

§4327. Penalties

1. Administrative penalty. A person who fails to be licensed as provided by section 4324, violates the sterilization, sanitation or safety standards adopted by the department under section 4326 or performs body piercing on a minor without parental consent under section 4323 is subject to an administrative penalty, imposed by the department, of not less than \$500 nor more than \$1,000 for each violation. Each day the violation remains uncorrected may be counted as a separate offense. [PL 2023, c. 113, §9 (AMD).]

2. Enforcement. A person who fails to pay a penalty imposed pursuant to this chapter:

A. May be referred to the Attorney General for appropriate enforcement action; and [PL 2013, c. 264, §17 (NEW).]

B. In addition to all fines and penalties imposed pursuant to this chapter, is liable for any interest, costs and fees incurred by the department, including attorney's fees. [PL 2013, c. 264, §17 (NEW).]

[PL 2013, c. 264, §17 (NEW).]

3. Grounds for refusal, suspension or revocation. The department may revoke, suspend or refuse to issue or renew a license under this chapter or place a licensee on probation if:

A. The applicant or licensee has been convicted of a crime related to the practice of body piercing; [PL 2021, c. 125, §38 (NEW).]

B. The applicant or licensee has engaged in any deception or misrepresentation to the department or the public in applying for a license or license renewal under this chapter or in the advertising or practice of body piercing; [PL 2021, c. 125, §38 (NEW).]

C. The applicant or licensee has demonstrated negligence or incompetence or has endangered the public in the practice of body piercing; or [PL 2021, c. 125, §38 (NEW).]

D. The applicant or licensee has violated a rule adopted by the department under this chapter. [PL 2021, c. 125, §38 (NEW).]

[PL 2021, c. 125, §38 (NEW).]

4. Schedule of penalties. The department shall adopt major substantive rules in accordance with Title 5, chapter 375, subchapter 2-A establishing a schedule of penalties according to the nature and duration of the violation of this section.

[PL 2023, c. 113, §10 (NEW).]

SECTION HISTORY

PL 1997, c. 206, §1 (NEW). PL 2013, c. 264, §17 (RPR). PL 2021, c. 125, §38 (AMD). PL 2023, c. 113, §§9, 10 (AMD).

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