or offer to provide barber-stylist services in the State unless licensed by the
6 Board to provide barber-stylist services.

7 4-607.

8 (a) [A person who violates any provision of this title is guilty of a misdemeanor
9 and on conviction is subject to a fine not exceeding \$100 or imprisonment not exceeding 30
10 days or both.

11 (b) (1)] Except as otherwise provided by this title, the Board may impose on a
12 person who violates any provision of this title a penalty not exceeding \$1,000 for all
13 violations cited on a single day.

14 [(2)] (B) In setting the amount of the penalty, the Board shall consider:

15 [(i)] (1) the seriousness of the violation;

16 [(ii)] (2) the harm caused by the violation;

17 [(iii)] (3) the good faith of the violator;

18 [(iv)] (4) any history of previous violations by the violator; and

19 [(v)] (5) any other relevant factors.

20 [(3)] (C) The Board shall pay any penalty collected under this
21 [subsection] SECTION into the General Fund of the State.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2017.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.