

- (i) a written request for a hearing before the Commission; or
- (ii) a written exception to the proposed order.

(3) If the claimant or contractor submits a timely exception to the proposed order, the Commission may:

- (i) issue a revised proposed order;
- (ii) set a hearing on the claim; or
- (iii) dismiss the claim.

(4) Unless the claimant or contractor submits a timely request for a hearing or a timely exception, the proposed order is final.

(e) (1) At a hearing on a claim, the claimant has the burden of proof.

(2) If a subcontractor or salesperson is necessary to adjudicate a claim fairly, the Commission shall issue a subpoena for that person to appear at the hearing.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply to any claim pending before the Maryland Home Improvement Commission for which the Commission has not issued a final decision prior to the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2008.

Approved by the Governor, April 24, 2008.

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## CHAPTER 273

(House Bill 415)

AN ACT concerning

Department of Labor, Licensing, and Regulation – Occupational and  
Professional Licensing Design Boards – Fee-Setting Authority