

(a)--There-is-a-Home-Improvement-Guaranty-Fund-to-compensate owners--for-actual-losses-incurred-by-them-as-a-result-of-conduct by-UNLICENSED-CONTRACTORS-UNDER-§-268(b)-OF-THIS-SUBTITLE--OR--BY licensed--contractors--that-is-found-by-the-Commission-or-a-court of-competent-jurisdiction-to-be:

(1)--Work-performed-under-a-home-improvement--contract {in}:

(i)--IN-a-poor-or-unworkmanlike-manner;

(ii)--IN--A--MANNER--OR--WITH--MATERIALS--NOT-IN COMPLIANCE-WITH-APPLICABLE-STATE--OR--LOCAL--BUILDING--CODES;--or {which}

(iii)--WHICH----is---otherwise---inadequate---or incomplete;-or

(2)--A-violation-of-§-261-of-this-subtitle:

257D:

(a)-(1)--The-Fund-is-established-to-provide-{an}:

(i)--AN-additional--and--cumulative--remedy--for claimants--aggrieved-BY-LICENSED-CONTRACTORS-under-§-257A-of-this subtitle-{and};-AND

(ii)--A-DEPOSITORY-FOR-MONEY-COLLECTED--UNDER--§ 268(b)-OF-THIS-SUBTITLE;

(2)--THIS--SECTION--may--not-be-construed-to-limit-the availability-of-other-legal-or-equitable-remedies-or--to--require exhaustion-of-administrative-remedies-before-the-Commission-prior to-filing-an-action-at-law-or-equity;

257E:

(a)--Subject-to-the-limitations-set-forth-in-subsection-(b); the-Commission-may-direct-payment-from-the-Fund-only-if:

(1)--The--Commission's--decision--or--order-has-become final-in-accordance-with-the-Administrative--Procedure--Act--with all-rights-of-appeal-exhausted;-{or}

(2)--The--claimant--provides--the--Commission--with--a certified--copy--of--a--final--judgment--of--a-court-of-competent jurisdiction;-or-a-final-award-in-arbitration;-with-all-rights-of appeal-exhausted;-in-which-the-court-or-arbitrator-has-expressly found-on-the-merits-that-the-conditions-precedent-to-recovery-set forth--in--§--257A(a)--are--met--and-has-made-a-finding-as-to-the dollar-value-of-any-actual-loss;-OR