

"Licensed associate real estate broker" § 16-101
"Licensed real estate salesperson" § 16-101
"Person" § 1-101
"Provide real estate brokerage services" § 16-101
"Real estate" § 16-101 "Real estate broker" § 16-101
"Real estate salesperson" § 16-101

16-323. SAME -- COMMENCEMENT OF PROCEEDINGS.

(A) COMMENCEMENT.

SUBJECT TO THE PROVISIONS OF THIS SECTION, THE COMMISSION SHALL COMMENCE PROCEEDINGS UNDER § 16-322 OF THIS SUBTITLE ON A COMPLAINT MADE TO THE COMMISSION BY A MEMBER OF THE COMMISSION OR ANY OTHER PERSON.

(B) FORM AND CONTENTS OF COMPLAINT.

(1) A COMPLAINT SHALL:

(I) BE IN WRITING; AND

(II) STATE SPECIFICALLY THE FACTS ON WHICH THE COMPLAINT IS BASED.

(2) IF A COMPLAINT IS MADE BY ANY PERSON OTHER THAN A MEMBER OF THE COMMISSION, THE COMPLAINT SHALL BE MADE UNDER OATH BY THE PERSON WHO SUBMITS THE COMPLAINT.

(3) A COMPLAINT MAY BE ACCOMPANIED BY DOCUMENTARY OR OTHER EVIDENCE.

(C) INVESTIGATION.

THE COMMISSION SHALL INVESTIGATE EACH COMPLAINT SUBMITTED TO THE COMMISSION IF THE COMPLAINT:

(1) ALLEGES FACTS THAT ESTABLISH A PRIMA FACIE CASE THAT IS GROUNDS FOR DISCIPLINARY ACTION UNDER § 16-322 OF THIS SUBTITLE; AND

(2) MEETS THE REQUIREMENTS OF THIS SECTION.

(D) FINDINGS AND DISPOSITION AFTER INVESTIGATION.

(1) ON CONCLUSION OF THE INVESTIGATION, THE COMMISSION SHALL DETERMINE IF THERE IS A REASONABLE BASIS TO BELIEVE THAT THERE ARE GROUNDS FOR DISCIPLINARY ACTION UNDER § 16-322 OF THIS SUBTITLE AGAINST AN APPLICANT OR LICENSEE.

(2) (I) IF THE COMMISSION FINDS A REASONABLE BASIS AS PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COMMISSION SHALL ACT ON THE COMPLAINT AS PROVIDED UNDER § 16-324 OF THIS SUBTITLE.