

included in the term "charter". The present provision of Art. 23, § 161H(a) that implies an examination or report of violations is required before the Division Director may issue an order is deleted in light of the broader authority granted in present Art. 23, § 161G(c).

In subsection (b) of this section, the term "order" is substituted for a "communication having the effect of an order" to make clear that the communication is an order even though it may not yet be effective.

As to subsection (c) of this section, "registered mail", is defined in Art. 1, § 20 to include "certified mail".

See also Art. 41, §§ 251 and 251A of the Administrative Procedure Act for requirements of notice and prehearing procedures before agencies in contested matters.

"Division Director" and "savings and loan association" are defined in § 8-101 of this title.

8-402. EFFECTIVENESS OF DIVISION DIRECTOR'S ORDER.

(A) HEARING REQUIRED.

AN ORDER ISSUED UNDER § 8-401 OF THIS SUBTITLE MAY NOT BECOME EFFECTIVE UNTIL THE SAVINGS AND LOAN ASSOCIATION NAMED IN THE ORDER HAS BEEN GIVEN AN OPPORTUNITY FOR A HEARING BEFORE THE DIVISION DIRECTOR.

(B) FAILURE TO APPEAR.

IF THE SAVINGS AND LOAN ASSOCIATION DOES NOT APPEAR AT THE HEARING, THE ORDER BECOMES FINAL.

(C) ORDER AFTER HEARING; APPEAL.

AFTER THE SAVINGS AND LOAN ASSOCIATION HAS BEEN GIVEN A HEARING, THE DIVISION DIRECTOR MAY ISSUE AN ORDER RELATIVE TO THE SUBJECT MATTER OF THE HEARING. THE ORDER:

(1) SHALL BE MAILED AS PROVIDED IN § 8-401 OF THIS SUBTITLE; AND

(2) BECOMES FINAL IF A SAVINGS AND LOAN ASSOCIATION THAT IS A PARTY TO THE PROCEEDINGS DOES NOT FILE AN APPEAL WITH THE BOARD OF COMMISSIONERS WITHIN 20 DAYS FROM THE DATE OF MAILING.

REVISOR'S NOTE: This section is new language derived without substantive change from the last sentence of Art. 23, § 161G(c) and the last sentence of §