

(I) THE LICENSEE COMPLIES WITH THE CONDITIONS SET FORTH BY THE COMMISSION IN ITS ORDER; OR

(II) THE COMMISSION ORDERS A DIFFERENT DISPOSITION AFTER A HEARING HELD UNDER THIS SECTION.

(D) ELECTION TO HOLD HEARING BEFORE SUSPENSION.

(1) RATHER THAN ORDER SUMMARILY A SUSPENSION OF A LICENSE UNDER THIS SECTION, THE COMMISSION MAY ELECT NOT TO SUSPEND THE LICENSE UNTIL AFTER THE LICENSEE IS GIVEN AN OPPORTUNITY FOR A HEARING.

(2) IF THE COMMISSION ELECTS TO GIVE THE LICENSEE AN OPPORTUNITY FOR A HEARING BEFORE SUSPENDING THE LICENSE FOR THE GROUNDS SET FORTH IN THIS SECTION, THE COMMISSION SHALL GIVE NOTICE AND HOLD THE HEARING IN THE SAME MANNER AS REQUIRED UNDER § 4-325 OF THIS SUBTITLE.

SUBCOMMITTEE COMMENT: Subsections (a) and (c) of this section are new language derived without substantive change from the second and third sentences of former Art. 56, § 224C, except as those sentences related to the suspension of the registration of a time-share developer.

Subsection (b) of this section is new language added to provide expressly for an opportunity for a prompt hearing after a suspension is ordered summarily by the Commission.

Subsection (d) of this section is new language added to provide expressly that the Commission may elect to take disciplinary action for the grounds enumerated in this section without using a summary procedure.

Throughout this section, the references to an "order" of the Commission are added to clarify that a summary suspension under this section is effectuated by the issuance of an order by the Commission and that the order sets forth the terms and conditions of the suspension.

The provisions of the second and third sentences of former Art. 56, § 224C that related to the summary suspension of the registration of a time-share developer for failing to account for funds held in trust or to display records are transferred to RP § 11A-121.

Defined terms: "Commission" § 4-101
"Hearing board" § 4-101 "License" § 4-101