

HEARING, THE COMMISSION SHALL GIVE NOTICE OF THE HEARING TO EACH REAL ESTATE BROKER WITH WHOM THE ASSOCIATE REAL ESTATE BROKER OR THE REAL ESTATE SALESPERSON IS AFFILIATED BY SENDING NOTICE BY CERTIFIED MAIL TO THE LAST KNOWN BUSINESS ADDRESS OF THE REAL ESTATE BROKER.

(E) RIGHT TO COUNSEL.

THE INDIVIDUAL MAY BE REPRESENTED AT THE HEARING BY COUNSEL.

(F) FAILURE OR REFUSAL TO APPEAR.

IF, AFTER DUE NOTICE, THE INDIVIDUAL AGAINST WHOM THE ACTION IS CONTEMPLATED FAILS OR REFUSES TO APPEAR, NEVERTHELESS THE COMMISSION MAY HEAR AND DETERMINE THE MATTER.

REVISOR'S NOTE: This section formerly appeared as Art. 56A, § 4-325.

In subsection (a) of this section, the cross-reference to the State Government Article is corrected.

The only other changes are in style.

Defined terms: "Affiliate" § 16-101
"Associate real estate broker" § 16-101
"Commission" 16-101 "Hearing board" § 16-101
"Real estate broker" § 16-101
"Real estate salesperson" § 16-101

16-325. REAL ESTATE HEARING BOARD.

(A) ESTABLISHED.

WITH THE APPROVAL OF THE SECRETARY, THE COMMISSION MAY ESTABLISH A REAL ESTATE HEARING BOARD. IF ESTABLISHED, THE HEARING BOARD SHALL BE A UNIT IN THE DEPARTMENT.

(B) MEMBERSHIP.

(1) IF ESTABLISHED, THE HEARING BOARD SHALL CONSIST OF AT LEAST 3 MEMBERS OF THE COMMISSION, APPOINTED BY THE COMMISSION.

(2) OF THE 3 MANDATORY POSITIONS ON THE HEARING BOARD:

(I) AT LEAST 1 SHALL BE A PROFESSIONAL MEMBER OF THE COMMISSION; AND

(II) AT LEAST 1 SHALL BE A CONSUMER MEMBER OF THE COMMISSION.