

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL NO. 379

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “engage” in line 13 down through “inspections” in line 14 and substitute “provide home inspection services”; and in line 23, after the second semicolon insert “requiring the Department of Labor, Licensing, and Regulation to report to certain committees of the General Assembly on or before certain dates;”.

AMENDMENT NO. 2

On page 4, strike beginning with “ENGAGES” in line 10 down through “PERFORMING” in line 11 and substitute “PROVIDES”; in line 11, strike “INSPECTIONS” and substitute “INSPECTION SERVICES”; in line 13, after “services” insert “OR TO PROVIDE HOME INSPECTION SERVICES”; in line 15, strike “ENGAGE IN THE BUSINESS OF PERFORMING” and substitute “PROVIDE”; in line 16, strike “INSPECTIONS” and substitute “INSPECTION SERVICES”; after line 20, insert:

“(N) “PROVIDE HOME INSPECTION SERVICES” MEANS TO PROVIDE HOME INSPECTION SERVICES AS A LICENSED HOME INSPECTOR.”;

and in lines 21, 25, and 31, strike “(N)”, “(O)”, and “(P)”, respectively, and substitute “(O)”, “(P)”, and “(Q)”, respectively.

On page 5, in lines 1 and 4, strike “(Q)” and “(R)”, respectively, and substitute “(R)” and “(S)”, respectively.

On page 8, strike in their entirety lines 16 and 17; and in lines 18 and 32, strike “(c)” and “(d)” respectively, and substitute “(B)” and “(C)”, respectively.

On page 9, in lines 4 and 6, strike “(e)” and “(f)”, respectively, and substitute “(D)” and

(Over)

“(E)”, respectively.

On page 11, strike beginning with “ENGAGED” in line 3 down through “INSPECTIONS” in line 4 and substitute “HOME INSPECTION SERVICES”.

On page 13, in lines 6 and 8, in each instance, after “OR” insert “LICENSED”; and in lines 16 and 18, in each instance, after “AND” insert “LICENSED”.

On page 15, in line 13, strike “ENGAGE IN THE BUSINESS OF PERFORMING” and substitute “PROVIDE”; and in the same line, strike “INSPECTIONS” and substitute “INSPECTION SERVICES”.

On page 16, in line 32, strike “PERFORM HOME INSPECTIONS” and substitute “PROVIDE HOME INSPECTION SERVICES”.

On page 17, in line 2, strike “PERFORM HOME INSPECTIONS” and substitute “PROVIDE HOME INSPECTION SERVICES”; strike beginning with “ENGAGE” in line 18 down through “INSPECTIONS” in line 19 and substitute “PROVIDE HOME INSPECTION SERVICES”; strike beginning with “PERFORMING” in line 21 down through “INSPECTIONS” in line 22 and substitute “PROVIDING HOME INSPECTION SERVICES”; and in line 34, strike “ENGAGE IN THE BUSINESS OF PERFORMING HOME INSPECTIONS” and substitute “PROVIDE HOME INSPECTION SERVICES”.

On page 24, strike beginning with “PERFORM” in line 16 down through “INSPECTIONS” in line 17 and substitute “PROVIDE HOME INSPECTION SERVICES”; in line 32, in each instance, strike “PERFORM” and substitute “PROVIDE”; and in the same line, strike “INSPECTIONS” and substitute “INSPECTION SERVICES”.

On page 25, strike beginning with “ENGAGE” in line 17 down through “INSPECTIONS” in line 18 and substitute “PROVIDE HOME INSPECTION SERVICES”; and in line 21, strike “ENGAGE IN THE PERFORMANCE OF HOME INSPECTIONS” and substitute “PROVIDE HOME INSPECTION SERVICES”.

AMENDMENT NO. 3

On page 7, in line 31, strike the brackets; in the same line, strike “5”; and after line 32, insert:

“(2) A MAJORITY OF THE MEMBERS THEN SERVING ON THE COMMISSION IS NOT A QUORUM UNLESS 2 HOME INSPECTOR MEMBERS AND 2 REAL

ESTATE APPRAISER MEMBERS ARE PRESENT.”.

AMENDMENT NO. 4

On page 15, in line 20, after the second comma insert “PROFESSIONAL ENGINEER,”; and in line 35, strike “ONE” and substitute “TWO”.

On page 16, after line 3, insert:

“(II) HAVE COMPLETED A MINIMUM OF 2 YEARS OF RELEVANT WORK EXPERIENCE, AS DETERMINED BY THE COMMISSION, IMMEDIATELY PRECEDING THE SUBMISSION OF AN APPLICATION,”;

and in lines 4 and 6, strike “(II)” and “(III)”, respectively, and substitute “(III)” and “(IV)” respectively.

On page 17, in line 31, strike “OF” and substitute “NOT TO EXCEED”.

On page 18, in line 14, strike “OF” and substitute “NOT TO EXCEED”; strike beginning with the colon in line 15 down through “(I)” in line 16; and strike beginning with the semicolon in line 17 down through “\$400” in line 18.

AMENDMENT NO. 5

On page 19, in line 20, after “COMPENSATION” insert “OR TO THE PERSON’S REPRESENTATIVE,”.

On page 20, in line 17, after “PERSON” insert “OR THE PERSON’S REPRESENTATIVE”.

AMENDMENT NO. 6

On page 27, after line 22, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Labor, Licensing, and Regulation shall study the appropriateness of the licensing qualifications for home inspectors under § 16-3A-03 of the Business Occupations and Professions Article, as enacted by

(Over)

Section 1 of this Act. The Department shall report its findings and recommendations to the Senate Finance Committee and the House Economic Matters Committee, in accordance with § 2-1246 of the State Government Article, on or before December 31, 2001.

SECTION 3. AND BE IT FURTHER ENACTED, That the Department of Labor, Licensing, and Regulation shall report to the Senate Finance Committee and the House Economic Matters Committee on or before December 1, 2002, in accordance with § 2-1246 of the State Government Article, on the impact of incorporating a licensing authority for home inspectors into the State Commission of Real Estate Appraisers. The report shall include:

(1) an evaluation of the ability of the Commission to operate separate regulatory schemes and hearing boards for home inspectors and real estate appraisers;

(2) a summary of the number of home inspector licenses issued and the number of complaints received against home inspectors; and

(3) the appropriateness of the current licensing fee for home inspectors.”;

and in line 23, strike “2.” and substitute “4.”.