

(II) REPEATED UNSATISFIED ARBITRATION AWARDS AGAINST THE APPLICANT OR REGISTERED HOME BUILDER BASED ON INCOMPLETE OR SUBSTANDARD WORK THAT RESULTS IN THE CONSUMERS, IN WHOSE NAMES THE ARBITRATION AWARDS ARE ENTERED, FILING COMPLAINTS WITH THE DIVISION UNDER THIS SUBTITLE; OR

(III) AN UNSATISFIED FINAL JUDGMENT THAT RESULTS IN A CONSUMER, IN WHOSE NAME THE JUDGMENT IS ENTERED, FILING A COMPLAINT WITH THE DIVISION UNDER TITLE 13 OF THE COMMERCIAL LAW ARTICLE;

(10) REPEATEDLY ENGAGED IN FRAUD, DECEPTION, MISREPRESENTATION, OR KNOWING OMISSIONS OF MATERIAL FACTS RELATED TO HOME BUILDING CONTRACTS;

(11) HAD A SIMILAR REGISTRATION OR LICENSE DENIED, SUSPENDED, OR REVOKED IN ANOTHER STATE OR JURISDICTION; OR

(12) HAD THE RENEWAL OF A SIMILAR REGISTRATION OR LICENSE DENIED FOR ANY CAUSE OTHER THAN FAILURE TO PAY A RENEWAL FEE.

(B) (1) THE ~~DIRECTOR~~ UNIT MAY DENY A REGISTRATION TO A NONPUBLICLY TRADED APPLICANT OR SUSPEND OR REVOKE A REGISTRATION OF A NONPUBLICLY TRADED REGISTRANT IF A PRINCIPAL OF THE APPLICANT OR REGISTRANT, OTHER THAN A FINANCIAL INSTITUTION OR A NONPROFIT ORGANIZATION, THAT OWNS AT LEAST 10 PERCENT OF THE APPLICANT OR REGISTRANT, WAS A PRINCIPAL OF A HOME BUILDER THAT HAD A SIMILAR REGISTRATION OR LICENSE DENIED, SUSPENDED, OR REVOKED BY THE ~~DIRECTOR~~ UNIT OR IN ANOTHER STATE OR JURISDICTION FOR ANY CAUSE OTHER THAN A FAILURE TO PAY A RENEWAL FEE IF THE ~~DIRECTOR~~ UNIT DETERMINES THAT THE INTERESTS OF THE PUBLIC CANNOT BE PROTECTED IF THE APPLICANT OR REGISTRANT IS ALLOWED TO ACT AS A HOME BUILDER IN THE STATE.

(2) FOR THE PURPOSES OF THIS SUBSECTION, THE INTERESTS OF A PRINCIPAL INCLUDE INTERESTS HELD BY THE PARENTS, SPOUSE, OR CHILDREN OF THE PRINCIPAL.

(C) THE ~~DIRECTOR~~ UNIT SHALL PROVIDE AN APPLICANT OR REGISTRANT NOTICE AND AN OPPORTUNITY TO REQUEST A HEARING UNDER TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE TO CONTEST A PROPOSED DISCIPLINARY ACTION.

#### SUBTITLE 4. ~~COMPLAINTS~~ REMEDIES.

4.5-401.

(A) THE DIVISION SHALL ENCOURAGE THE OWNER OR BUYER TO PURSUE RESOLUTION OF THE DISPUTE PURSUANT TO THE EXISTING CONTRACT.

(B) THE ~~OWNER~~ OWNER'S OR BUYER'S REMEDIES UNDER THIS SUBTITLE SHALL NOT SUPERSEDE ANY CONSUMER CONTRACTUAL OBLIGATIONS, AND ARE IN