

(B) ASSOCIATE REAL ESTATE BROKER AND REAL ESTATE SALESPERSON.

EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A PERSON MAY NOT, ON BEHALF OF A REAL ESTATE BROKER, PROVIDE REAL ESTATE BROKERAGE SERVICES, ATTEMPT TO PROVIDE REAL ESTATE BROKERAGE SERVICES, OR OFFER TO PROVIDE REAL ESTATE BROKERAGE SERVICES UNLESS LICENSED BY THE COMMISSION AS AN ASSOCIATE REAL ESTATE BROKER OR A REAL ESTATE SALESPERSON TO PROVIDE REAL ESTATE BROKERAGE SERVICES FOR THAT REAL ESTATE BROKER.

SUBCOMMITTEE COMMENT: This section is new language derived without substantive change from the first clause of former Art. 56, § 217(a), except as it related to engaging in a business, and the first sentence of § 230(a), except as it related to engaging in a business.

Throughout this section, the references to "attempt" and "offer" are added to conform to similar provisions governing other regulated occupations in the Code.

In subsection (b) of this section, the reference to an "associate real estate broker" is added in conformity with provisions added throughout this title to provide a licensing scheme for associate real estate brokers. See the General Subcommittee Comment to this title.

The provisions of former Art. 56, §§ 217(a) and 230(a) that referred to "June 1, 1939" are deleted as obsolete.

The provisions of former Art. 56, §§ 217(a) and 230(a) that referred to a "copartnership, association, or corporation" engaging in the business of a real estate broker or real estate salesman are deleted as erroneous. Only an individual, not a business entity, may be licensed as a real estate broker or a real estate salesperson.

As to the referenced exceptions, see §§ 4-102, 4-301(b), and 4-302 of this title.

Defined terms: "Associate real estate broker" § 4-101
"Commission" § 4-101 "Person" § 1-101
"Provide real estate brokerage services" § 4-101
"Real estate broker" § 4-101
"Real estate salesperson" § 4-101

4-602. MISREPRESENTATION.

(A) REAL ESTATE BROKER.