

(6) ANY OTHER SALE OR TRANSACTION IF THE COMMISSIONER:

(I) EXEMPTS THE SALE OR TRANSACTION, BY REGULATION OR ORDER, AS NOT BEING WITHIN THE PURPOSES OF THIS SUBTITLE; AND

(II) FINDS THE REGISTRATION OF THE SALE OR TRANSACTION TO BE UNNECESSARY, INAPPROPRIATE, NOT IN THE PUBLIC INTEREST, OR NOT FOR THE PROTECTION OF INVESTORS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 404 and the second clause of § 401(b)(4).

In item (5) of this section, the former reference to the "licensing" of a registered trademark or service mark is deleted because the term "licensing" is used in a different sense throughout this article to connote the authority to engage in a regulated occupation.

As to the registration of trademarks or service marks in Maryland, see Title 1, Subtitle 4 of this article.

The Maryland Gasohol and Gasoline Products Marketing Act is Title 11, Subtitle 3 of the Commercial Law Article.

The federal Petroleum Marketing Practices Act is 15 U.S.C. §§ 2801-06, 2821-24, and 2841.

Defined terms: "Business opportunity" § 14-101
"Commissioner" § 14-101

14-105. DELEGATION.

THE COMMISSIONER MAY DELEGATE ANY POWER OR DUTY OF THE COMMISSIONER UNDER THIS SUBTITLE.

REVISOR'S NOTE: This section is new language substituted for former Art. 56, § 401(c), as it related to the agent of the Commissioner. It is revised as a substantive provision, rather than a definition, for accuracy since a "designated agent" is not the "Commissioner", and to clarify the apparent intent of the General Assembly to allow delegation of any responsibility under this subtitle.

Defined term: "Commissioner" § 14-101

14-106. ORDERS, REGULATIONS, AND FORMS.

TO ENFORCE THIS SUBTITLE, THE COMMISSIONER MAY PASS ORDERS AND ADOPT REGULATIONS AND FORMS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 405(a).