

(II) IF THE COMMISSION DOES NOT FIND A REASONABLE BASIS AS PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COMMISSION SHALL DISMISS THE COMPLAINT.

REVISOR'S NOTE: This section formerly appeared as Art. 56A, § 4-323.

The only changes are in style.

Defined terms: "Commission" § 16-101  
"License" § 16-101 "Person" § 1-101

16-324. SAME -- HEARINGS.

(A) RIGHT TO HEARING.

EXCEPT AS OTHERWISE PROVIDED IN TITLE 10, SUBTITLE 4 OF THE STATE GOVERNMENT ARTICLE, BEFORE THE COMMISSION TAKES ANY FINAL ACTION UNDER § 16-322 OF THIS SUBTITLE, IT SHALL GIVE THE INDIVIDUAL AGAINST WHOM THE ACTION IS CONTEMPLATED AN OPPORTUNITY FOR A HEARING BEFORE THE COMMISSION OR, AS PROVIDED UNDER § 16-326 OF THIS SUBTITLE, A HEARING BOARD.

(B) APPLICATION OF CONTESTED CASE PROVISIONS.

THE COMMISSION SHALL GIVE NOTICE AND HOLD THE HEARING IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(C) OATHS.

IN CONNECTION WITH ANY PROCEEDING UNDER THIS SECTION, THE FOLLOWING INDIVIDUALS MAY ADMINISTER OATHS:

- (1) A MEMBER OF THE COMMISSION;
- (2) THE EXECUTIVE DIRECTOR OF THE COMMISSION; AND
- (3) THE ASSISTANT DIRECTOR OF THE COMMISSION.

(D) SPECIFIC NOTICE REQUIREMENTS.

(1) AT LEAST 10 DAYS BEFORE THE HEARING, THE HEARING NOTICE TO BE GIVEN TO THE INDIVIDUAL SHALL BE:

(I) SERVED PERSONALLY ON THE INDIVIDUAL; OR

(II) SENT BY CERTIFIED MAIL TO THE LAST KNOWN BUSINESS ADDRESS OF THE INDIVIDUAL.

(2) IF THE INDIVIDUAL IS AN ASSOCIATE REAL ESTATE BROKER OR A REAL ESTATE SALESPERSON, AT LEAST 10 DAYS BEFORE THE