

(II) IS SUBJECT TO REGULATION BY THE LOCAL GOVERNING BODY OF THE JURISDICTION WHERE THE INDUSTRIALIZED BUILDING WILL BE INSTALLED.

(2) IF AN INDUSTRIALIZED BUILDING THAT IS NOT REQUIRED TO BEAR THE INSIGNIA PROVIDED BY THE DEPARTMENT IS OFFERED FOR SALE, THE SELLER OR MANUFACTURER SHALL SPECIFICALLY ADVISE THE PROSPECTIVE PURCHASER THAT THE BUILDING HAS NOT BEEN CERTIFIED BY THE STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 83B, § 6-204(c)(2) and (3) and the first sentence of (1).

In the introductory language of subsection (c)(1) of this section, the reference to an industrialized building that "was manufactured on or before June 30, 1977" is substituted for the former phrase "by reason of date of manufacture" for clarity and consistency with § 12-306(a) of this subtitle.

In subsection (c)(1)(ii) of this section, the reference to "regulation by" the local governing body is substituted for the former reference to "control" of that body for clarity.

Defined terms: "Department" § 12-301
"Industrialized building" § 12-301
"Install" § 12-301

12-310. ISSUANCE, DENIAL, OR MODIFICATION OF CERTIFICATION; FORFEITURE.

(A) IN GENERAL.

THE ISSUANCE, DENIAL, OR MODIFICATION OF A CERTIFICATION:

- (1) SHALL BE MADE BY THE DEPARTMENT; AND
- (2) MAY BE REVIEWED BY THE DEPARTMENT'S BOARD OF REVIEW.

(B) REVIEW OF ISSUANCE OR DENIAL OF CERTIFICATION.

LOCAL ENFORCEMENT AGENCY REPRESENTATIVES, MANUFACTURERS, AND INSTALLERS OF INDUSTRIALIZED BUILDINGS MAY SEEK REVIEW BY THE DEPARTMENT OF THE ISSUANCE OR DENIAL OF A CERTIFICATION.

(C) FORFEITURE OF CERTIFICATION AND INSIGNIA.

ANY ALTERATION, MODIFICATION, OR ATTEMPTED USE OF AN INDUSTRIALIZED BUILDING BEYOND THE SCOPE OF THE CERTIFICATION RESULTS IN FORFEITURE OF THE CERTIFICATION AND INSIGNIA UNLESS APPROVAL FOR THE MODIFICATION OR USE IS SECURED FROM THE DEPARTMENT IN ADVANCE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 83B, § 6-204(d) and the first and second sentences and first clause of the third sentence of (e).