

HOUSE BILL 937

C2, I3

8lr0432

By: **Delegates Flanagan, Aumann, Brooks, Tarlau, and Wilson**

Introduced and read first time: February 5, 2018

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 8, 2018

CHAPTER _____

1 AN ACT concerning

2 **Business Regulation – Household Goods Movers – Registration**

3 FOR the purpose of prohibiting a person from providing household goods moving services
4 in the State unless the person is registered as a household goods mover under this
5 Act ~~or holds a certain federal registration~~; requiring a person to submit to the
6 Department of Labor, Licensing, and Regulation a certain application and a certain
7 fee to apply for a certain registration; requiring the Department to establish certain
8 requirements and procedures for the registration of household goods movers under
9 this Act; requiring a household goods mover to pay a certain fee each year; requiring
10 the Department to adopt certain regulations; ~~establishing certain penalties~~ a certain
11 penalty for certain violations of this Act; defining certain terms; and generally
12 relating to household goods moving services and the registration of household goods
13 movers.

14 BY adding to

15 Article – Business Regulation

16 Section 8.5–101 through ~~8.5–105~~ 8.5–106 to be under the new title “Title 8.5.
17 Household Goods Movers”

18 Annotated Code of Maryland

19 (2015 Replacement Volume and 2017 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
21 That the Laws of Maryland read as follows:

22 **Article – Business Regulation**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



TITLE 8.5. HOUSEHOLD GOODS MOVERS.**8.5-101.**

(A) IN THIS TITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "HOUSEHOLD GOODS MOVER" HAS THE MEANING STATED IN § 14-3101 OF THE COMMERCIAL LAW ARTICLE.

(C) "HOUSEHOLD GOODS MOVING SERVICES" HAS THE MEANING STATED IN § 14-3101 OF THE COMMERCIAL LAW ARTICLE.

8.5-102.

A PERSON MAY NOT PROVIDE HOUSEHOLD GOODS MOVING SERVICES IN THE STATE UNLESS THE PERSON:

~~(1)~~ IS REGISTERED AS A HOUSEHOLD GOODS MOVER UNDER THIS TITLE; ~~OR~~

~~(2) HOLDS A CURRENT FEDERAL REGISTRATION AUTHORIZING THE PERSON TO PROVIDE INTERSTATE HOUSEHOLD GOODS MOVING SERVICES.~~

8.5-103.

TO APPLY FOR REGISTRATION AS A HOUSEHOLD GOODS MOVER, AN APPLICANT SHALL:

(1) SUBMIT TO THE DEPARTMENT AN APPLICATION ON THE FORM PROVIDED BY THE DEPARTMENT; AND

(2) PAY TO THE DEPARTMENT AN APPLICATION FEE ESTABLISHED BY THE DEPARTMENT.

8.5-104.

(A) THE DEPARTMENT SHALL ESTABLISH REQUIREMENTS AND PROCEDURES FOR THE REGISTRATION OF HOUSEHOLD GOODS MOVERS UNDER THIS TITLE.

(B) THE REQUIREMENTS AND PROCEDURES ESTABLISHED BY THE DEPARTMENT UNDER SUBSECTION (A) OF THIS SECTION SHALL INCLUDE A REQUIREMENT THAT AN APPLICANT FOR REGISTRATION PROVIDE:

1 (1) THE APPLICANT'S NAME;

2 (2) THE APPLICANT'S PHYSICAL ADDRESS, TELEPHONE NUMBER,
3 AND, IF APPLICABLE, E-MAIL ADDRESS;

4 (3) THE NAME AND ADDRESS OF THE APPLICANT'S REGISTERED
5 AGENT LOCATED IN THE STATE; AND

6 (4) THE NAME OF THE RESPONSIBLE PARTY DESIGNATED FOR THE
7 APPLICANT;

8 ~~(5) IF THE APPLICANT PROVIDES INTERSTATE HOUSEHOLD GOODS
9 MOVING SERVICES, FEDERAL REGISTRATION INFORMATION FOR THE APPLICANT;
10 AND~~

11 ~~(6) IF THE APPLICANT PROVIDES INTRASTATE HOUSEHOLD GOODS
12 MOVING SERVICES ONLY, A STATEMENT INDICATING THAT THE APPLICANT ONLY
13 PROVIDES SUCH SERVICES.~~

14 8.5-105.

15 A HOUSEHOLD GOODS MOVER SHALL PAY AN ANNUAL REGISTRATION FEE
16 ESTABLISHED BY THE DEPARTMENT.

17 8.5-106.

18 (A) THE DEPARTMENT SHALL ADOPT REGULATIONS TO ESTABLISH
19 PROCEDURES TO ENFORCE THIS TITLE.

20 (B) A PERSON WHO IS CONVICTED OF A VIOLATION OF THIS TITLE:

21 ~~(1) FOR A FIRST CONVICTION, IS GUILTY OF A MISDEMEANOR AND ON~~
22 CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000; AND

23 ~~(2) FOR A SECOND OR SUBSEQUENT CONVICTION, IS GUILTY OF A~~
24 FELONY AND SUBJECT TO A FINE NOT EXCEEDING \$3,000 OR IMPRISONMENT NOT
25 EXCEEDING 5 YEARS OR BOTH.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2018.