

The Business Regulation Article Review Committee notes, for consideration by the General Assembly, that the mandatory suspension and revocation provisions of this section are inconsistent with the discretionary grounds for suspending or revoking a license under § 16-210 of this subtitle. The Committee also notes that there are no hearing provisions applicable to this section.

Defined terms: "Comptroller" § 1-101

"License" § 16-201

16-213. JUDICIAL REVIEW.

A PARTY TO A PROCEEDING BEFORE THE COMPTROLLER WHO IS AGGRIEVED BY A FINAL DECISION OF THE COMPTROLLER IN A CONTESTED CASE, AS DEFINED IN § 10-201 OF THE STATE GOVERNMENT ARTICLE, MAY TAKE AN APPEAL AS ALLOWED IN §§ 10-215 AND 10-216 OF THE STATE GOVERNMENT ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 621.

Defined term: "Comptroller" § 1-101

16-214. DOING BUSINESS WITHOUT LICENSE.

(A) PROHIBITED ACT.

EXCEPT AS OTHERWISE PROVIDED IN § 16-202(B) OF THIS SUBTITLE, A PERSON MAY NOT ACT, ATTEMPT TO ACT, OR OFFER TO ACT AS A MANUFACTURER'S WAREHOUSE OPERATOR, RETAILER, SUBWHOLESALE, VENDING MACHINE OPERATOR, OR WHOLESALE IN THE STATE UNLESS THE PERSON HAS AN APPROPRIATE LICENSE.

(B) PENALTY.

(1) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF \$1,000 OR IMPRISONMENT NOT EXCEEDING 30 DAYS OR BOTH.

(2) EACH DAY THAT A VIOLATION OF THIS SECTION CONTINUES IS A SEPARATE OFFENSE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, §§ 622 and 630(a).

In subsection (a) of this section, the reference to a "manufacturer's warehouse operator" is added to correct an oversight in the legislation enacted in 1991 requiring a manufacturer's warehouse operator to be licensed.

Defined terms: "License" § 16-201

"Manufacturer's warehouse operator" § 16-201

"Person" § 1-101