

(2) OTHERWISE ADMINISTER AND ENFORCE THIS
SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 66.

In subsection (b)(1) of this section, the phrase "making and selling" is substituted for the phrase "manufacture and sale" in light of the definitions of "make" and "sell" in § 11-401 of this subtitle.

11-403. RESERVED.

11-404. RESERVED.

PART II. LICENSING

11-405. LICENSE REQUIRED; EXCEPTIONS.

(A) LICENSE REQUIRED.

EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, A PERSON SHALL BE LICENSED BY THE DEPARTMENT BEFORE ENGAGING IN THE BUSINESS OF:

(1) SELLING, MAKING, OR RENOVATING BEDDING, UPHOLSTERED FURNITURE, OR FILLING MATERIAL; OR

(2) DISINFECTING BEDDING, BEDDING COMPONENT PARTS, OR FILLING MATERIAL.

(B) EXCEPTIONS.

THIS SECTION DOES NOT APPLY TO:

(1) A RETAILER, UNLESS THE RETAILER IS AN IMPORTER; OR

(2) A WHOLESALER WHO SELLS ONLY BEDDING OR UPHOLSTERED FURNITURE THAT IS MADE BY A MANUFACTURER LICENSED UNDER THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 67A(b), (d), (e), (f), the first sentence of (a), and the first sentence of (c).

In subsection (a) of this section, the former reference to types of licenses is deleted as inaccurate, because, in practice, the Department issues the same type of license to, e.g., an importer or a manufacturer.