

have the right to a hearing before said Commissioner to be governed by the Administrative Procedures Act.

(C) (1) A MORTGAGE BROKER, IN ANY ADVERTISEMENT WITH RESPECT TO CONSUMER LOANS, SHALL DESIGNATE ITS STATUS AS A MORTGAGE BROKER.

(2) ~~ANY REPRESENTATION IN ANY ADVERTISEMENT THAT THE MORTGAGE BROKER IS ALSO OFFERING ITS SERVICES AS A MORTGAGE BANKER OR OTHER LENDER SHALL CONSTITUTE AN UNFAIR OR DECEPTIVE TRADE PRACTICE UNDER SECTION 13-301 OF THE COMMERCIAL LAW ARTICLE.~~

(D) A MORTGAGE BANKER OR MORTGAGE BROKER MAY NOT ENGAGE IN BUSINESS UNDER ANY TRADE NAME WHICH REPRESENTS OR HAS THE TENDENCY TO REPRESENT THAT IT IS A BANK, TRUST COMPANY, SAVINGS BANK, SAVINGS AND LOAN OR BUILDING AND LOAN ASSOCIATION, CREDIT UNION INSURANCE COMPANY, LICENSEE UNDER THE CONSUMER LOAN LAW OR LICENSEE UNDER THE SECONDARY MORTGAGE LOAN LAW.

(E) ~~ANY PERSON AGGRIEVED BY THE CONDUCT OF A MORTGAGE BROKER IN CONNECTION WITH A CONSUMER LOAN MAY FILE A WRITTEN COMPLAINT WITH THE BANK COMMISSIONER WHO SHALL INVESTIGATE THE COMPLAINT IN THE COURSE OF ANY INVESTIGATION THE BANK COMMISSIONER MAY SUBPOENA WITNESSES ADMINISTER OATHS EXAMINE AN INDIVIDUAL UNDER OATH AND COMPEL PRODUCTION OF RECORDS BOOKS PAPERS CONTRACTS OR OTHER DOCUMENTS FROM MORTGAGE BROKERS.~~

(F) (E) ANY PERSON, FIRM, PARTNERSHIP, CORPORATION OR ASSOCIATION, WILLFULLY TRADING OR ACTING AS A MORTGAGE BROKER OR MORTGAGE BANKER WITHOUT PRIOR REGISTRATION IS GUILTY OF A MISDEMEANOR, AND IS SUBJECT TO A FINE OF NOT MORE THAN \$2,000 \$1,000 OR IMPRISONMENT FOR NOT MORE THAN 1 YEAR 6 MONTHS OR BOTH, AT THE DISCRETION OF THE COURT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1979.

Approved May 14, 1979.

CHAPTER 353

(House Bill 754)

AN ACT concerning

Retail-Sales-Tax---Exemption-for-Residential Heating-Fuels

~~FOR the purpose of exempting from the retail sales tax sales of certain heating fuels used for residential purposes, and generally relating to the exemption of heating fuels from the sales tax.~~