

Chapter 198

(House Bill 1261)

AN ACT concerning

Barbers – Criminal Penalties for Violations of Barbering Law – Repeal

FOR the purpose of repealing certain criminal penalties for violations of the barbering law; making stylistic changes; and generally relating to practicing barbering.

BY repealing and reenacting, without amendments,
Article – Business Occupations and Professions
Section 4–601
Annotated Code of Maryland
(2010 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 4–607
Annotated Code of Maryland
(2010 Replacement Volume and 2016 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Business Occupations and Professions

4–601.

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

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

4–607.

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

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

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

- [(i)] (1) the seriousness of the violation;
- [(ii)] (2) the harm caused by the violation;
- [(iii)] (3) the good faith of the violator;
- [(iv)] (4) any history of previous violations by the violator; and
- [(v)] (5) any other relevant factors.

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

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

Approved by the Governor, April 18, 2017.