
By: Delegate Rosenberg

Requested: June 21, 1995

Introduced and read first time: January 10, 1996

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 15, 1996

CHAPTER ____

1 AN ACT concerning

2 **Fees for Licenses Issued Under Business Regulation Article**

3 FOR the purpose of expanding a certain law that provides for proration of certain license
4 fees to include certain additional licenses; ~~limiting the scope of this Act; making~~
5 certain technical changes; and generally relating to the fees charged by certain units
6 of State government for licenses.

7 BY repealing ~~and reenacting, with amendments,~~
8 Article - State Government
9 Section 10-227
10 Annotated Code of Maryland
11 (1993 Replacement Volume and 1995 Supplement)

12 BY adding to
13 Article - Business Occupations and Professions
14 Section 1-207
15 Annotated Code of Maryland
16 (1995 Replacement Volume and 1995 Supplement)

17 BY adding to
18 Article - Business Regulation
19 Section 1-208
20 Annotated Code of Maryland
21 (1992 Replacement Volume and 1995 Supplement)

2

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

3 **Article - State Government**

4 ~~10-227.~~

5 (a) ~~In this section, "license" has the meaning stated in § 10-226(a)(2) of this~~
6 ~~subtitle.~~

7 (b) ~~This section:~~

8 (1) ~~applies only to a fee for an initial license issued for a 2-year term under~~
9 ~~the provisions of the Business Occupations and Professions Article OR THE PROVISIONS~~
10 ~~OF TITLE 8, TITLE 9A, OR TITLE 12 OF THE BUSINESS REGULATION ARTICLE;~~

11 (2) ~~does not apply to a fee for the renewal of a license; and~~

12 (3) ~~may not affect any other law that requires a unit to prorate a fee on any~~
13 ~~basis for the issuance or renewal of a license.~~

14 (c) (1) ~~For a license issued at any time during the first year of the term of the~~
15 ~~license, the issuing authority shall charge the full amount of the fee to the license~~
16 ~~applicant.~~

17 (2) ~~For a license issued in the second year of the term of the license, the~~
18 ~~issuing authority shall charge the license applicant:~~

19 (i) ~~one-half of the fee, if issued in the first 6 months of the second~~
20 ~~year; or~~

21 (ii) ~~one-quarter of the fee, if issued in the last 6 months of the second~~
22 ~~year.~~

23 **Article - Business Occupations and Professions**

24 ~~1-207.~~

25 (A) IN THIS SECTION, "LICENSE" MEANS ALL OR ANY PART OF PERMISSION
26 THAT:

27 (1) IS REQUIRED BY LAW TO BE OBTAINED FROM A UNIT;

28 (2) IS NOT REQUIRED ONLY FOR REVENUE PURPOSES; AND

29 (3) IS IN ANY FORM, INCLUDING:

30 (I) AN APPROVAL;

31 (II) A CERTIFICATE;

32 (III) A CHARTER;

33 (IV) A PERMIT; OR

34 (V) A REGISTRATION.

3

1 (B) THIS SECTION:

2 (1) APPLIES ONLY TO A FEE FOR AN INITIAL LICENSE ISSUED FOR A
3 2-YEAR TERM UNDER THE PROVISIONS OF THIS ARTICLE;

4 (2) DOES NOT APPLY TO A FEE RENEWAL OF A LICENSE; AND

5 (3) MAY NOT AFFECT ANY OTHER LAW THAT REQUIRES A UNIT TO
6 PRORATE A FEE ON ANY BASIS FOR THE ISSUANCE OR RENEWAL OF A LICENSE.

7 (C) (1) FOR A LICENSE ISSUED AT ANY TIME DURING THE FIRST YEAR OF
8 THE TERM OF THE LICENSE, THE ISSUING AUTHORITY SHALL CHARGE THE FULL
9 AMOUNT OF THE FEE TO THE LICENSE APPLICANT.

10 (2) FOR A LICENSE ISSUED IN THE SECOND YEAR OF THE TERM OF THE
11 LICENSE, THE ISSUING AUTHORITY SHALL CHARGE THE LICENSE APPLICANT:

12 (I) ONE-HALF OF THE FEE, IF ISSUED IN THE FIRST 6 MONTHS OF
13 THE SECOND YEAR; OR

14 (II) ONE-QUARTER OF THE FEE, IF ISSUED IN THE LAST 6 MONTHS
15 OF THE SECOND YEAR.

16 **Article - Business Regulation**

17 1-208.

18 (A) IN THIS SECTION, "LICENSE" MEANS ALL OR ANY PART OF PERMISSION
19 THAT:

20 (1) IS REQUIRED BY LAW TO BE OBTAINED FROM A UNIT;

21 (2) IS NOT REQUIRED ONLY FOR REVENUE PURPOSES; AND

22 (3) IS IN ANY FORM, INCLUDING:

23 (I) AN APPROVAL;

24 (II) A CERTIFICATE;

25 (III) A CHARTER;

26 (IV) A PERMIT; OR

27 (V) A REGISTRATION.

28 (B) THIS SECTION:

29 (1) APPLIES ONLY TO A FEE FOR AN INITIAL LICENSE ISSUED FOR A
30 2-YEAR TERM UNDER TITLE 8, TITLE 9A, OR TITLE 12 OF THIS ARTICLE;

31 (2) DOES NOT APPLY TO A FEE RENEWAL OF A LICENSE; AND

32 (3) MAY NOT AFFECT ANY OTHER LAW THAT REQUIRES A UNIT TO
33 PRORATE A FEE ON ANY BASIS FOR THE ISSUANCE OR RENEWAL OF A LICENSE.

1 (C) (1) FOR A LICENSE ISSUED AT ANY TIME DURING THE FIRST YEAR OF
2 THE TERM OF THE LICENSE, THE ISSUING AUTHORITY SHALL CHARGE THE FULL
3 AMOUNT OF THE FEE TO THE LICENSE APPLICANT.

4 (2) FOR A LICENSE ISSUED IN THE SECOND YEAR OF THE TERM OF THE
5 LICENSE, THE ISSUING AUTHORITY SHALL CHARGE THE LICENSE APPLICANT:

6 (I) ONE-HALF OF THE FEE, IF ISSUED IN THE FIRST 6 MONTHS OF
7 THE SECOND YEAR; OR

8 (II) ONE-QUARTER OF THE FEE, IF ISSUED IN THE LAST 6 MONTHS
9 OF THE SECOND YEAR.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 1996.