

residential properties", which controls the scope of this section.

Defined term: "Person" § 1-101

4-610. FILING FALSE STATEMENT REGARDING GUARANTY FUND.

A PERSON MAY NOT FILE WITH THE COMMISSION ANY NOTICE, STATEMENT, OR OTHER DOCUMENT UNDER SUBTITLE 4 ["REAL ESTATE GUARANTY FUND"] OF THIS TITLE THAT A PERSON KNOWS TO BE FALSE OR TO CONTAIN ANY MATERIAL MISSTATEMENT OF FACT.

SUBCOMMITTEE COMMENT: This section is new language substituted for former Art. 56, § 217A(g), which provided that a person filing a false statement with the Commission in a claim against the Guaranty Fund shall be fined \$200. Under the former language it was unclear whether a violation of the provision was intended to constitute a criminal offense or merely a civil offense that was subject to a fine. The new language of this section reflects the determination by the Joint Subcommittee on the Business Occupations Article that the former provision should be interpreted as a criminal provision. The new language also makes it clear that this prohibition applies regardless of whether the statement involved was "required" or it was filed gratuitously.

As to the penalty for violation of this section, see § 4-613 of this subtitle.

Defined terms: "Commission" § 4-101
"Person" § 1-101

4-611. VIOLATION OF SUSPENSION ORDER -- REAL ESTATE CONSERVATION AREAS.

A PERSON MAY NOT VIOLATE A SUSPENSION ORDER ISSUED UNDER § 4-522 ["REAL ESTATE CONSERVATION AREAS"] OF THIS TITLE.

SUBCOMMITTEE COMMENT: This section is new language derived without substantive change from the first clause of former Art. 56, § 230C(f). It is restated as an affirmative prohibition.

Defined term: "Person" § 1-101

4-612. VIOLATIONS BY CORPORATION, PARTNERSHIP, OR OTHER ASSOCIATION.