

(1) IF THE APPLICATION IS DENIED, THE APPLICANT, WITHIN 10 DAYS AFTER THE NOTICE OF DENIAL IS MAILED, MAY REQUEST A HEARING.

(2) THE HEARING SHALL BE HELD IN ACCORDANCE WITH § 8-312 OF THIS SUBTITLE WITHIN 30 DAYS AFTER THE DATE THAT THE COMMISSION RECEIVES THE REQUEST.

(3) THE COMMISSION SHALL MAKE A DECISION WITHIN A REASONABLE TIME, BUT NOT LATER THAN 60 DAYS AFTER THE HEARING.

REVISOR'S NOTE: This section is new language derived without substantive change from the fourth and fifth sentences of former Art. 56, § 257(e) and the first sentence and the first and second clauses of the second sentence of § 260(d).

In subsection (a)(2) of this section, the clause "whether the application for a license is approved or denied" is substituted for the former phrase "the determination ... as to the application" for clarity.

In subsection (b)(1) of this section, the words "denied" and "denial" are substituted for the former words "refused" and "refusal", respectively, to conform to language used in this and other revised articles of the Code.

In subsection (b)(2) of this section, the reference "in accordance with § 8-312 of this subtitle" is added for clarity.

The Business Regulation Article Review Committee notes, for consideration by the General Assembly, that subsection (a) of this section is revised to require notice "in writing" following an examination. The former law required "a written statement" only in the event of a license denial. This substitution conforms to the practice of the Commission.

The Committee also notes, for consideration by the General Assembly, that subsection (b)(2) of this section is revised to require a hearing within 30 days from the date that "the Commission receives the request".

Defined terms: "Commission" § 8-101

"License" § 8-101

8-306. ISSUANCE OF LICENSE.

(A) IN GENERAL.

THE COMMISSION SHALL ISSUE A LICENSE TO EACH APPLICANT WHO MEETS THE REQUIREMENTS OF THIS SUBTITLE.

(B) SALESPERSON LICENSE.

THE COMMISSION: