

THIS ARTICLE, a real estate salesperson, or a corporation formed and wholly owned by a real estate salesperson or salespersons, for the rendering of any service, or the doing of any of the acts by this subtitle forbidden to be rendered or performed by other than licensees.

DRAFTER'S NOTE: This clarifies a cross-reference in Article 56, § 227.

The cross-reference was added in Ch. 351 of the Acts of the General Assembly of 1939.

The clarification was suggested by the Computer Division of the Department of Legislative Reference..

227A.

(a) In any case in which a licensee hereunder is entrusted with, or receives and accepts, or otherwise holds, deposit moneys or other trust moneys, of whatever kind or nature, or instruments representing the same, concerning transactions involving real estate within the State of Maryland, such moneys or instruments, in the absence of proper written instructions to the contrary, shall be expeditiously deposited in an account in a financial institution located within Maryland whose deposits are insured by either the Federal Deposit Insurance Corporation, the Federal Savings and Loan Insurance Corporation, the National Credit Union Administration, the [Maryland State Savings-Share Insurance Corporation] STATE OF MARYLAND DEPOSIT INSURANCE FUND CORPORATION, or the Maryland Credit Union Insurance Corporation maintained by the broker as a separate account for funds belonging to others. Except as provided under subsection (c) of this section, these funds shall be retained in that account until the transaction involved is consummated or terminated, or until proper written instructions have been received by the broker directing the withdrawal and other disposition of the funds, at which time all funds shall be promptly and fully accounted for by the broker. A licensee hereunder may not commingle any funds with his own or use any funds for any purpose other than the purpose for which the funds were entrusted to him.

DRAFTER'S NOTE: This amends Article 56, § 227A to replace an obsolete reference to the Maryland Savings-Share Insurance Corporation (MSSIC) with a reference to its successor, the State of Maryland Deposit Insurance Fund Corporation (MDIF).

Ch. 6 of the Acts of the First Special Session of the General Assembly of 1985 eliminated the MSSIC and replaced it with the MDIF.

The obsolete reference was noted by the professional staff of the Legislative Division of the Department of Legislative Reference.