

licenses. See Item 6 under Section II, "Specific Problems", of this General Subcommittee Comment.

Former Art. 56, § 223(k), as it related to the requirement that a nonresident pay a fee for a particular service equal to the greater of the amount listed for residents of this State or the amount charged residents of this State by the state in which the nonresident resides, is deleted, on the recommendation of the Joint Subcommittee on the Business Occupations Article, to establish a uniform system of fees to be charged both residents and nonresidents. After hearing testimony from members of the Commission, the Department, and the real estate industry, the Joint Subcommittee concluded that the administrative costs imposed on the Commission by such a fee system significantly outweighed the benefit of any extra money that might be collected.

Former Art. 56, § 232, which provided for the severability of the provisions of this title, is deleted as unnecessary in light of Art. 1, § 23 of the Code.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Real Property

11A-121. CERTIFICATE OF REGISTRATION.

(F) (1) SUBJECT TO THE PROVISIONS OF PARAGRAPH (2) OF THIS SECTION, THE COMMISSION MAY ORDER SUMMARILY THE SUSPENSION OF THE REGISTRATION OF A DEVELOPER IF THE DEVELOPER:

(I) FAILS TO ACCOUNT PROMPTLY FOR ANY FUNDS HELD IN TRUST; OR

(II) ON DEMAND, FAILS TO DISPLAY TO THE COMMISSION ALL RECORDS, BOOKS, AND ACCOUNTS OF THE FUNDS HELD IN TRUST.

(2) THE COMMISSION MAY ORDER SUMMARILY A SUSPENSION UNDER THIS SECTION ONLY IF IT GIVES THE DEVELOPER:

(I) WRITTEN NOTICE OF THE SUSPENSION AND THE FINDING ON WHICH THE SUSPENSION IS BASED; AND

(II) AFTER THE SUMMARY SUSPENSION IS EFFECTIVE, AN OPPORTUNITY TO BE HEARD PROMPTLY BEFORE THE COMMISSION.

(3) A SUMMARY SUSPENSION ORDERED BY THE COMMISSION UNDER THIS SECTION: