

SENATE BILL 681

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2001 Regular Session
11r0040

By: **Chairman, Economic and Environmental Affairs Committee**
(Departmental - Labor, Licensing and Regulation)

Introduced and read first time: February 2, 2001

Assigned to: Rules

Re-referred to: Economic and Environmental Affairs, February 14, 2001

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 23, 2001

CHAPTER _____

1 AN ACT concerning

2 **Department of Labor, Licensing, and Regulation - Occupational and**
3 **Professional Licensing Boards and Commissions - Creation of Fund and**
4 **Regulation of Fees**

5 FOR the purpose of establishing an Occupational and Professional Licensing Fund as
6 a continuing, nonlapsing special fund in the Department of Labor, Licensing,
7 and Regulation; requiring that the Fund be used for certain purposes; ~~providing~~
8 ~~that certain excess moneys from the Fund revert to the General Fund of the~~
9 ~~State~~; authorizing the State Board of Public Accountancy, State Board of
10 Architects, State Board of Barbers, State Board of Cosmetologists, State Board
11 of Master Electricians, State Board of Foresters, State Board of Certified
12 Interior Designers, State Board of Examiners of Landscape Architects, State
13 Board of Pilots, State Board of Plumbing, State Board for Professional
14 Engineers, State Board for Professional Land Surveyors, State Commission of
15 Real Estate Appraisers, State Real Estate Commission, State Athletic
16 Commission, Maryland Home Improvement Commission, State Board of
17 Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors, and the
18 Secretary of Labor, Licensing, and Regulation with respect to the Secondhand
19 Precious Metal Object Dealers and Pawnbrokers to set certain fees; specifying
20 the use of certain fees; directing the payment of certain fees to the Fund;
21 changing the classification of certain fees; permitting an applicant for a barber
22 or cosmetologist examination to pay an examination fee to a designee of the
23 State Board of Barbers or of the State Board of Cosmetologists; requiring that
24 an examination fee be paid under certain circumstances for a barber's license;
25 providing for reinstatement fees to be imposed under certain circumstances by
26 the State Board of Public Accountancy, the State Board of Barbers, and the State

1 Board of Cosmetologists; providing for the reinstatement of an expired license
 2 by the State Board of Foresters; authorizing certain applicants to pay
 3 application fees to designees of certain Boards and Commissions; and generally
 4 relating to the authority of the Secretary of Labor, Licensing, and Regulation
 5 and the occupational and professional licensing boards and commissions.

6 BY adding to

7 Article - Business Regulation
 8 Section 2-106.1, 2-106.2, 4-206, 8-213, 9A-207, 9A-207.1, 9A-309.1, and
 9 12-104
 10 Annotated Code of Maryland
 11 (1998 Replacement Volume and 2000 Supplement)

12 BY adding to

13 Article - Business Occupations and Professions
 14 Section 2-205.1, 3-209, 4-207, 5-208, 6-207, 7-207, 7-308.1, 8-207, 12-209,
 15 14-209, 15-209, 16-217, and 17-213
 16 Annotated Code of Maryland
 17 (2000 Replacement Volume and 2000 Supplement)

18 BY repealing

19 Article - Business Occupations and Professions
 20 Section 2-209, 3-209, 4-207, 5-208, 6-207, 7-207, 8-207, 12-209, 14-209,
 21 15-209, 16-217, and 17-213
 22 Annotated Code of Maryland
 23 (2000 Replacement Volume and 2000 Supplement)

24 BY repealing and reenacting, with amendments,

25 Article - Business Occupations and Professions
 26 Section 2-101, 2-206, 2-304, 2-308(b)(3), 2-309(a)(2), 2-311(c)(2), 2-312(e),
 27 2-313(a)(2), (c), and (d)(3), 2-314, 2-315(a)(7), 2-319(b), 2-320(a)(5),
 28 2-404(a)(2), 2-405(a)(2), 2-407(b)(2) and (c)(2), 2-414(b), 2-416(d)(3),
 29 3-101, 3-207, 3-304, 3-306(b)(2) and (c)(1), 3-307(a)(2), 3-309(b)(2), (c)(2),
 30 and (e)(2), 3-310(a), 3-311(a)(1)(viii), 3-405(a)(2), 3-406, 3-408(b)(2),
 31 (c)(3), and (f)(2), 4-101, 4-206(a), 4-303, 4-304(a)(2), 4-305(b)(1),
 32 4-306(b)(1), 4-307(b)(1), 4-308(a)(2), 4-310(b)(2), (c)(2), and (e),
 33 4-312(a)(3) and (b), 4-402, 4-405(a), (c), and (d), 4-503, 4-504(b)(3),
 34 4-506(b)(2) and (c)(2), 5-101, 5-205, 5-206(a) and (c), 5-306(a),
 35 5-307(a)(2), 5-308(b)(1), 5-309, 5-311(b)(2) and (c)(2), 5-312(a)(3) and (b),
 36 5-402, 5-405(b)(2) and (c)(2), 5-409, 5-503(a) and (c)(2), 5-504(c)(3),
 37 5-506(b)(2) and (c)(2), 6-101, 6-205, 6-305, 6-307(b)(1), 6-309(a)(2),
 38 6-310(b)(2) and (c)(2), 6-311(d) and (f)(3), 6-312(a)(3) and (b), 6-313(b)(1),
 39 (c)(2), and (d), 6-402(b)(2), 6-503(c)(3), 6-505(a)(2), 7-101, 7-305(a)(2),
 40 7-306(a)(2) and (d)(2), 7-308(b)(2), (c)(1), and (g)(2), 7-309(a)(5),
 41 7-313(b)(3), 8-101, 8-302(d)(1), 8-303, 8-304(b)(1), 8-305, 8-307(b)(3) and
 42 (c)(2), 8-309, 9-101, 9-207, 9-304, 9-306(b)(1), 9-309(b)(2) and (c)(2),

1 9-310(a)(5), 9-313(b)(2), 9-314(a) and (b), 9-405(a)(2), 9-406, 9-408(b)(2)
 2 and (c)(2), 11-101, 11-206, 11-405, 11-406(a)(2), 11-408(b)(2) and (c)(3),
 3 12-101, 12-303, 12-306(a)(2) and (b), 12-308(b)(2) and (c)(2), 12-310(a)(4),
 4 14-101, 14-207, 14-306(a)(2), 14-310(c)(1) and (e), 14-311(b)(2),
 5 14-312(a)(2) and (d)(2), 14-314(b)(1) and (c)(2), 14-315(a) and (b)(2),
 6 14-316(a)(5), 14-317(a)(5), 14-320(b)(2), 15-101, 15-207, 15-306(a)(2),
 7 15-311(b)(2), 15-312(a)(2), (b), and (d), 15-314(b)(1) and (c)(2), 15-315(a),
 8 (b)(2), and (c)(2), 15-316(a)(5), 15-317(a)(5), 15-318(a)(7), 15-321(b),
 9 15-403, 15-404, 15-406(b)(2) and (c)(2), 16-101, 16-303(a)(2), 16-306(a),
 10 16-308(b)(2) and (c)(2), 16-310, 16-505, 16-508(a), 16-510(c)(2),
 11 16-511(g)(1), 16-512, 16-5A-01(b)(5), 16-5A-04(b), 17-101, 17-306(d),
 12 17-307(4), 17-308(b)(1), 17-311(c)(5), 17-312(g)(5), 17-313(j)(4),
 13 17-314(d)(1), (e)(2), and (g)(4), 17-316(e), 17-317(b)(2) and (c)(2), and
 14 17-318(a)(4)
 15 Annotated Code of Maryland
 16 (2000 Replacement Volume and 2000 Supplement)

17 BY repealing
 18 Article - Business Regulation
 19 Section 4-206, 8-213, 9A-207, and 12-104
 20 Annotated Code of Maryland
 21 (1998 Replacement Volume and 2000 Supplement)

22 BY repealing and reenacting, with amendments,
 23 Article - Business Regulation
 24 Section 4-305(a)(2), 4-307, 8-101, 8-209(b), 8-210, 8-303(a) and (f), 8-308(c)(2)
 25 and (d), 8-308.1(a)(2), (e)(3), and (f)(2), 9A-101, 9A-303, 9A-305(b)(1),
 26 9A-309(b)(2), (e), (f), (g), and (h), 12-101, 12-202(a)(1), 12-205(a), and
 27 12-207(b)(2) and (c)(7)
 28 Annotated Code of Maryland
 29 (1998 Replacement Volume and 2000 Supplement)

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

32 **Article - Business Regulation**

33 2-106.1.

34 (A) THIS SECTION APPLIES TO THE FOLLOWING OCCUPATIONAL AND
 35 PROFESSIONAL LICENSING BOARDS AND COMMISSIONS:

36 (1) THE STATE BOARD OF PUBLIC ACCOUNTANCY ESTABLISHED UNDER
 37 TITLE 2 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

38 (2) THE STATE BOARD OF ARCHITECTS ESTABLISHED UNDER TITLE 3 OF
 39 THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

1 (3) THE STATE BOARD OF BARBERS ESTABLISHED UNDER TITLE 4 OF
2 THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

3 (4) THE STATE BOARD OF COSMETOLOGISTS ESTABLISHED UNDER
4 TITLE 5 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

5 (5) THE STATE BOARD OF MASTER ELECTRICIANS ESTABLISHED UNDER
6 TITLE 6 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

7 (6) THE STATE BOARD OF FORESTERS ESTABLISHED UNDER TITLE 7 OF
8 THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

9 (7) THE STATE BOARD OF CERTIFIED INTERIOR DESIGNERS
10 ESTABLISHED UNDER TITLE 8 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS
11 ARTICLE;

12 (8) THE STATE BOARD OF EXAMINERS OF LANDSCAPE ARCHITECTS
13 ESTABLISHED UNDER TITLE 9 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS
14 ARTICLE;

15 (9) THE STATE BOARD OF PILOTS ESTABLISHED UNDER TITLE 11 OF THE
16 BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

17 ~~(9)~~ (10) THE STATE BOARD OF PLUMBERS ESTABLISHED UNDER TITLE
18 12 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

19 ~~(10)~~ (11) THE STATE BOARD FOR PROFESSIONAL ENGINEERS
20 ESTABLISHED UNDER TITLE 14 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS
21 ARTICLE;

22 ~~(11)~~ (12) THE STATE BOARD FOR PROFESSIONAL LAND SURVEYORS
23 ESTABLISHED UNDER TITLE 15 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS
24 ARTICLE;

25 ~~(12)~~ (13) THE STATE COMMISSION OF REAL ESTATE APPRAISERS
26 ESTABLISHED UNDER TITLE 16 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS
27 ARTICLE;

28 ~~(13)~~ (14) THE STATE REAL ESTATE COMMISSION ESTABLISHED UNDER
29 TITLE 17 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

30 ~~(14)~~ (15) THE STATE ATHLETIC COMMISSION ESTABLISHED UNDER
31 TITLE 4 OF THE BUSINESS REGULATION ARTICLE;

32 ~~(15)~~ (16) THE MARYLAND HOME IMPROVEMENT COMMISSION
33 ESTABLISHED UNDER TITLE 8 OF THE BUSINESS REGULATION ARTICLE;

34 ~~(16)~~ (17) THE STATE BOARD OF HEATING, VENTILATION,
35 AIR-CONDITIONING, AND REFRIGERATION CONTRACTORS ESTABLISHED UNDER
36 TITLE 9A OF THE BUSINESS REGULATION ARTICLE; AND

1 ~~(17)~~ (18) SECONDHAND PRECIOUS METAL OBJECT DEALERS AND
2 PAWNBROKERS REGULATED UNDER TITLE 12 OF THE BUSINESS REGULATION
3 ARTICLE.

4 (B) THERE IS A STATE OCCUPATIONAL AND PROFESSIONAL LICENSING FUND
5 IN THE DEPARTMENT, WHICH SHALL BE A CONTINUING, NONLAPSING SPECIAL
6 FUND.

7 (C) (1) EXCEPT AS OTHERWISE PROVIDED BY LAW, EACH OCCUPATIONAL
8 AND PROFESSIONAL LICENSING BOARD AND COMMISSION DESCRIBED IN
9 SUBSECTION (A) OF THIS SECTION SHALL PAY ALL FEES IT COLLECTS TO THE
10 COMPTROLLER OF THE STATE.

11 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE FUND.

12 (D) ~~(1)~~ THE FUND SHALL BE USED TO COVER THE ACTUAL DOCUMENTED
13 DIRECT AND INDIRECT COSTS OF FULFILLING THE STATUTORY AND REGULATORY
14 DUTIES OF EACH OCCUPATIONAL AND PROFESSIONAL LICENSING BOARD AND
15 COMMISSION DESCRIBED IN SUBSECTION (A) OF THIS SECTION.

16 ~~(2) AT THE END OF EACH FISCAL YEAR, ANY UNSPENT PORTIONS OF THE~~
17 ~~FUND INCURRED IN THAT FISCAL YEAR REVERT TO THE GENERAL FUND OF THE~~
18 ~~STATE.~~

19 (E) THE SECRETARY OR A DESIGNEE OF THE SECRETARY SHALL ADMINISTER
20 THE FUND.

21 (F) THE LEGISLATIVE AUDITOR SHALL AUDIT THE ACCOUNTS AND
22 TRANSACTIONS OF THE FUND AS PROVIDED IN § 2-1220 OF THE STATE GOVERNMENT
23 ARTICLE.

24 2-106.2.

25 (A) (1) IN CONSULTATION WITH EACH BOARD AND COMMISSION
26 DESCRIBED IN § 2-106.1 OF THIS TITLE, THE SECRETARY SHALL ANNUALLY
27 CALCULATE THE DIRECT AND INDIRECT COSTS ATTRIBUTABLE TO EACH BOARD AND
28 COMMISSION.

29 (2) EACH BOARD AND COMMISSION SHALL ESTABLISH ITS FEES BASED
30 ON THE CALCULATIONS PROVIDED BY THE SECRETARY UNDER THIS SECTION.

31 (3) EACH FEE ESTABLISHED BY AN INDIVIDUAL BOARD OR COMMISSION
32 MAY NOT BE INCREASED ANNUALLY BY MORE THAN 12.5% OF THE EXISTING AND
33 CORRESPONDING FEE OF THE BOARD OR COMMISSION.

34 (B) IN ORDER TO ESTABLISH FEES THAT MORE EQUITABLY DISTRIBUTE THE
35 COSTS ASSOCIATED WITH THE OPERATION OF EACH BOARD OR COMMISSION AMONG
36 SIMILAR BOARDS AND COMMISSIONS, THE SECRETARY MAY AVERAGE THE DIRECT
37 AND INDIRECT COSTS OF ONE OR MORE BOARDS OR COMMISSIONS PROVIDED THAT:

1 (1) THE BOARDS AND COMMISSIONS CONSENT TO HAVING THEIR
2 DIRECT AND INDIRECT COSTS AVERAGED TOGETHER; AND

3 (2) THE BOARDS AND COMMISSIONS REGULATE INDIVIDUALS IN
4 SIMILAR OR LIKE OCCUPATIONS OR PROFESSIONS.

5 **Article - Business Occupations and Professions**

6 2-101.

7 (a) In this title the following words have the meanings indicated.

8 (b) "Board" means the State Board of Public Accountancy.

9 (c) "License" means, unless the context requires otherwise, a license issued by
10 the Board to practice certified public accountancy.

11 (D) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
12 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND THE ISSUANCE OF A
13 RECIPROCAL LICENSE AND A LIMITED LICENSE.

14 [(d)] (E) "Licensed certified public accountant" means, unless the context
15 requires otherwise, an individual licensed by the Board to practice certified public
16 accountancy.

17 [(e)] (F) "Permit" means, unless the context requires otherwise, a permit
18 issued by the Board to allow a partnership or corporation to operate a business
19 through which an individual may practice certified public accountancy.

20 (G) "PERMIT FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
21 WITH THE ISSUANCE AND RENEWAL OF A PERMIT AND THE ISSUANCE OF A LIMITED
22 PERMIT.

23 [(f)] (H) "Practice certified public accountancy" means to perform any of the
24 following accountancy services:

25 (1) conducting an audit of financial statements; or

26 (2) providing a written certificate or opinion on the correctness of the
27 information or on the fairness of the presentation of the information in:

28 (i) a financial statement;

29 (ii) a report;

30 (iii) a schedule; or

31 (iv) an exhibit.

1 2-205.1.

2 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

3 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
4 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
5 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
6 BUSINESS REGULATION ARTICLE.

7 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
8 REGULATION.

9 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
10 THE COMPTROLLER OF THE STATE.

11 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
12 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
13 THE BUSINESS REGULATION ARTICLE.

14 2-206.

15 (a) On request of any person and payment of a VERIFICATION fee [of \$10] SET
16 BY THE BOARD, the Board shall certify the licensing or permit status and
17 qualifications of any person who is the subject of the request.

18 (b) Each certification under this section:

19 (1) shall include a statement of the licensing or permit status of the
20 person who is the subject of the request; and

21 (2) may include:

22 (i) information about the examination results and other
23 qualifications of that person;

24 (ii) information about the dates of issuance and renewal of the
25 license or permit of that person;

26 (iii) information about any disciplinary action taken against that
27 person; and

28 (iv) if authorized by that person, information about any complaint
29 against that person.

30 [(c) The Board shall collect a fee of \$10 for each certification under this
31 section.]

32 [2-209.

33 The Board shall pay all money collected under this title into the General Fund of
34 the State.]

1 2-304.

2 An applicant for a license shall:

3 (1) submit to the Board an application on the form that the Board
4 provides; and

5 (2) pay to the Board ~~for the Board's designee~~:

6 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
7 AND

8 (II) an examination fee set by the Board in an amount not to exceed
9 the cost of the required examination.

10 2-308.

11 (b) The Board may grant a waiver under this section only if the applicant:

12 (3) pays to the Board [an application fee of \$50];

13 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD; and

14 (II) A LICENSE FEE SET BY THE BOARD; AND

15 2-309.

16 (a) If an applicant qualifies for a license under this subtitle, the Board shall
17 send the applicant a notice that states that:

18 (2) on receipt of a [\$15] license fee SET BY THE BOARD, the Board will
19 issue a license to the applicant.

20 2-311.

21 (c) Before a license expires, the licensee periodically may renew it for an
22 additional 2-year term, if the licensee:

23 (2) pays to the Board a ~~renewal~~ LICENSE fee [not exceeding \$40, as] set
24 by the Board; and

25 2-312.

26 (e) (1) The Board may enter into written agreements with qualified persons
27 wishing to conduct approved programs.

28 (2) A person seeking approval by the Board for this purpose shall:

29 (i) submit to the Board an application on the form that the Board
30 provides; and

1 (ii) pay [an application fee, not exceeding \$200, as] TO THE BOARD
2 A CONTINUING EDUCATION PROVIDER FEE set by the Board.

3 (3) Agreements entered into under this section shall expire on April 30 of
4 each even-numbered year.

5 2-313.

6 (a) The Board shall place a licensee on inactive status and issue an inactive
7 status certificate to the licensee, if the licensee:

8 (2) pays to the Board an inactive status [application] fee [not exceeding
9 \$20, as] set by the Board; and

10 (c) (1) Unless a licensee on inactive status renews it as provided in this
11 section, the licensee loses that status on the first December 31 that comes:

12 (i) after the inactive status certificate is issued to the licensee; and

13 (ii) in an even-numbered year.

14 (2) At least 1 month before the inactive status of a licensee expires, the
15 Board shall mail to the licensee, at the last known address of the licensee:

16 (i) a renewal application form; and

17 (ii) a notice that states:

18 1. the date on which the inactive status expires;

19 2. the date by which the Board must receive the renewal
20 application for the renewal to be mailed before the inactive status expires; and

21 3. the amount of the [renewal] INACTIVE STATUS fee.

22 (3) Before an inactive status expires, the licensee periodically may renew
23 it for an additional 2-year term, if the licensee:

24 (i) otherwise is entitled to be placed on inactive status;

25 (ii) pays to the Board [a renewal] AN INACTIVE STATUS fee [not
26 exceeding \$20, as] set by the Board; and

27 (iii) submits to the Board a renewal application on the form that the
28 Board provides.

29 (4) After an inactive status expires, the former licensee may reapply for
30 inactive status without meeting the continuing education requirements to qualify for
31 an active license under § 2-312 of this subtitle, only if the former licensee:

32 (i) otherwise is entitled to be placed on inactive status;

1 (ii) pays to the Board [a reapplication fee not exceeding \$40, as] AN
2 INACTIVE STATUS FEE set by the Board; and

3 (iii) reapplies to the Board for inactive status within 2 years after
4 initial expiration of inactive status on a form that the Board provides.

5 (5) The Board shall renew the inactive status of each licensee or grant
6 the reapplication for inactive status of each former licensee who meets the
7 requirements of this subsection.

8 (d) The Board shall reactivate the license of a licensee who is on inactive
9 status, if the licensee:

10 (3) pays to the Board a reactivation fee that is equal to the license
11 [renewal] fee set by the Board under § 2-311 of this subtitle.

12 2-314.

13 In accordance with its regulations, the Board may reinstate the license of an
14 individual who has failed to renew the license for any reason if the individual:

15 (1) otherwise is entitled to be licensed;

16 (2) complies with each continuing education requirement that the Board
17 sets for this purpose; and

18 (3) pays to the Board[:

19 (i) all past due renewal fees; and

20 (ii)] a reinstatement fee [not exceeding \$60, as] set by the Board.

21 2-315.

22 (a) Subject to the hearing provisions of § 2-317 of this subtitle, the Board, on
23 the affirmative vote of a majority of its members, may deny a license to any applicant,
24 reprimand any licensee, or suspend or revoke a license if the applicant or licensee:

25 (7) has had the right to practice as a certified public accountant in
26 another state denied, revoked, or suspended or has had the renewal of that right
27 denied for any cause other than failure to pay a [renewal] LICENSE fee;

28 2-319.

29 (b) A license may be reinstated under this section only if:

30 (1) the individual whose license has been revoked or suspended submits
31 a written request to the Board;

32 (2) the Board holds a hearing on the request; [and]

1 (3) the Board, by an affirmative vote of a majority of its members, votes
2 to reinstate the license; AND

3 (4) THE INDIVIDUAL PAYS TO THE BOARD A REINSTATEMENT FEE SET
4 BY THE BOARD.

5 2-320.

6 (a) The Board may issue a limited license for the practice of certified public
7 accountancy on a specific job to any applicant who:

8 (5) pays to the Board [an application] A LICENSE fee [of \$25] SET BY
9 THE BOARD.

10 2-404.

11 (a) An applicant for a permit shall:

12 (2) pay to the Board [an application fee of \$25] A NONREFUNDABLE
13 APPLICATION FEE SET BY THE BOARD.

14 2-405.

15 (a) If an applicant qualifies for a permit under this subtitle, the Board shall
16 send the applicant a notice that states that:

17 (2) on receipt of a [\$25] permit fee SET BY THE BOARD, the Board will
18 issue a permit to the applicant.

19 2-407.

20 (b) At least 1 month before a permit expires, the Board shall mail to the
21 permit holder, at the last known address of the holder:

22 (2) a notice that states:

23 (i) the date on which the current permit expires;

24 (ii) the date by which the Board must receive the renewal
25 application for the renewal to be issued and mailed before the permit expires; and

26 (iii) the amount of the [renewal] PERMIT fee.

27 (c) Before a permit expires, the permit holder periodically may renew it for an
28 additional 2-year term, if the holder:

29 (2) pays to the Board a [renewal] PERMIT fee [not exceeding \$80, as]
30 set by the Board; and

1 2-414.

2 (b) A permit may be reinstated under this section only if:

3 (1) the partnership, limited liability company, or corporation whose
4 permit has been revoked or suspended submits a written request to the Board;

5 (2) the Board holds a hearing on the request; [and]

6 (3) the Board, by an affirmative vote of a majority of its members, votes
7 to reinstate the permit; AND

8 (4) THE PARTNERSHIP, LIMITED LIABILITY COMPANY, OR CORPORATION
9 PAYS TO THE BOARD A REINSTATEMENT FEE SET BY THE BOARD.

10 2-416.

11 (d) In order to qualify for a limited permit under this section a corporation,
12 limited liability company, or partnership shall:

13 (3) pay to the Board [an application fee of \$25] THE PERMIT FEE SET BY
14 THE BOARD.

15 3-101.

16 (a) In this title the following words have the meanings indicated.

17 (b) "Architect" means an individual who practices architecture.

18 (c) "Board" means, unless the context requires otherwise, the State Board of
19 Architects.

20 (d) "Code official" means a public official responsible for the review of building
21 permit documents or the issuance of building permits.

22 (e) "License" means, unless the context requires otherwise, a license issued by
23 the Board to practice architecture.

24 (F) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
25 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND THE ISSUANCE OF A
26 RECIPROCAL LICENSE.

27 [(f)] (G) "Licensed architect" means, unless the context requires otherwise, an
28 architect who is licensed by the Board to practice architecture.

29 [(g)] (H) "Permit" means, unless the context requires otherwise, a permit
30 issued by the Board to allow a partnership or corporation to operate a business
31 through which an individual may practice architecture.

32 (I) "PERMIT FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
33 WITH THE ISSUANCE AND RENEWAL OF A PERMIT.

1 [(h)] (J) (1) "Practice architecture" means to provide any service or creative
2 work:

3 (i) in regard to an addition to, alteration of, or construction of a
4 building or an integral part of a building; and

5 (ii) that requires education, training, and experience in
6 architecture.

7 (2) "Practice architecture" includes:

8 (i) architectural design and preparation of related documents;

9 (ii) consultation;

10 (iii) coordination of services that civil, electrical, mechanical, or
11 structural engineers or any other consultants provide;

12 (iv) evaluation;

13 (v) investigation; and

14 (vi) planning.

15 3-207.

16 (a) On request of any person and payment of a VERIFICATION fee [of \$10] SET
17 BY THE BOARD, the Board shall certify the licensing or permit status and
18 qualifications of any person who is the subject of the request.

19 (b) Each certification under this section:

20 (1) shall include a statement of the licensing or permit status of the
21 person who is the subject of the request; and

22 (2) may include:

23 (i) information about the examination results and other
24 qualifications of that person;

25 (ii) information about the dates of issuance and renewal of the
26 license or permit of that person;

27 (iii) information about any disciplinary action taken against that
28 person; and

29 (iv) if authorized by that person, information about any complaint
30 against that person.

31 [(c) The Board shall collect a fee of \$10 for each certification under this
32 section.]

1 [3-209.

2 (a) Subject to the maximum amounts and other limitations specifically set by
3 this title, the Board shall set reasonable fees for the issuance and renewal of licenses
4 and permits and its other services.

5 (b) Except as otherwise provided by law, the Board shall pay all money
6 collected under this title into the General Fund of the State.]

7 3-209.

8 (A) (1) THE BOARD ~~SHALL~~ MAY SET REASONABLE FEES FOR ITS SERVICES.

9 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
10 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
11 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
12 BUSINESS REGULATION ARTICLE.

13 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
14 REGULATION.

15 (C) (1) ~~EXCEPT AS OTHERWISE PROVIDED BY LAW,~~ THE BOARD SHALL PAY
16 ALL FEES COLLECTED UNDER THIS TITLE TO THE COMPTROLLER OF THE STATE.

17 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
18 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
19 THE BUSINESS REGULATION ARTICLE.

20 3-304.

21 An applicant for a license shall:

22 (1) submit to the Board an application on the form that the Board
23 provides; and

24 (2) [except as provided in § 3-306(b) or (c) of this subtitle,] pay:

25 ~~(I) TO THE BOARD A NONREFUNDABLE APPLICATION FEE SET BY~~
26 ~~THE BOARD; AND~~

27 ~~(II) to the Board or the Board's designee;~~

28 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
29 AND

30 (II) an examination fee set by the Board in an amount not to exceed
31 the cost of the required examination.

1 3-306.

2 (b) The Board may issue a license by reciprocity under this section for an
3 applicant who is licensed to practice architecture in another state or country only if
4 the applicant:

5 (2) pays to the Board:

6 (I) [an application fee not exceeding \$100,] A NONREFUNDABLE
7 APPLICATION FEE as set by the Board; and

8 (II) A LICENSE FEE SET BY THE BOARD; AND

9 (c) The Board may issue a license by reciprocity under this section for an
10 applicant who is certified by the Council only if:

11 (1) the applicant:

12 (i) is of good character and reputation; and

13 (ii) pays to the Board:

14 1. [an application fee not exceeding \$100,] A
15 NONREFUNDABLE APPLICATION FEE as set by the Board; and

16 2. A LICENSE FEE SET BY THE BOARD; AND

17 3-307.

18 (a) If an applicant qualifies for a license by passing an examination under this
19 subtitle, the Board shall send the applicant a notice that states that:

20 (2) on receipt of a license fee [not exceeding \$60, as] set by the Board,
21 the Board will issue a license to the applicant.

22 3-309.

23 (b) At least 1 month before a license expires, the Board shall mail to the
24 licensee, at the last known address of the licensee:

25 (2) a notice that states:

26 (i) the date on which the current license expires;

27 (ii) the date by which the Board must receive the renewal
28 application for the renewal to be issued and mailed before the license expires; and

29 (iii) the amount of the [renewal] LICENSE fee.

30 (c) Before a license expires, the licensee periodically may renew it for an
31 additional 2-year term, if the licensee:

1 (2) pays to the Board a [renewal] LICENSE fee [not exceeding \$70, as]
2 set by the Board; and

3 (e) An architect has a grace period of 30 days after the architect's license
4 expires in which to renew it retroactively, if the architect:

5 (2) pays TO THE BOARD the [renewal] LICENSE fee [to the] SET BY THE
6 Board.

7 3-310.

8 (a) The Board shall reinstate the license of an architect who, for any reason,
9 has failed to renew the license by the end of the 30-day grace period if the architect:

10 (1) meets the renewal requirements of § 3-309 of this subtitle;

11 (2) [pays to the Board all past due renewal fees;

12 (3)] except as otherwise provided in subsection (b) of this section, pays to
13 the Board a reinstatement fee [of \$100, in addition to all past due renewal fees] SET
14 BY THE BOARD; and

15 [(4)] (3) submits to the Board a reinstatement application on the form
16 that the Board provides.

17 3-311.

18 (a) (1) Subject to the hearing provisions of § 3-313 of this subtitle, the
19 Board, on the affirmative vote of a majority of its authorized membership, may deny
20 a license to any applicant, reprimand any licensee, or suspend or revoke a license if:

21 (viii) the applicant or licensee has had a license to practice
22 architecture in another state revoked or suspended for grounds that would justify
23 revocation or suspension of a license under this title, except for failure to pay a license
24 [or license renewal] fee.

25 3-405.

26 (a) An applicant for a permit shall:

27 (2) pay to the Board [an] A NONREFUNDABLE application fee [not
28 exceeding \$50, as] set by the Board.

29 3-406.

30 The Board shall issue a permit to each applicant [that] WHO meets the
31 requirements of this subtitle AND PAYS TO THE BOARD A PERMIT FEE SET BY THE
32 BOARD.

1 3-408.

2 (b) At least 1 month before a permit expires, the Board shall mail to the
3 permit holder, at the last known address of the permit holder:

4 (2) a notice that states:

5 (i) the date on which the current permit expires;

6 (ii) the date by which the Board must receive the renewal
7 application for the renewal to be issued and mailed before the permit expires; and

8 (iii) the amount of the [renewal] PERMIT fee.

9 (c) Before a permit expires, the permit holder periodically may renew it for an
10 additional 2-year term, if the holder:

11 (3) pays to the Board the [renewal] PERMIT fee set by the Board; and

12 (f) A corporation, limited liability company, or partnership has a grace period
13 of 30 days after the permit of the corporation, limited liability company, or
14 partnership expires in which to renew it retroactively, if the corporation, limited
15 liability company, or partnership:

16 (2) pays to the Board the [renewal] PERMIT fee SET BY THE BOARD.

17 4-101.

18 (a) In this title the following words have the meanings indicated.

19 (b) "Apprentice barber" means an individual who, under the supervision of a
20 master barber, is learning to practice barbering in a barbershop that holds a
21 barbershop permit.

22 (c) "Barber" means an individual who practices barbering.

23 (d) (1) "Barbershop" means any commercial establishment, except a beauty
24 salon, in which an individual practices barbering.

25 (2) "Barbershop" does not include a clinic in a barber school.

26 (e) "Barbershop permit" means a permit issued by the Board to operate a
27 barbershop.

28 (f) "Board" means the State Board of Barbers.

29 (g) (1) "License" means, unless the context requires otherwise, a license
30 issued by the Board to practice barbering.

31 (2) "License" includes, unless the context requires otherwise, each of the
32 following licenses:

1 (i) master barber license; and

2 (ii) a barber license.

3 (H) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
4 WITH THE ISSUANCE AND RENEWAL OF A LICENSE.

5 [(h)] (I) "Master barber" means a barber who:

6 (1) has at least 15 months experience as a licensed barber; and

7 (2) has passed a test approved by the Board.

8 (J) "PERMIT FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
9 WITH THE ISSUANCE AND RENEWAL OF A PERMIT.

10 [(i)] (K) (1) "Practice barbering" means to provide to an individual for
11 compensation the service of:

12 (i) cutting, razor cutting, styling, relaxing, body waving,
13 shampooing, or coloring the hair;

14 (ii) shaving or trimming the beard;

15 (iii) massaging the face;

16 (iv) designing, fitting, or cutting a hairpiece; or

17 (v) performing any other similar procedure on the hair, beard, face,
18 or hairpiece of the individual.

19 (2) "Practice barbering" does not include:

20 (i) the mere sale of wigs or hairpieces; or

21 (ii) the services performed by an employee under the supervision of
22 a master barber in a barbershop that holds a barbershop permit that are restricted to:

23 1. shampooing;

24 2. removal of a hair solution;

25 3. sterilization of equipment; or

26 4. similar activities.

27 (L) "REGISTRATION FEE" MEANS, AS APPLICABLE, THE FEE PAID IN
28 CONNECTION WITH THE ISSUANCE AND RENEWAL OF A REGISTRATION.

1 4-206.

2 (a) [(1)] In addition to any powers set forth elsewhere, the Board may adopt
3 any regulation to carry out this title.

4 [(2) (i) The Board shall establish reasonable fees for examinations,
5 licensing, licensing renewal, reinstatement, certification, applications, reopening
6 inspections, per diem fees for Board members, compensation for inspectors appointed
7 by the Board, and any other service performed by the Board necessary to carry out the
8 provisions of this title.

9 (ii) Except for examination fees which the Board shall establish in
10 amounts not to exceed the costs of the required examinations, the fees established by
11 the Board shall be set in a manner that will produce funds sufficient to cover the
12 actual direct and indirect costs of regulating the barber industry in this State in
13 accordance with the provisions of this title.

14 (iii) The total cost of regulating the barber industry in this State in
15 accordance with the provisions of this title may not be more than the revenues
16 generated by the fees established under subparagraph (i) of this paragraph.]

17 [4-207.

18 The Board shall pay all money collected under this title into the General Fund of
19 the State.]

20 4-207.

21 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

22 (2) THE FEES SHALL BE SET SO AS TO PRODUCE FUNDS TO
23 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
24 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
25 BUSINESS REGULATION ARTICLE.

26 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
27 REGULATION.

28 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
29 THE COMPTROLLER OF THE STATE.

30 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
31 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
32 THE BUSINESS REGULATION ARTICLE.

33 4-303.

34 An applicant for a license shall:

35 (1) submit to the Board an application on the form that the Board
36 provides; [and]

1 (2) PAY TO THE BOARD OR THE BOARD'S DESIGNEE A NONREFUNDABLE
2 APPLICATION FEE SET BY THE BOARD; AND

3 (3) pay to the Board OR THE BOARD'S DESIGNEE an examination fee
4 established by the Board in an amount not to exceed the cost of the required
5 examination.

6 4-304.

7 (a) Except as otherwise provided in § 4-304.1 of this subtitle, an applicant is
8 entitled to be examined as provided in this section if the applicant:

9 (2) pays an examination fee established by the Board in accordance with
10 [§§ 4-206 and] § 4-303 of this title to the Board or the Board's designee.

11 4-305.

12 (b) The Board may grant a waiver under this section only if the applicant:

13 (1) pays:

14 (I) the examination fee required under § 4-303 of this subtitle;

15 AND

16 (II) A NONREFUNDABLE APPLICATION FEE ESTABLISHED BY THE
17 BOARD;

18 4-306.

19 (b) The Board may grant a waiver under this section only if:

20 (1) the applicant pays:

21 (I) the NONREFUNDABLE application fee set by the Board [under §
22 4-206]; and

23 (II) any applicable examination fee required under § 4-303 of this
24 subtitle for any examination requirement that is not waived by the Board;

25 4-307.

26 (b) Subject to subsection (c) of this section, the Board may grant a waiver
27 under this section only if the applicant:

28 (1) PAYS TO THE BOARD:

29 (I) AN APPLICATION FEE ESTABLISHED BY THE BOARD;

30 (II) [pays] the examination fee required under § 4-303 of this
31 subtitle that is attributable to the practical part of the examination;

1 4-308.

2 (a) If an applicant qualifies for a license under this subtitle, the Board shall
3 send the applicant a notice that states that:

4 (2) the Board will issue the license to the applicant, on receipt of the
5 appropriate license fee established by the Board in accordance with [§ 4-206] §
6 4-207 of this title.

7 4-310.

8 (b) At least 1 month before a license expires, the Board shall mail to the
9 licensee, at the last known address of the licensee:

10 (2) a notice that states:

11 (i) the date on which the current license expires;

12 (ii) the date by which the Board must receive the renewal
13 application for the renewal to be issued and mailed before the license expires; and

14 (iii) the amount of the [renewal] LICENSE fee.

15 (c) Before a license expires, the licensee periodically may renew it for an
16 additional 2-year term, if the licensee:

17 (2) pays to the Board a [renewal] LICENSE fee established by the Board
18 [in accordance with § 4-206 of this title]; and

19 (e) The Secretary may determine that [master barber] licenses issued under
20 this subtitle shall expire on a staggered basis.

21 4-312.

22 (a) The Board shall reinstate the license of an individual who, for any reason,
23 has failed to renew the license if the individual:

24 (3) pays to the Board a reinstatement fee established by the Board [in
25 accordance with § 4-206 of this title, in addition to the renewal fee required under
26 § 4-310 of this subtitle].

27 (b) If an individual has failed to renew a license for any reason and then
28 applies to the Board for reinstatement more than 5 years after the license has
29 expired, the Board shall reinstate the license only if the individual:

30 (1) meets the renewal requirements for that license under § 4-310 of this
31 subtitle;

32 (2) [pays to the Board a reinstatement fee established by the Board in
33 accordance with § 4-206 of this title, in addition to the renewal fee required under
34 § 4-310 of this subtitle; and] PAYS TO THE BOARD OR THE BOARD'S DESIGNEE AN

1 EXAMINATION FEE ESTABLISHED BY THE BOARD IN AN AMOUNT NOT TO EXCEED
2 THE COST OF THE REQUIRED EXAMINATION;

3 (3) passes the examination required by the Board; AND

4 (4) PAYS TO THE BOARD A REINSTATEMENT FEE ESTABLISHED BY THE
5 BOARD.

6 4-402.

7 An applicant for registration as an apprentice barber shall:

8 (1) submit to the Board an application on the form that the Board
9 provides;

10 (2) pay to the Board:

11 (I) [an] A NONREFUNDABLE application fee established by the
12 Board [in accordance with § 4-206 of this title]; and

13 (II) A REGISTRATION FEE ESTABLISHED BY THE BOARD; AND

14 (3) submit to the Board adequate evidence of the following:

15 (i) the intention of a barbershop in the State to allow the applicant
16 to affiliate with it as an apprentice barber; and

17 (ii) in the case of an applicant who does not speak English, the
18 intention to participate in an English comprehension course during the
19 apprenticeship.

20 4-405.

21 (a) (1) The initial term of registration as an apprentice barber is 2 years.

22 (2) Before the initial term of registration as an apprentice barber
23 expires, the apprentice barber shall take the [journey] barber examination.

24 (3) If an apprentice barber fails the [journey] barber examination, the
25 apprentice barber may renew the apprentice barber registration 1 time with the
26 approval of the Board.

27 (c) At least 1 month before registration as an apprentice barber expires, the
28 Board shall mail to the apprentice barber, at the last known address of the apprentice
29 barber:

30 (1) a renewal application form; and

31 (2) a notice that states:

1 (i) the date on which the current registration as an apprentice
2 barber expires;

3 (ii) the date by which the Board must receive the renewal
4 application for the renewal to be approved, issued, and mailed before the registration
5 expires; and

6 (iii) the amount of the [renewal] REGISTRATION fee.

7 (d) The Board shall renew the apprentice barber registration of and issue a
8 renewal certificate to each apprentice barber who:

9 (1) PAYS TO THE BOARD THE REGISTRATION FEE ESTABLISHED BY THE
10 BOARD; AND

11 (2) OTHERWISE meets the requirements of this section.

12 4-503.

13 (a) An applicant for a barbershop permit shall:

14 (1) submit to the Board an application on the form that the Board
15 provides; [and]

16 (2) pay to the Board:

17 (I) an application fee ESTABLISHED BY THE BOARD; [and]

18 (II) a pre-opening inspection fee established by the Board [in
19 accordance with § 4-206 of this title]; AND

20 (III) A PERMIT FEE ESTABLISHED BY THE BOARD.

21 (b) For each barbershop permit for which a person applies, the person shall
22 submit:

23 (1) a separate [application] APPLICATION; and

24 (2) pay A separate application and pre-opening inspection [fees] FEE.

25 4-504.

26 (b) The Board shall issue a barbershop permit and a beauty salon permit to an
27 applicant of a single establishment if the applicant:

28 (3) pays a separate fee for each application AND PERMIT.

29 4-506.

30 (b) At least 1 month before a barbershop permit expires, the Board shall mail
31 to the permit holder, at the last known address of the holder:

1 (2) a notice that states:

2 (i) the date on which the current permit expires;

3 (ii) the date by which the Board must receive the renewal
4 application for the renewal to be issued and mailed before the permit expires; and

5 (iii) the amount of the [renewal] PERMIT fee.

6 (c) Before a barbershop permit expires, the barbershop permit holder
7 periodically may renew it for an additional 2-year term, if the holder:

8 (2) pays to the Board a [renewal] PERMIT fee established by the Board
9 [in accordance with § 4-206 of this title]; and

10 5-101.

11 (a) In this title the following words have the meanings indicated.

12 (b) "Apprentice" means an individual who is learning to practice cosmetology
13 or any limited practice of cosmetology in a beauty salon that holds a beauty salon
14 permit under the supervision of:

15 (1) if learning to practice cosmetology, a licensed senior cosmetologist;

16 (2) if learning to provide esthetic services, a licensed senior cosmetologist
17 or a licensed esthetician with 2 years' experience; and

18 (3) if learning to provide nail technician services, a licensed senior
19 cosmetologist or a licensed nail technician with 2 years' experience.

20 (c) (1) "Beauty salon" means any commercial establishment, except a
21 barbershop, in which an individual practices cosmetology.

22 (2) "Beauty salon" does not include a clinic in a cosmetology school.

23 (d) "Beauty salon permit" means a permit issued by the Board to operate a
24 beauty salon.

25 (e) "Board" means the State Board of Cosmetologists.

26 (f) "Cosmetologist" means an individual who practices cosmetology.

27 (g) (1) "License" means, unless the context requires otherwise, a license
28 issued by the Board.

29 (2) "License" includes, unless the context requires otherwise, each of the
30 following licenses:

31 (i) a license to practice cosmetology;

- 1 (ii) a license to practice as a senior cosmetologist;
- 2 (iii) a limited license to provide makeup artist services;
- 3 (iv) a limited license to provide esthetic services; and
- 4 (v) a limited license to provide nail technician services.

5 (H) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
6 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND A LIMITED LICENSE.

7 [(h)] (I) "Licensed cosmetologist" means, unless the context requires
8 otherwise, a cosmetologist who is licensed by the Board to practice cosmetology.

9 [(i)] (J) "Licensed senior cosmetologist" means a person who:

- 10 (1) has at least 2 years of experience as a licensed cosmetologist; and
- 11 (2) has passed a test approved by the Board.

12 [(j)] (K) (1) "Limited license" means a license issued by the Board to
13 practice cosmetology as limited in § 5-301 of this title.

14 (2) "Limited license" includes, unless the context requires otherwise,
15 each of the following licenses:

- 16 (i) a limited license to provide makeup artist services;
- 17 (ii) a limited license to provide esthetic services; and
- 18 (iii) a limited license to provide nail technician services.

19 (L) "PERMIT FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
20 WITH THE ISSUANCE AND RENEWAL OF A PERMIT.

21 [(k)] (M) (1) "Practice cosmetology" means to engage in any of the following
22 for compensation:

23 (i) beautifying, cleaning, or embellishing the hair of an individual
24 by:

- 25 1. arranging the hair;
- 26 2. bleaching the hair;
- 27 3. cleansing the hair;
- 28 4. coloring the hair;
- 29 5. curling the hair;
- 30 6. cutting the hair;

1 [(n)] (P) "Provide nail technician services" means to provide to an individual,
2 for compensation, the service of:

- 3 (1) manicuring or pedicuring the individual's nails;
- 4 (2) applying artificial nail enhancement products; or
- 5 (3) maintaining artificial nail enhancement products.

6 (Q) "REGISTRATION FEE" MEANS, AS APPLICABLE, THE FEE PAID IN
7 CONNECTION WITH THE ISSUANCE AND RENEWAL OF A REGISTRATION.

8 5-205.

9 [(a)] In addition to any duties set forth elsewhere, the Board shall adopt:

- 10 (1) bylaws for the conduct of its proceedings;
- 11 (2) regulations for qualification and examination of applicants for
12 licenses, registration, and permits and issuance of licenses, certificates of
13 registration, and permits;
- 14 (3) regulations to govern the conduct of persons regulated under this
15 title;
- 16 (4) regulations to govern sanitation and safety in practicing cosmetology,
17 including regulations that establish precautions to prevent the spread of infectious
18 and contagious diseases; and
- 19 (5) regulations to govern the direct supervision of the operation of
20 limited practice beauty salons.

21 [(b)] (1) Subject to paragraph (4) of this subsection, the Board shall establish
22 reasonable fees for examinations, reinstatements, certifications, applications,
23 preopening inspections, per diem fees for Board members, compensation for
24 inspectors appointed by the Board, and for any other service performed by the Board
25 necessary to carry out the provisions of this title.

26 (2) Except for the examination fees which the Board shall establish in
27 amounts not to exceed the costs of the examinations, the fees established by the Board
28 shall be set in a manner that will produce funds sufficient to cover the actual direct
29 and indirect costs of regulating the cosmetology industry in the State in accordance
30 with the provisions of this title.

31 (3) The total cost of regulating the cosmetology industry in the State in
32 accordance with the provisions of this title may not be more than the revenues
33 generated by the fees established under paragraph (1) of this subsection.

34 (4) The Board shall require a \$25 fee for the licensure or renewal of
35 licensure of cosmetologists, senior cosmetologists, estheticians, nail technicians, and
36 makeup artists.]

1 5-206.

2 (a) On request of any person and payment of a certification fee established by
3 the Board [in accordance with § 5-205 of this subtitle], the Board shall certify the
4 licensing, registration, or permit status and qualifications of any person who is the
5 subject of the request.

6 (c) The Board shall collect the certification fee [established by the Board in
7 accordance with § 5-205 of this subtitle] for each certification under this section.

8 [5-208.

9 The Board shall pay all money collected under this title into the General Fund of
10 the State.]

11 5-208.

12 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

13 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
14 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
15 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
16 BUSINESS REGULATION ARTICLE.

17 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
18 REGULATION.

19 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
20 THE COMPTROLLER OF THE STATE.

21 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
22 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
23 THE BUSINESS REGULATION ARTICLE.

24 5-306.

25 (a) An applicant for a license:

26 (1) shall submit to the Board an application on the form that the Board
27 provides; [and]

28 (2) SHALL PAY TO THE BOARD OR THE BOARD'S DESIGNEE A
29 NONREFUNDABLE APPLICATION FEE ESTABLISHED BY THE BOARD; AND

30 [(2)] (3) except as provided in § 5-308 of this subtitle, shall pay to the
31 Board or the Board's designee [the appropriate] AN examination fee established by
32 the Board [in accordance with § 5-205 of this title] in an amount not to exceed the
33 cost of the required examination.

1 5-307.

2 (a) Except as otherwise provided in § 5-307.1 of this subtitle, an applicant is
3 entitled to be examined as provided in this section if the applicant:

4 (2) pays an examination [fee, as established by the Board] FEE in
5 accordance with [§§ 5-205 and] § 5-306 of this title[,] to the Board or the Board's
6 designee.

7 5-308.

8 (b) The Board may grant a waiver under this section only if the applicant:

9 (1) pays to the Board [an] A NONREFUNDABLE application fee
10 established by the Board [in accordance with § 5-205 of this title]; and

11 5-309.

12 If an applicant qualifies for a license under this subtitle, the Board shall send
13 the applicant a notice that states that:

14 (1) the applicant has qualified for the license; and

15 (2) the Board will issue the license to the applicant on receipt of a license
16 fee established by the Board [in accordance with § 5-205 of this title].

17 5-311.

18 (b) At least 1 month before a license expires, the Board shall mail to the
19 licensee, at the last known address of the licensee:

20 (2) a notice that states:

21 (i) the date on which the current license expires;

22 (ii) the date by which the Board must receive the renewal
23 application for the renewal to be issued and mailed before the license expires; and

24 (iii) the amount of the [renewal] LICENSE fee.

25 (c) Before a license expires, the licensee periodically may renew it for an
26 additional 2-year term, if the licensee:

27 (2) pays to the Board a [renewal] LICENSE fee established by the Board
28 [in accordance with § 5-205 of this title]; and

29 5-312.

30 (a) The Board shall reinstate the license of an individual who, for any reason,
31 has failed to renew the license if the individual:

1 (3) pays to the Board a reinstatement fee established by the Board [in
2 accordance with § 5-205 of this title, in addition to the renewal fee required under
3 § 5-311 of this subtitle].

4 (b) If an individual has failed to renew a license for any reason and then
5 applies to the Board for reinstatement more than 5 years after the license has
6 expired, the Board shall reinstate the license only if the individual:

7 (1) meets the renewal requirements of § 5-311 of this subtitle;

8 (2) PAYS TO THE BOARD OR THE BOARD'S DESIGNEE AN EXAMINATION
9 FEE ESTABLISHED BY THE BOARD IN AN AMOUNT NOT TO EXCEED THE COST OF THE
10 REQUIRED EXAMINATION;

11 [(2)] (3) passes the examination required by the Board; and

12 [(3)] (4) pays to the Board a reinstatement fee established by the Board
13 [in accordance with § 5-205 of this title, in addition to the renewal fee required under
14 § 5-311 of this subtitle].

15 5-402.

16 An applicant for registration shall:

17 (1) submit to the Board an application on the form that the Board
18 provides; [and]

19 (2) pay to the Board [an] A NONREFUNDABLE application fee
20 established by the Board [in accordance with § 5-205 of this title]; AND

21 (3) PAY TO THE BOARD A REGISTRATION FEE ESTABLISHED BY THE
22 BOARD.

23 5-405.

24 (b) At least 1 month before the registration of an individual expires, the Board
25 shall mail to the individual, at the last known address of the individual:

26 (2) a notice that states:

27 (i) the date on which the current registration expires;

28 (ii) the date by which the Board must receive the renewal
29 application for the renewal to be issued and mailed before the registration expires;
30 and

31 (iii) the amount of the [renewal] REGISTRATION fee.

32 (c) Before the registration of an individual expires, the individual periodically
33 may renew it for an additional term, if the individual:

1 (2) pays to the Board a [renewal] REGISTRATION fee established by the
2 Board [in accordance with § 5-205 of this title]; and

3 5-409.

4 The Board may reinstate the registration of an individual whose registration
5 has been suspended or revoked under § 5-407 of this subtitle if the individual:

6 (1) applies to the Board for reinstatement of the registration; [and]

7 (2) provides to the Board adequate evidence that the applicant is
8 qualified to have the registration reinstated; AND

9 (3) PAYS TO THE BOARD A REINSTATEMENT FEE SET BY THE BOARD.

10 5-503.

11 (a) An applicant for a beauty salon permit shall:

12 (1) submit to the Board an application on the form that the Board
13 provides; AND

14 (2) pay to the Board;

15 (I) [an] A NONREFUNDABLE application fee established by the
16 Board [in accordance with the provisions of § 5-205 of this title]; [and]

17 [(3)] (II) [pay to the Board] an inspection fee established by the Board
18 [in accordance with the provisions of § 5-205 of this title]; AND

19 (III) A PERMIT FEE ESTABLISHED BY THE BOARD.

20 (c) For each beauty salon permit for which a person applies, the person shall:

21 (2) pay a separate application AND INSPECTION fee.

22 5-504.

23 (c) The Board shall issue a beauty salon permit and a barbershop permit to an
24 applicant of a single establishment if the applicant:

25 (3) pays a separate fee for each application AND PERMIT.

26 5-506.

27 (b) At least 1 month before a beauty salon permit expires, the Board shall mail
28 to the beauty salon permit holder, at the last known address of the holder:

29 (2) a notice that states:

30 (i) the date on which the current permit expires;

1 (ii) the date by which the Board must receive the renewal
2 application for the renewal to be issued and mailed before the permit expires; and

3 (iii) the amount of the [renewal] PERMIT fee.

4 (c) Before a beauty salon permit expires, the beauty salon permit holder
5 periodically may renew it for an additional 2-year term, if the holder:

6 (2) pays to the Board a [renewal] PERMIT fee established by the Board
7 [in accordance with the provisions of § 5-205 of this title]; and

8 6-101.

9 (a) In this title the following words have the meanings indicated.

10 (b) (1) "Assignment of local license" means any procedure by which a
11 licensee grants to another person a right to use a local license to enable that person to
12 engage in the business of providing electrical services.

13 (2) "Assignment of local license" includes any procedure by which:

14 (i) a licensee agrees to be the representative of another person; and

15 (ii) by virtue of that agreement, the other person is authorized to
16 engage in the business of providing electrical services.

17 (c) "Engage in the business of providing electrical services" means to engage
18 in providing electrical services for compensation.

19 (d) "License" means, unless the context requires otherwise, a license issued by
20 the State Board or a local jurisdiction to provide electrical services.

21 (E) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
22 WITH THE ISSUANCE, RENEWAL, AND REACTIVATION OF A LICENSE AND THE
23 ISSUANCE AND RENEWAL OF A RECIPROCAL LICENSE.

24 [(e)] (F) "Licensed master electrician" means, unless the context requires
25 otherwise, a master electrician who is licensed by the State Board or a local
26 jurisdiction to provide electrical services.

27 [(f)] (G) "Local board" means a board that a local jurisdiction of the State
28 creates to regulate any aspect of the electrical trade.

29 [(g)] (H) "Local license" means, unless the context requires otherwise, a
30 license that is issued by a local board to provide electrical services as a master
31 electrician.

32 [(h)] (I) "Master electrician" means an individual who has the experience,
33 knowledge, and skill to provide electrical services in all aspects of the electrical trade,
34 in a manner that complies with applicable plans, specifications, codes, or law.

1 [(i)] (J) (1) "Provide electrical services" means to provide any service in the
2 electrical trade.

3 (2) "Provide electrical services" includes installing, repairing, or altering
4 any electrical wiring, fixture, appliance, apparatus, raceway, or conduit that:

5 (i) generates, transmits, transforms, or uses electrical energy in
6 any form for light, heat, power, or communication; and

7 (ii) is located within a plant, substation, or elsewhere.

8 [(j)] (K) "State Board" means the State Board of Master Electricians.

9 [(k)] (L) "State license" means a license that is issued by the State Board to a
10 master electrician.

11 6-205.

12 In addition to any powers and duties set forth elsewhere, the State Board shall:

13 (1) twice a year hold a seminar and invite members from each local
14 licensing jurisdiction to discuss any industry or licensing problems; and

15 (2) adopt regulations to establish[:

16 (i) application and examination fees; and

17 (ii)] application deadlines.

18 [6-207.

19 The State Board shall pay all money collected under this title into the General
20 Fund of the State.]

21 6-207.

22 (A) (1) THE STATE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

23 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
24 APPROXIMATE THE COST OF MAINTAINING THE STATE BOARD AND SHALL BE BASED
25 ON THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
26 BUSINESS REGULATION ARTICLE.

27 (B) THE STATE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE
28 BOARD IN REGULATION.

29 (C) (1) THE STATE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS
30 TITLE TO THE COMPTROLLER OF THE STATE.

1 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
2 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
3 THE BUSINESS REGULATION ARTICLE.

4 6-305.

5 An applicant for a State license shall:

6 (1) submit to the State Board an application on the form that the State
7 Board provides ~~AND A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD~~; and

8 (2) pay to the State Board or the State Board's designee:

9 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE STATE
10 BOARD; AND

11 (II) an examination fee set by the STATE Board in an amount not to
12 exceed the cost of the required examination.

13 6-307.

14 (b) The State Board shall grant a waiver under this section only if the
15 applicant:

16 (1) pays the NONREFUNDABLE application fee established by the STATE
17 Board [under § 6-205 of this title];

18 6-309.

19 (a) If an applicant qualifies for a State license under this subtitle, the State
20 Board shall send the applicant a notice that states that:

21 (2) the State Board will issue a State license to the applicant on receipt
22 of:

23 (i) [\$20] A LICENSE FEE SET BY THE STATE BOARD; and

24 (ii) proof of general liability and property damage insurance as
25 required under § 6-604 of this title.

26 6-310.

27 (b) At least 1 month before a State license expires, the State Board shall mail
28 to the State licensee, at the last known address of the State licensee:

29 (2) a notice that states:

30 (i) the date on which the current State license expires;

1 (ii) the date by which the State Board must receive the renewal
2 application for the renewal to be issued and mailed before the State license expires;
3 and

4 (iii) the amount of the [renewal] LICENSE fee.

5 (c) Before a State license expires, the State licensee periodically may renew it
6 for an additional 2-year term, if the State licensee:

7 (2) pays to the State Board a [renewal] LICENSE fee [of \$25] SET BY
8 THE BOARD; and

9 6-311.

10 (d) (1) Unless the individual applies for another 2-year term as provided in
11 this subsection, an individual on inactive status loses that status on the first June 30
12 that comes:

13 (i) after the inactive status registration certificate is issued to the
14 licensee; and

15 (ii) in an odd-numbered year.

16 (2) At least 1 month before the inactive status of an individual expires,
17 the State Board shall mail to the individual, at the last known address of the
18 individual:

19 (i) a renewal application form; and

20 (ii) a notice that states:

21 1. the date on which the inactive status expires;

22 2. the date by which the State Board must receive the
23 renewal application for the renewal to be issued and mailed before the inactive status
24 expires; and

25 3. the amount of the [renewal] INACTIVE STATUS fee.

26 (3) Before the inactive status expires, an individual on inactive status
27 periodically may renew it for an additional 2-year term, if the individual:

28 (i) otherwise is entitled to be placed on inactive status;

29 (ii) except for an electrical inspector, pays to the State Board a
30 [renewal] LICENSE fee [of \$50] SET BY THE STATE BOARD; and

31 (iii) submits to the State Board a renewal application on the form
32 that the Board provides.

1 (4) After an inactive status expires, the former licensee may reapply for
2 inactive status only if the former licensee:

3 (i) otherwise is entitled to be placed on inactive status;

4 (ii) pays to the STATE Board [a reapplication] AN INACTIVE
5 STATUS REINSTATEMENT fee [of \$100] SET BY THE STATE BOARD UNDER § 6-205 OF
6 ~~THIS TITLE~~; and

7 (iii) reapplies to the STATE Board for inactive status within 2 years
8 after initial expiration of inactive status on a form that the Board provides.

9 (5) The State Board shall renew the inactive status of each individual or
10 grant the reapplication for inactive status of each former licensee who meets the
11 requirements of this subsection.

12 (f) The State Board shall reactivate the State license of an individual who is
13 on inactive status, if the individual:

14 (3) pays to the State Board a [reactivation] LICENSE fee [of \$50] SET BY
15 THE STATE BOARD UNDER § 6-205 OF THIS TITLE.

16 6-312.

17 (a) The State Board shall reinstate the State license of a master electrician
18 who is not on inactive status and who has failed to renew the State license for any
19 reason, if the master electrician:

20 (3) [in addition to the renewal fee required under § 6-310 of this
21 subtitle,] pays to the State Board a reinstatement fee [of:

22 (i) \$25 for up to and including a 30-day late renewal;

23 (ii) \$50 for up to and including a 60-day late renewal; or

24 (iii) \$100 for a late renewal over 60 days] SET BY THE STATE
25 BOARD.

26 (b) If a master electrician who has failed to renew the State license for any
27 reason applies for reinstatement more than 2 years after the State license has
28 expired, the State Board shall require the master electrician to pay a reinstatement
29 fee [of \$100] SET BY THE STATE BOARD, and comply with the requirements for
30 obtaining a State license under §§ 6-304, 6-307, and 6-503 of this subtitle.

31 6-313.

32 (b) (1) On appointment or employment as an electrical inspector, the
33 individual:

34 (i) shall place the State license of the individual on inactive status;

35 and

1 (ii) except for the [renewal] INACTIVE STATUS fee, shall meet the
2 inactive status requirements of § 6-311 of this subtitle.

3 (c) The State Board may change the status of an electrical inspector to
4 individual inactive status, if the electrical inspector:

5 (2) pays an inactive status fee [of \$50] SET BY THE STATE BOARD.

6 (d) On termination of the appointment or employment of an individual as an
7 electrical inspector, the State Board shall reactivate the State license of the individual
8 who is on inactive status, without examination, if the individual meets the
9 reactivation requirements for a State license under § 6-311(f) of this subtitle,
10 including payment of the [reactivation] LICENSE fee.

11 6-402.

12 (b) To change an assignment of a local license, an applicant shall:

13 (2) pay to the State Board a change of status fee [of \$50] SET BY THE
14 STATE BOARD;

15 6-503.

16 (c) The State Board shall grant a waiver under this section for an applicant
17 who holds a license from a local jurisdiction only if the applicant:

18 (3) pays any [reciprocal] license fee required under this title;

19 6-505.

20 (a) Before a reciprocal license expires, the licensee periodically may renew it
21 for an additional term, if the licensee:

22 (2) pays a [renewal] LICENSE fee to:

23 (i) the State Board as required under this title; or

24 (ii) the local jurisdiction from which the reciprocal license is sought;
25 and

26 7-101.

27 (a) In this title the following words have the meanings indicated.

28 (b) "Board" means the State Board of Foresters.

29 (c) (1) "Forestry" means the application, for compensation, of scientific
30 techniques to the planting, conservation, protection, and management of trees and
31 related resources for their continuing use, whether found in large numbers and areas
32 commonly known as forests, woodlands, and woodlots or in small groupings and
33 individual trees in suburban and urban settings.

1 (2) "Forestry" includes:

2 (i) consultation, investigation, evaluation, or planning of any
3 forestry activity that is described under paragraph (1) of this subsection; or

4 (ii) having responsibility for any forestry activity that is described
5 under paragraph (1) of this subsection.

6 (3) "Forestry" does not include:

7 (i) the services of a tree expert, as defined under § 5-415(c) of the
8 Natural Resources Article;

9 (ii) practices and services generally provided by:

10 1. an arboriculturist;

11 2. a gardener;

12 3. a horticulturist;

13 4. a landscape contractor;

14 5. a landscape gardener;

15 6. a nurseryman; or

16 7. an orchardist; or

17 (iii) the cutting, hauling, handling, or processing of forest products.

18 (d) "License" means, unless the context requires otherwise, a license issued by
19 the Board to practice forestry.

20 (E) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
21 WITH THE ISSUANCE AND RENEWAL OF A LICENSE.

22 [(e)] (F) "Licensed forester" means, unless the context requires otherwise, an
23 individual who is licensed by the Board to practice forestry.

24 [7-207.

25 The Board shall pay all money collected under this title into the General Fund of
26 the State.]

27 7-207.

28 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

29 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
30 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON

1 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
2 BUSINESS REGULATION ARTICLE.

3 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
4 REGULATION.

5 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
6 THE COMPTROLLER OF THE STATE.

7 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
8 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
9 THE BUSINESS REGULATION ARTICLE.

10 7-305.

11 (a) An applicant for a license shall:

12 (2) pay to the Board [an] A NONREFUNDABLE application fee [of \$45]
13 SET BY THE BOARD.

14 7-306.

15 (a) If an applicant qualifies for a license under this subtitle, the Board shall
16 mail the applicant a notice that states that:

17 (2) on receipt of a [\$55] license fee SET BY THE BOARD, the Board will
18 issue a license to the applicant; and

19 (d) Subject to any regulation that the Board adopts, it shall replace any lost,
20 mutilated, or destroyed license certificate on:

21 (2) payment of a replacement fee [of \$5] SET BY THE BOARD.

22 7-308.

23 (b) At least 30 days before a license expires, the Board shall mail to the
24 licensee, at the last known address of the licensee:

25 (2) a notice that states:

26 (i) the date on which the current license expires;

27 (ii) the date by which the Board must receive the renewal
28 application for the renewal to be issued and mailed before the license expires; and

29 (iii) the amount of the [renewal] LICENSE fee.

30 (c) (1) Before a license expires, the licensee periodically may renew it for an
31 additional 2-year term, if the licensee:

32 (i) otherwise is entitled to be licensed;

1 (ii) except as provided in subsection (d) of this section, pays to the
2 Board a [renewal] LICENSE fee [of \$100] SET BY THE BOARD; and

3 (iii) submits to the Board a renewal application on the form that the
4 Board provides.

5 (g) (2) The Board shall grant inactive status to a licensee if the licensee:

6 (i) otherwise is entitled to be licensed; and

7 (ii) pays to the Board an inactive license fee [of \$25] SET BY THE
8 BOARD.

9 7-308.1.

10 (A) THE BOARD SHALL REINSTATE THE LICENSE OF AN INDIVIDUAL WHO,
11 FOR ANY REASON, HAS FAILED TO RENEW THE LICENSE IF THE INDIVIDUAL:

12 (1) APPLIES TO THE BOARD FOR REINSTATEMENT WITHIN 2 YEARS
13 AFTER THE LICENSE EXPIRES;

14 (2) MEETS THE RENEWAL REQUIREMENTS OF § 7-308 OF THIS SUBTITLE;
15 AND

16 (3) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (C) OF THIS
17 SECTION, PAYS TO THE BOARD A REINSTATEMENT FEE SET BY THE BOARD.

18 (B) (1) IF AN INDIVIDUAL HAS FAILED TO RENEW A LICENSE FOR ANY
19 REASON AND THEN APPLIES TO THE BOARD FOR REINSTATEMENT MORE THAN 2
20 YEARS AFTER THE LICENSE HAS EXPIRED, THE BOARD MAY:

21 (I) REQUIRE THE INDIVIDUAL TO REAPPLY FOR A LICENSE IN THE
22 SAME MANNER AS AN APPLICANT APPLIES FOR AN ORIGINAL LICENSE UNDER THIS
23 SUBTITLE; OR

24 (II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, REINSTATE
25 THE LICENSE.

26 (2) THE BOARD MAY REINSTATE A LICENSE UNDER PARAGRAPH (1)(II)
27 OF THIS SUBSECTION ONLY IF THE INDIVIDUAL:

28 (I) MEETS THE RENEWAL REQUIREMENTS OF § 7-308 OF THIS
29 SUBTITLE;

30 (II) IF REQUIRED BY THE BOARD, STATES REASONS WHY
31 REINSTATEMENT SHOULD BE GRANTED; AND

32 (III) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (C) OF THIS
33 SECTION, PAYS TO THE BOARD A REINSTATEMENT FEE SET BY THE BOARD.

1 (C) THE BOARD MAY WAIVE A REINSTATEMENT FEE FOR A LICENSEE WHO
2 PROVIDES EVIDENCE SATISFACTORY TO THE BOARD THAT THE LICENSEE DID NOT
3 PRACTICE FORESTRY DURING THE TIME THE LICENSE LAPSED.

4 7-309.

5 (a) Subject to the hearing provisions of § 7-311 of this subtitle, the Board, on
6 the affirmative vote of a majority of its authorized members, may deny a license to
7 any applicant, reprimand any licensee, or suspend or revoke a license if the applicant
8 or licensee:

9 (5) has had a license to practice forestry in another state revoked or
10 suspended by the other state for a cause that would justify revocation or suspension
11 under this title, except for the failure to pay a license or registration [renewal] fee;

12 7-313.

13 (b) A license may be reinstated under this section only on:

14 (3) payment to the Board of a REINSTATEMENT fee [of \$5] SET BY THE
15 BOARD.

16 8-101.

17 (a) In this title the following words have the meanings indicated.

18 (b) "Board" means the State Board of Certified Interior Designers.

19 (c) "Certificate" means a certificate issued by the Board to use the title
20 "certified interior designer".

21 (D) "CERTIFICATE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN
22 CONNECTION WITH THE ISSUANCE AND RENEWAL OF A CERTIFICATE AND ISSUANCE
23 OF A RECIPROCAL CERTIFICATE.

24 [(d)] (E) "Certified interior designer" means an interior designer who is
25 certified by the Board.

26 [(e)] (F) "Certified interior design services" means interior design services
27 provided by a certified interior designer.

28 [(f)] (G) "Interior design services" means rendering or offering to render
29 services for a fee or other valuable consideration, in the preparation and
30 administration of interior design documents (including drawings, schedules and
31 specifications) which pertain to the planning and design of interior spaces including
32 furnishings, layouts, fixtures, cabinetry, lighting fixtures, finishes, materials, and
33 interior construction not materially related to or materially affecting the building
34 systems, all of which shall comply with applicable laws, codes, regulations, and
35 standards. The scope of work described herein shall not be construed as authorizing
36 the planning and design of engineering and architectural interior construction as

1 related to the building systems, including structural, electrical, plumbing, heating,
2 ventilating, air conditioning or mechanical systems and shall not be construed as
3 authorizing the practice of architecture or engineering as defined in Title 3 or Title 14
4 of this article. The interior design plans as described above are not to be construed as
5 those architectural plans which may be required to be filed with any county or
6 municipality.

7 [8-207.

8 (a) The Board shall set reasonable fees for the issuance and renewal of a
9 certificate.

10 (b) Except as otherwise provided by law, the Board shall pay all money
11 collected under this title into the General Fund of the State.

12 (c) The Board shall publish annually a list including the name and address of
13 each individual:

14 (1) who has been certified; or

15 (2) whose certificate has been suspended or revoked within 3 years
16 before the publication.]

17 8-207.

18 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

19 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
20 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
21 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
22 BUSINESS REGULATION ARTICLE.

23 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
24 REGULATION.

25 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
26 THE COMPTROLLER OF THE STATE.

27 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
28 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
29 THE BUSINESS REGULATION ARTICLE.

30 (D) THE BOARD SHALL PUBLISH ANNUALLY A LIST INCLUDING THE NAME
31 AND ADDRESS OF EACH INDIVIDUAL:

32 (1) WHO HAS BEEN CERTIFIED; OR

33 (2) WHOSE CERTIFICATE HAS BEEN SUSPENDED OR REVOKED WITHIN 3
34 YEARS BEFORE THE PUBLICATION.

1 8-302.

2 (d) The applicant shall:

3 (1) file an application and pay [an] A NONREFUNDABLE application fee
4 in accordance with § 8-303 of this subtitle;

5 8-303.

6 An applicant for a certificate shall:

7 (1) submit an application to the Board on the form that the Board
8 provides; and

9 (2) pay to the Board OR THE BOARD'S DESIGNEE [an] A
10 NONREFUNDABLE application fee set by the Board.

11 8-304.

12 (b) The Board may grant a waiver under this section only if the applicant:

13 (1) pays TO THE BOARD:

14 (I) the NONREFUNDABLE application fee set by the Board [under §
15 8-303 of this subtitle]; and

16 (II) THE CERTIFICATE FEE SET BY THE BOARD; AND

17 8-305.

18 On payment of the certificate fee SET BY THE BOARD, the Board shall issue a
19 certificate to each applicant who meets the requirements of this subtitle for a
20 certificate.

21 8-307.

22 (b) At least 30 days before the certificate expires, the Board shall mail to the
23 certificate holder, at the last known address of the certificate holder:

24 (3) the amount of the [renewal] CERTIFICATE fee.

25 (c) Before the certificate expires, the certificate holder periodically may renew
26 it for an additional 2-year term, if the certificate holder:

27 (2) pays to the Board a [renewal] CERTIFICATE fee set by the Board;

28 8-309.

29 The Board shall reinstate the certificate of an interior designer who has failed to
30 renew the certificate for any reason if the interior designer:

1 (1) meets the renewal requirements[, including payment of a renewal
2 fee,] under § 8-307 of this subtitle;

3 (2) pays to the Board the reinstatement fee as set by the Board;

4 (3) submits to the Board a reinstatement application on the form that
5 the Board provides; and

6 (4) earns two continuing education units in courses approved by the
7 Board in a 2-year period immediately preceding the request for reinstatement.

8 9-101.

9 (a) In this title the following words have the meanings indicated.

10 (b) "Board" means the State Board of Examiners of Landscape Architects.

11 (c) "Landscape architect" means an individual who practices landscape
12 architecture.

13 (d) "License" means, unless the context requires otherwise, a license issued by
14 the Board to practice landscape architecture.

15 (E) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
16 WITH THE ISSUANCE AND RENEWAL OF A LICENSE OR THE ISSUANCE OF A
17 RECIPROCAL LICENSE.

18 [(e)] (F) "Licensed landscape architect" means a landscape architect who is
19 licensed by the Board to practice landscape architecture.

20 [(f)] (G) "Permit" means a permit issued by the Board to allow a partnership
21 or corporation to operate a business through which an individual may practice
22 landscape architecture.

23 (H) "PERMIT FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
24 WITH THE ISSUANCE AND RENEWAL OF A PERMIT.

25 [(g)] (I) (1) "Practice landscape architecture" means:

26 (i) to plan, to design, to prepare drawings and specifications, to
27 consult, or to provide any other professional service, including responsible
28 supervision, in connection with the development of land if the principal purpose of the
29 service is:

30 1. to determine, to enhance, or to preserve land uses, natural
31 land features, plantings, or settings and approaches to structures or other
32 improvements;

33 2. to determine an environmental problem of land, including
34 erosion, blight, or other hazard;

1 ~~(F)~~ ~~TO THE BOARD A NONREFUNDABLE APPLICATION FEE SET BY~~
 2 ~~THE BOARD; AND~~

3 ~~(H)~~ to the Board or the Board's designee;

4 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
 5 AND

6 (II) an examination fee set by the Board in an amount not to exceed
 7 the cost of the required examination.

8 9-306.

9 (b) The Board may grant a waiver under this section only if the applicant:

10 (1) pays TO THE BOARD;

11 (I) the NONREFUNDABLE application fee set by the Board [not
 12 exceeding \$50]; and

13 (II) THE LICENSE FEE SET BY THE BOARD; AND

14 9-309.

15 (b) At least 1 month before a license expires, the Board shall mail to the
 16 licensee, at the last known address of the licensee:

17 (2) a notice that states:

18 (i) the date on which the current license expires;

19 (ii) the date by which the Board must receive the renewal
 20 application for the renewal to be issued and mailed before the license expires; and

21 (iii) the amount of the [renewal] LICENSE fee.

22 (c) Before a license expires, the licensee periodically may renew it for an
 23 additional 2-year term, if the licensee:

24 (2) pays to the Board the [renewal] LICENSE fee set by the Board; and

25 9-310.

26 (a) Subject to the hearing provisions of § 9-312 of this subtitle, the Board, on
 27 the affirmative vote of a majority of its members then serving, may deny a license to
 28 any applicant, reprimand any licensee, or suspend or revoke a license if:

29 (5) the applicant or licensee has had a license to practice landscape
 30 architecture in another state revoked or suspended by the other state for a cause that
 31 would justify revocation or suspension under this title, except for the failure to pay a
 32 license [or license renewal] fee;

1 9-313.

2 (b) A license may be reinstated under this section only on:

3 (2) payment to the Board of a reinstatement fee [of \$100] SET BY THE
4 BOARD.

5 9-314.

6 (a) The Board shall reinstate the license of an individual who, for any reason,
7 has failed to renew the license, if the individual:

8 (1) applies to the Board for reinstatement within 2 years after the
9 license expires;

10 (2) meets the renewal requirements of § 9-309 of this subtitle [and pays
11 to the Board all past due renewal fees]; and

12 (3) pays to the Board a reinstatement fee [of \$100, in addition to all past
13 due renewal fees] SET BY THE BOARD.

14 (b) (1) If an individual has failed to renew a license for any reason and then
15 applies to the Board for reinstatement more than 2 years after the license has
16 expired, the Board may:

17 (i) require the individual to reapply for a license in the same
18 manner that an applicant applies for an original license under this subtitle; or

19 (ii) subject to paragraph (2) of this subsection, reinstate the license.

20 (2) The Board may reinstate a license under paragraph (1)(ii) of this
21 subsection, if the individual:

22 (i) meets the renewal requirements of § 9-309 of this subtitle [and
23 pays to the Board all past due renewal fees];

24 (ii) if required by the Board, states reasons why reinstatement
25 should be granted; and

26 (iii) pays to the Board a reinstatement fee [of \$100, in addition to all
27 past due renewal fees required] SET BY THE BOARD.

28 9-405.

29 (a) An applicant for a permit shall:

30 (2) pay to the Board the NONREFUNDABLE application fee set by the
31 Board.

1 9-406.

2 The Board shall issue a permit to each applicant who meets the requirements of
3 this subtitle AND PAYS TO THE BOARD A PERMIT FEE SET BY THE BOARD.

4 9-408.

5 (b) At least 1 month before a permit expires, the Board shall mail to the
6 permit holder, at the last known address of the holder:

7 (2) a notice that states:

8 (i) the date on which the current permit expires;

9 (ii) the date by which the Board must receive the renewal
10 application for the renewal to be issued and mailed before the permit expires; and

11 (iii) the amount of the [renewal] PERMIT fee.

12 (c) Before a permit expires, the permit holder periodically may renew it for an
13 additional 2-year term, if the holder:

14 (2) pays to the Board the [renewal] PERMIT fee set by the Board; and

15 11-101.

16 (a) In this title the following words have the meanings indicated.

17 (b) "Apprentice pilot" means an individual who is engaged in training, under
18 the supervision of a licensed pilot, to provide pilotage.

19 (c) "Association" means the Association of Maryland Pilots.

20 (d) "Board" means the State Board of Pilots.

21 (e) (1) "License" means, unless the context requires otherwise, a license
22 issued by the Board to provide pilotage.

23 (2) "License" includes, unless the context requires otherwise, a limited
24 license.

25 (F) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
26 WITH THE ISSUANCE AND RENEWAL OF A LICENSE.

27 [(f)] (G) (1) "Licensed pilot" means a pilot who is licensed by the Board to
28 provide pilotage.

29 (2) "Licensed pilot" includes the holder of a limited license.

30 [(g)] (H) (1) "Limited license" means a license issued by the Board to provide
31 pilotage as limited by § 11-407 of this title.

1 (2) "Limited license" includes a 37-foot-draft limited license, a
2 34-foot-draft limited license, and a 28-foot-draft limited license.

3 [(h)] (I) "Pilot" means an individual who provides pilotage.

4 [(i)] (J) (1) "Provide pilotage" means to pilot a vessel under the provisions
5 of this title when the vessel is underway on the navigable waters of the State,
6 including when the vessel is towing or being towed by another vessel.

7 (2) "Provide pilotage" does not include:

8 (i) maneuvering a vessel during berthing or unberthing
9 operations; or

10 (ii) shifting a vessel within a port with tug assistance and a docking
11 master aboard the vessel.

12 11-206.

13 [(a)] The Board shall receive all fees and other charges collectible under §§
14 11-406 and 11-408 of this title.]

15 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

16 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
17 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
18 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
19 BUSINESS REGULATION ARTICLE.

20 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
21 REGULATION.

22 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
23 THE COMPTROLLER OF THE STATE.

24 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
25 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
26 THE BUSINESS REGULATION ARTICLE.

27 [(b)] (D) The compensation of the Board shall be payable only out of the money
28 that the Board collects.

29 11-405.

30 To apply for a license, an applicant shall submit to the Board an application on
31 the form that the Board provides AND A NONREFUNDABLE APPLICATION FEE SET BY
32 THE BOARD.

1 11-406.

2 (a) If an applicant qualifies for a license under this subtitle, the Board shall
3 send the applicant a notice that states that:

4 (2) the Board will issue the appropriate license to an applicant on receipt
5 of a license fee [of:

6 (i) \$600 for a license other than a limited license;

7 (ii) \$300 for a 37-foot-draft limited license;

8 (iii) \$300 for a 34-foot-draft limited license; or

9 (iv) \$200 for a 28-foot-draft limited license] SET BY THE BOARD.

10 11-408.

11 (b) At least 1 month before a license expires, the Board shall mail to the
12 licensee, at the last known address of the licensee:

13 (2) a notice that states:

14 (i) the date on which the current license expires;

15 (ii) the date by which the Board must receive the renewal
16 application for the renewal to be issued and mailed before the license expires; and

17 (iii) the amount of the [renewal] LICENSE fee SET BY THE BOARD.

18 (c) Before a license expires, the licensee periodically may renew it for an
19 additional 2-year term, if the licensee:

20 (3) pays to the Board a [renewal] LICENSE fee [of:

21 (i) \$600 for a license other than a limited license;

22 (ii) \$300 for a 37-foot-draft limited license;

23 (iii) \$300 for a 34-foot-draft limited license; or

24 (iv) \$200 for a 28-foot-draft limited license] SET BY THE BOARD;

25 and

26 12-101.

27 (a) In this title the following words have the meanings indicated.

28 (b) "Apprentice natural gas fitter" means, unless the context requires
29 otherwise, an individual who is licensed by the Board to assist a master natural gas
30 fitter in providing natural gas services while:

1 (1) under the direction and control of the master natural gas fitter; and

2 (2) in training to become a journeyman natural gas fitter.

3 (c) "Apprentice plumber" means, unless the context requires otherwise, an
4 individual who is licensed by the Board to assist a master plumber or a holder of a
5 limited master plumber license in providing plumbing services while:

6 (1) under the direction and control of the master plumber or holder of the
7 limited master plumber license; and

8 (2) in training to become a journey plumber.

9 (d) "Board" means the State Board of Plumbing.

10 (e) "Certified propane gas fitter" means an individual who has been certified
11 by the Board to provide propane gas services.

12 (f) "Gas" means natural gas, propane gas, or any other gas used for any
13 purpose, including residential, medical, commercial, or industrial purposes.

14 (g) "Journey plumber" means, unless the context requires otherwise, an
15 individual who is licensed by the Board to provide plumbing services while under the
16 direction and control of a master plumber or holder of a limited master plumber
17 license.

18 (h) "Journeyman natural gas fitter" means, unless the context requires
19 otherwise, an individual who is licensed by the Board to provide natural gas services
20 while under the direction and control of a master natural gas fitters license.

21 (i) (1) "License" means, unless the context requires otherwise, a license
22 issued by the Board to:

23 (i) provide plumbing services;

24 (ii) assist in providing plumbing services;

25 (iii) provide propane gas services; or

26 (iv) provide natural gas services.

27 (2) "License" includes, unless the context requires otherwise, each of the
28 following licenses:

29 (i) a master plumber license;

30 (ii) a journey plumber license;

31 (iii) an apprentice plumber license;

32 (iv) a limited license;

- 1 (v) a propane gas fitter certificate;
- 2 (vi) a master natural gas fitters license;
- 3 (vii) a journeyman natural gas fitters license; and
- 4 (viii) an apprentice natural gas fitters license.

5 (J) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
6 WITH THE ISSUANCE AND RENEWAL OF A CERTIFICATE, LICENSE, AND LIMITED
7 LICENSE AND THE ISSUANCE OF A RECIPROCAL LICENSE.

8 [(j)] (K) (1) "Limited license" means a license issued by the Board as limited
9 by § 12-310 of this title to:

- 10 (i) provide plumbing services as a master plumber; or
- 11 (ii) provide plumbing services as a journey plumber.

12 (2) "Limited license" includes:

- 13 (i) a limited master plumber license; and
- 14 (ii) a limited journey plumber license.

15 [(k)] (L) "Master natural gas fitter" means, unless the context requires
16 otherwise, an individual who is licensed by the Board to provide natural gas services.

17 [(l)] (M) (1) "Master plumber" means, unless the context requires otherwise,
18 an individual who is licensed by the Board to provide plumbing services and natural
19 gas services.

20 (2) "Master plumber" includes a master plumber gas fitter.

21 [(m)] (N) (1) "Provide natural gas services" means the installation,
22 maintenance, extension, alteration, and removal of piping, gas-fired equipment,
23 appliances, or appurtenances in connection with a natural gas supply system
24 downstream of the gas utility point of delivery.

25 (2) "Provide natural gas services" does not include the installation,
26 maintenance, extension, alteration, or removal of any of the following with respect to
27 the plumbing water supply and drainage system:

- 28 (i) fixtures that require additional energy sources, including
29 clothes washers, dishwashers, food grinders, humidifiers, ice pumps, sterilizers,
30 water coolers, and water heaters; and

- 31 (ii) operational devices, including aerators, backflow preventers,
32 expansion tanks, filters, flow controls, heat exchangers, interceptors, meters,
33 separators, and relief valves.

1 [(n)] (O) (1) "Provide plumbing services" means to install, maintain, extend,
2 alter, or remove piping, a plumbing fixture, a plumbing appliance, a plumbing
3 appurtenance, or other plumbing apparatus:

4 (i) within or adjacent to a building, structure, or property; and

5 (ii) in connection with:

6 1. a public or private disposal system, sanitary drainage
7 facility, or storm drainage facility;

8 2. a venting system; or

9 3. a public or private water supply system.

10 (2) "Provide plumbing services" includes installing, repairing, servicing,
11 and replacing gas piping, gas utilization equipment, and associated accessories.

12 (3) Except for the first connection to a potable water supply that is
13 downstream of a backflow preventer and the final connection that discharges
14 indirectly into a public or private disposal system, sanitary drainage facility, or storm
15 drainage facility, "providing plumbing services" does not include using piping,
16 equipment, or material only for:

17 (i) environmental control;

18 (ii) the incorporation of a liquid or gas into a product or into a
19 process, including product development, in the manufacture or storage of a product;

20 (iii) the installation, alteration, repair, or removal of an automatic
21 sprinkler system, related apparatus, or standpipe that is used only for fire protection;
22 or

23 (iv) an overhead or underground fire line beginning from where
24 water is used only for fire protection.

25 [(o)] (P) "Provide propane gas services" means to install, repair, service, and
26 replace propane gas piping, propane gas utilization equipment, and associated
27 accessories.

28 [(p)] (Q) "State Plumbing Code" means the regulations adopted by the
29 Secretary, as amended by the Board, to provide standards that:

30 (1) are based on principles of environmental sanitation and safety; and

31 (2) provide for properly designed, acceptably installed, and adequately
32 maintained plumbing systems.

1 [12-209.

2 The Board shall pay all money collected under this title into the General Fund of
3 the State.]

4 12-209.

5 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

6 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
7 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
8 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
9 BUSINESS REGULATION ARTICLE.

10 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
11 REGULATION.

12 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
13 THE COMPTROLLER OF THE STATE.

14 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
15 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
16 THE BUSINESS REGULATION ARTICLE.

17 12-303.

18 An applicant for a license shall:

19 (1) submit to the Board an application on the form that the Board
20 provides ~~AND A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;~~ and

21 (2) except as otherwise provided in this subtitle, pay to the Board or the
22 Board's designee;

23 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
24 AND

25 (II) an examination fee[:

26 (i) for a master plumber license, a journey plumber license, or a
27 master natural gas fitters license,] in an amount set by the Board, not to exceed the
28 cost of the required examination [;

29 (ii) for an apprentice plumber license or apprentice natural gas
30 fitters license of \$15;

31 (iii) for a propane gas fitter certificate of \$25;

32 (iv) for a journeyman natural gas fitters license of \$25; or

1 (v) for a master natural gas fitters license without examination of
2 \$50].

3 12-306.

4 (a) If an applicant qualifies for a journey plumber license, a master plumber
5 license, a limited license, a master natural gas fitters license, a journeyman natural
6 gas fitters license, an apprentice natural gas fitters license, or a propane gas fitter
7 certificate under this subtitle, the Board shall send the applicant a notice that states
8 that:

9 (2) the Board will issue a license to the applicant on receipt of:

10 (i) if contracting in the name of the applicant or another person to
11 provide plumbing services, proof of the liability insurance as required under § 12-501
12 of this title; and

13 (ii) a license fee SET BY THE BOARD [of:

14 1. \$70 for a master plumber license or a limited master
15 plumber license;

16 2. \$35 for a journey plumber license or a limited journey
17 plumber license;

18 3. \$35 for a propane gas fitter certificate;

19 4. \$70 for a master natural gas fitters license; or

20 5. \$35 for a journeyman natural gas fitters license].

21 (b) On payment of the [appropriate] license fee and, if applicable, receipt of
22 the proof of the insurance required under § 12-501 of this title, the Board shall issue
23 a license to each applicant who meets the requirements of this subtitle.

24 12-308.

25 (b) At least 1 month before a license expires, the Board shall mail to the
26 licensee, at the last known address of the licensee:

27 (2) a notice that states:

28 (i) the date on which the current license expires;

29 (ii) the date by which the Board must receive the renewal
30 application for the renewal to be issued and mailed before the license expires; and

31 (iii) the amount of the [renewal] LICENSE fee SET BY THE BOARD.

32 (c) Before a license expires, the licensee may renew it for an additional 2-year
33 term, if the licensee:

- 1 (2) pays to the Board a [renewal] LICENSE fee [of:
 2 (i) \$70 for a master plumber license or a limited master plumber
 3 license;
 4 (ii) \$35 for a journey plumber license or a limited journey plumber
 5 license;
 6 (iii) \$15 for an apprentice plumber license or apprentice natural gas
 7 fitters license;
 8 (iv) \$35 for a propane gas fitter certificate;
 9 (v) \$35 for a master natural gas fitters license; or
 10 (vi) \$25 for a journeyman natural gas fitters license] SET BY THE
 11 BOARD; and
 12 12-310.

13 (a) Subject to the limitations in this section, the Board may issue a limited
 14 license to provide plumbing services as a master plumber or a journey plumber to any
 15 applicant who:

16 (4) pays the appropriate NONREFUNDABLE application fee AND THE
 17 LICENSE FEE under ~~§ 12-303 of this subtitle~~ for:

- 18 (i) a master plumber license; or
 19 (ii) a journey plumber license; and

20 14-101.

21 (a) In this title the following words have the meanings indicated.

22 (b) "Board" means the State Board for Professional Engineers.

23 (c) "Engineer" means an individual who practices engineering.

24 (d) (1) "License" means, unless the context requires otherwise, a license
 25 issued by the Board to practice engineering.

26 (2) "License" includes, unless the context requires otherwise, a limited
 27 license.

28 (E) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
 29 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND THE ISSUANCE OF A LIMITED
 30 LICENSE AND RECIPROCAL LICENSE.

31 [(e)] (F) "Limited license" means a license issued by the Board to practice
 32 engineering as limited by § 14-316 of this title.

1 [(f)] (G) (1) "Practice engineering" means to provide any service or creative
2 work the performance of which requires education, training, and experience in the
3 application of:

4 (i) special knowledge of the mathematical, physical, and
5 engineering sciences; and

6 (ii) the principles and methods of engineering analysis and design.

7 (2) In regard to a building or other structure, machine, equipment,
8 process, works, system, project, or public or private utility, "practice engineering"
9 includes:

10 (i) consultation;

11 (ii) design;

12 (iii) evaluation;

13 (iv) inspection of construction to ensure compliance with
14 specifications and drawings;

15 (v) investigation; and

16 (vi) planning.

17 (3) "Practice engineering" does not include:

18 (i) operating or maintaining machinery or other equipment;

19 (ii) practicing geodetic surveying;

20 (iii) practicing cartography;

21 (iv) practicing geological engineering;

22 (v) appraising real property; or

23 (vi) executing as a contractor or supervising as an employee of the
24 contractor the work designed by a professional engineer.

25 [(g)] (H) "Professional engineer" means, unless the context requires otherwise,
26 an engineer who is licensed by the Board to practice engineering.

27 [(h)] (I) (1) "Responsible charge" means direct control and personal
28 supervision of engineering that requires initiative, professional skill, and
29 independent judgment.

30 (2) "Responsible charge" includes responsible engineering teaching.

1 14-207.

2 (a) On request of any person and payment of a VERIFICATION fee [of \$10] SET
3 BY THE BOARD, the Board shall certify the licensing status and qualifications of any
4 individual who is the subject of the request.

5 (b) Each certification under this section:

6 (1) shall include a statement of the licensing status of the individual who
7 is the subject of the request; and

8 (2) may include:

9 (i) information about the examination results and other
10 qualifications of that individual;

11 (ii) information about the dates of issuance and renewal of the
12 license of that individual;

13 (iii) information about any disciplinary action taken against that
14 individual; and

15 (iv) if authorized by that individual, information about any
16 complaint against that individual.

17 [(c) The Board shall collect a fee of \$10 for each certification under this
18 section.]

19 [14-209.

20 (a) Except for the fees specifically set by this title, the Board may set the fees
21 for which this title provides for the issuance and renewal of licenses and its other
22 services.

23 (b) Except as otherwise provided by law, the Board shall pay all money
24 collected under this title into the General Fund of the State.]

25 14-209.

26 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

27 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
28 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
29 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
30 BUSINESS REGULATION ARTICLE.

31 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
32 REGULATION.

33 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
34 THE COMPTROLLER OF THE STATE.

1 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
 2 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
 3 THE BUSINESS REGULATION ARTICLE.

4 14-306.

5 (a) An applicant for a license shall:

6 (2) [except as otherwise provided in § 14-311 of this subtitle,] pay:

7 ~~(H) TO THE BOARD A NONREFUNDABLE APPLICATION FEE SET BY~~
 8 ~~THE BOARD; AND~~

9 ~~(H) to the Board or the Board's designee;~~

10 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
 11 AND

12 (II) an examination fee set by the Board in an amount not to exceed
 13 the cost of the required examinations.

14 14-310.

15 (c) (1) An applicant for early examination shall:

16 (i) submit to the Board an application on the form that the Board
 17 provides; and

18 (ii) pay:

19 ~~A. TO THE BOARD A NONREFUNDABLE APPLICATION FEE~~
 20 ~~SET BY THE BOARD; AND~~

21 ~~B. to the Board or the Board's designee;~~

22 1. A NONREFUNDABLE APPLICATION FEE SET BY THE
 23 BOARD; AND

24 2. an examination fee set by the Board in an amount not to
 25 exceed the cost of the examination.

26 (e) If an individual passes a fundamentals of engineering examination under
 27 this section and pays the Board a certification fee [of \$15] SET BY THE BOARD, the
 28 Board shall:

29 (1) keep a record that the individual passed the examination; and

30 (2) issue to the individual a certificate that states that the individual is
 31 an engineer-in-training because the individual has passed the examination and that
 32 sets forth:

- 1 (i) the full name of the individual;
- 2 (ii) a certificate number assigned by the Board to the individual;
- 3 and
- 4 (iii) the signatures of the chairman and secretary of the Board,
- 5 under seal of the Board.

6 14-311.

7 (b) The Board may issue a license under this section only if the applicant:

8 (2) pays to the Board:

9 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;

10 AND

11 (II) a license fee [of \$100 in lieu of any fee required under § 14-312

12 of this subtitle] SET BY THE BOARD; and

13 14-312.

14 (a) If an applicant qualifies for a license under this subtitle, the Board shall

15 send the applicant a notice that states that:

16 (2) on receipt of a [\$20] license fee SET BY THE BOARD, the Board will

17 issue a license to the applicant.

18 (d) Subject to any regulation that the Board adopts, it shall replace any lost,

19 mutilated, or destroyed license certificate on:

20 (2) payment of the replacement fee set by the Board[, not exceeding

21 \$35].

22 14-314.

23 (b) (1) At least 1 month before a license expires, the Board shall mail to the

24 licensee, at the last known address of the licensee:

25 (i) a renewal application form; and

26 (ii) a notice that states:

27 1. the date on which the current license expires;

28 2. the date by which the Board must receive the renewal

29 application for the renewal to be issued and mailed before the license expires; and

30 3. the amount of the [renewal] LICENSE fee.

1 (c) Before a license expires, the licensee periodically may renew it for an
2 additional 2-year term, if the licensee:

3 (2) pays to the Board a [renewal] LICENSE fee [of \$20] SET BY THE
4 BOARD; and

5 14-315.

6 (a) The Board shall reinstate the license of an individual who, for any reason,
7 has failed to renew the license if the individual:

8 (1) applies to the Board for reinstatement within 2 years after the
9 license expires;

10 (2) meets the renewal requirements of § 14-314 of this subtitle [and
11 pays to the Board all past due renewal fees]; and

12 (3) except as otherwise provided in subsection (c) of this section, pays to
13 the Board a reinstatement fee [of \$100, in addition to all past due renewal fees] SET
14 BY THE BOARD.

15 (b) (2) The Board may reinstate a license under paragraph (1)(ii) of this
16 subsection only if the individual:

17 (i) meets the renewal requirements of § 14-314 of this subtitle
18 [and pays to the Board all past due renewal fees];

19 (ii) if required by the Board, states reasons why reinstatement
20 should be granted; and

21 (iii) except as otherwise provided in subsection (c) of this section,
22 pays to the Board a reinstatement fee [of \$100, in addition to all past due renewal
23 fees] SET BY THE BOARD.

24 14-316.

25 (a) The Board may issue a limited license to practice engineering on a specific
26 job to any applicant who:

27 (5) pays to the Board [an application] A LICENSE fee [not exceeding
28 \$25, as] set by the Board.

29 14-317.

30 (a) Subject to the hearing provisions of § 14-319 of this subtitle, the Board, on
31 the affirmative vote of a majority of its members then serving, may deny a license to
32 any applicant, reprimand any licensee, or suspend or revoke a license if:

33 (5) the applicant or licensee has had a license to practice engineering in
34 another state revoked or suspended by the other state for a cause that would justify

1 revocation or suspension under this title, except for the failure to pay a license [or
2 license renewal] fee;

3 14-320.

4 (b) A license may be reinstated under this section only on:

5 (2) payment to the Board of a reinstatement fee [of \$100] SET BY THE
6 BOARD.

7 15-101.

8 (a) In this title the following words have the meanings indicated.

9 (b) "Board" means the State Board for Professional Land Surveyors.

10 (c) "Land surveyor" means an individual who practices land surveying.

11 (d) (1) "License" means, unless the context requires otherwise, a license
12 issued by the Board to practice:

13 (i) land surveying; or

14 (ii) property line surveying.

15 (2) "License" includes, unless the context requires otherwise:

16 (i) a license to practice land surveying;

17 (ii) a license to practice property line surveying;

18 (iii) a limited license issued under § 15-316 of this title; and

19 (iv) a temporary license issued under § 15-317 of this title.

20 (E) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
21 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND THE ISSUANCE OF A LIMITED
22 LICENSE, TEMPORARY LICENSE, AND RECIPROCAL LICENSE.

23 [(e)] (F) "Licensed property line surveyor" means, unless the context requires
24 otherwise, a property line surveyor who is licensed by the Board to practice property
25 line surveying.

26 [(f)] (G) "Permit" means, unless the context requires otherwise, a permit
27 issued by the Board to allow a corporation or partnership to operate a business
28 through which an individual may practice land surveying or property line surveying.

29 (H) "PERMIT FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
30 WITH THE ISSUANCE AND RENEWAL OF A PERMIT.

1 [(g)] (I) (1) "Practice land surveying" means any service, work,
2 documentation, or practice, the performance or preparation of which requires the
3 application of special knowledge of the principles of mathematics, the related physical
4 and applied sciences, and the requirements of the relevant law, as applied to:

5 (i) measuring, platting, and locating lines, angles, elevations,
6 natural or artificial features in the air, on the surface of the earth, in underground
7 work, and on the beds of bodies of water for the purpose of determining and reporting
8 positions, topography, areas, and volumes;

9 (ii) the platting or replatting, establishing or reestablishing,
10 locating or relocating, or setting or resetting the monumentation for boundaries of
11 real property, easements, or rights-of-way;

12 (iii) platting, layout, and preparation of surveys, plats, plans, and
13 drawings, including:

14 1. site plans;

15 2. subdivision plans;

16 3. subdivision plats;

17 4. condominium plats;

18 5. right-of-way and easement plats; and

19 6. other recordable plats;

20 (iv) conducting horizontal and vertical control surveys, layout or
21 stake-out of proposed construction, and the preparation and platting of
22 as-constructed surveys;

23 (v) utilizing measurement devices or systems, such as aerial
24 photogrammetry, global positioning systems, land information systems, geographic
25 information systems, or similar technology for evaluation or location of boundaries of
26 real property, easements, or rights-of-way; and

27 (vi) in conjunction with the site development or subdivision of land,
28 the preparation and design of plans for the following projects, provided that such
29 preparation and design are in accordance with design manuals, details, and
30 standards accepted by the State or local authority:

31 1. road and street grades;

32 2. sediment and erosion control measures;

33 3. nonpressurized closed storm drainage and stormwater

34 management systems; and

1 4. open conduit storm drainage and stormwater
2 management systems.

3 (2) "Practice land surveying" does not include the design, preparation, or
4 specifications for:

5 (i) community water or wastewater treatment collection or
6 distribution systems;

7 (ii) community pumping or lift stations; or

8 (iii) geotechnical or structural design components of sediment
9 control or stormwater management ponds or basins.

10 [(h)] (J) (1) "Practice property line surveying" means to practice land
11 surveying, except for the services excluded under paragraph (2) of this subsection.

12 (2) "Practice property line surveying" does not include the performance
13 of the services described in subsection [(g)(1)(vi)] (I)(1)(VI) of this section.

14 [(i)] (K) "Professional land surveyor" means, unless the context requires
15 otherwise, a land surveyor who is licensed by the Board to practice land surveying.

16 [(j)] (L) "Property line surveyor" means an individual who practices property
17 line surveying.

18 [(k)] (M) "Responsible charge" means direct control and personal direction of
19 the investigation, design, construction, or operation of land surveying work that
20 requires initiative, professional skill, and independent judgment.

21 15-207.

22 (a) On request of any person and payment of a VERIFICATION fee [of \$10] SET
23 BY THE BOARD, the Board shall certify the licensing or permit status and
24 qualifications of any person who is the subject of the request.

25 (b) Each certification under this section:

26 (1) shall include a statement of the licensing or permit status of the
27 person who is the subject of the request; and

28 (2) may include:

29 (i) information about the examination results and other
30 qualifications of that person;

31 (ii) information about the dates of issuance and renewal of the
32 license or permit of that person;

33 (iii) information about any disciplinary action taken against that
34 person; and

1 (iv) if authorized by that person, information about any complaint
2 against that person.

3 [(c) The Board shall collect a fee of \$10 for each certification under this
4 section.]

5 [15-209.

6 Except as otherwise provided by law, the Board shall pay all money collected
7 under this title into the General Fund of the State.]

8 15-209.

9 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

10 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
11 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
12 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
13 BUSINESS REGULATION ARTICLE.

14 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD BY
15 REGULATION.

16 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
17 THE COMPTROLLER OF THE STATE.

18 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
19 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
20 THE BUSINESS REGULATION ARTICLE.

21 15-306.

22 (a) An applicant for a license shall:

23 (2) [except as otherwise provided in § 15-311(b) of this subtitle,] pay:

24 ~~(H) TO THE BOARD A NONREFUNDABLE APPLICATION FEE SET BY~~
25 ~~THE BOARD; AND~~

26 ~~(H)~~ to the Board or the Board's designee;

27 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
28 AND

29 (II) an examination fee set by the Board in an amount not to exceed
30 the cost of the required examinations.

31 15-311.

32 (b) The Board may grant a waiver under this section only if the applicant:

1 (2) pays to the Board:

2 (I) THE NONREFUNDABLE APPLICATION FEE SET BY THE BOARD
3 UNDER § 15-306 OF THIS TITLE; AND

4 (II) the license fee [required] SET BY THE BOARD ~~under~~ [§
5 15-312(a)(2)(i)] ~~§ 15-312(A)(2) of this subtitle~~; and

6 15-312.

7 (a) If an applicant qualifies for a license under this subtitle, the Board shall
8 send the applicant a notice that states that:

9 (2) the Board will issue a license to the applicant, on receipt of a license
10 fee [of:

11 (i) \$60 for a license to practice land surveying; and

12 (ii) \$20 for a license to practice property line surveying] SET BY
13 THE BOARD.

14 (b) On payment of the [appropriate] license fee, the Board shall issue a
15 license to each applicant who meets the requirements of this subtitle.

16 (d) Subject to any regulation that the Board adopts, it shall replace any lost,
17 mutilated, or destroyed license certificate on:

18 (1) request of the licensee; and

19 (2) payment of the replacement fee set by the Board[, not exceeding
20 \$35].

21 15-314.

22 (b) (1) At least 1 month before a license expires, the Board shall mail to the
23 licensee, at the last known address of the licensee:

24 (i) a renewal application form; and

25 (ii) a notice that states:

26 1. the date on which the current license expires;

27 2. the date by which the Board must receive the renewal
28 application for the renewal to be issued and mailed before the license expires; and

29 3. the amount of the [renewal] LICENSE fee.

30 (c) Before a license expires, the licensee periodically may renew it for an
31 additional 2-year term, if the licensee:

1 (2) pays to the Board a [renewal] LICENSE fee [of:
2 (i) \$60 for a license to practice land surveying; or
3 (ii) \$40 for a license to practice property line surveying] SET BY
4 THE BOARD; and
5 15-315.

6 (a) The Board shall reinstate the license of an individual who, for any reason,
7 has failed to renew the license if the individual:

8 (1) applies to the Board for reinstatement within 2 years after the
9 license expires;

10 (2) meets the renewal requirements of § 15-314 of this subtitle [and
11 pays to the Board all past due renewal fees]; and

12 (3) except as otherwise provided in subsection (d) of this section, pays to
13 the Board a reinstatement fee [of \$100, in addition to all past due renewal fees] SET
14 BY THE BOARD.

15 (b) (2) The Board may reinstate a license under paragraph (1) of this
16 subsection only if the individual:

17 (i) meets the renewal requirements of § 15-314 of this subtitle
18 [and pays to the Board all past due renewal fees];

19 (ii) if required by the Board, states reasons why reinstatement
20 should be granted; and

21 (iii) except as otherwise provided in subsection (d) of this section,
22 pays to the Board a reinstatement fee [of \$100] SET BY THE BOARD.

23 (c) (2) The Board may reinstate a license under paragraph (1) of this
24 subsection only if the individual:

25 (i) meets the renewal requirements of § 15-314 of this subtitle
26 [and pays to the Board all past due renewal fees];

27 (ii) if required by the Board, states reasons why reinstatement
28 should be granted; and

29 (iii) except as otherwise provided in subsection (d) of this section,
30 pays to the Board a reinstatement fee [of \$100, in addition to all past due renewal
31 fees] SET BY THE BOARD.

32 15-316.

33 (a) The Board may issue a limited license to practice land surveying on a
34 specific job to any applicant who:

1 (5) pays to the Board [an application] A LICENSE fee [of \$25] SET BY
2 THE BOARD ~~UNDER § 15-312 OF THIS TITLE.~~

3 15-317.

4 (a) The Board may issue a temporary license to practice land surveying to any
5 applicant who:

6 (5) pays to the Board [an application] A LICENSE fee [of \$25] SET BY
7 THE BOARD ~~UNDER § 15-312 OF THIS TITLE.~~

8 15-318.

9 (a) Subject to the hearing provisions of § 15-320 of this subtitle, the Board, on
10 the affirmative vote of a majority of its members then serving, may deny a license to
11 any applicant, reprimand any licensee, or suspend or revoke a license if:

12 (7) the applicant or licensee has had a license to practice land surveying
13 or property line surveying in another state revoked or suspended by the other state
14 for a cause that would justify revocation or suspension under this title, except for the
15 failure to pay a license [or license renewal] fee.

16 15-321.

17 (b) A license may be reinstated under this section only on:

18 (1) the affirmative vote of a majority of the members of the Board then
19 serving; and

20 (2) payment to the Board of a reinstatement fee [of \$100] SET BY THE
21 BOARD.

22 15-403.

23 An applicant for a permit shall:

24 (1) submit to the Board an application on the form that the Board
25 provides; and

26 (2) pay to the Board [an] A NONREFUNDABLE application fee [of \$150]
27 SET BY THE BOARD ~~UNDER § 15-306 OF THIS TITLE.~~

28 15-404.

29 The Board shall issue a permit to each applicant who meets the requirements of
30 this subtitle AND PAYS TO THE BOARD A PERMIT FEE SET BY THE BOARD.

31 15-406.

32 (b) At least 1 month before a permit expires, the Board shall mail to the
33 permit holder, at the last known address of the holder:

1 (2) a notice that states:

2 (i) the date on which the current permit expires;

3 (ii) the date by which the Board must receive the renewal
4 application for the renewal to be issued and mailed before the permit expires; and

5 (iii) the amount of the [renewal] PERMIT fee.

6 (c) Before a permit expires, the permit holder periodically may renew it for an
7 additional 2-year term, if the holder:

8 (2) pays to the Board a [renewal] PERMIT fee [of \$150] SET BY THE
9 BOARD.

10 16-101.

11 (a) In this title the following words have the meanings indicated.

12 (b) (1) "Appraisal" means an analysis, conclusion, or opinion about the
13 nature, quality, utility, or value of interests in or aspects of identified real estate.

14 (2) "Appraisal" includes:

15 (i) a valuation appraisal;

16 (ii) an analysis assignment; and

17 (iii) a review assignment.

18 (3) "Appraisal" does not include an opinion to a potential seller or third
19 party by a person licensed under Title 17 of this article about the recommended
20 listing price or recommended purchase price of real estate, provided that the opinion
21 is not referred to as an appraisal.

22 (c) "Appraisal report" means any communication, oral or written, of an
23 appraisal.

24 (d) (1) "Certificate" means, unless the context requires otherwise, a
25 certificate issued by the Commission that allows an individual to provide certified
26 real estate appraisal services.

27 (2) "Certificate" includes, unless the context requires otherwise, each of
28 the following certificates:

29 (i) a certificate to provide certified real estate appraisal services
30 for general real estate; and

31 (ii) a certificate to provide certified real estate appraisal services
32 for residential real estate.

1 (E) "CERTIFICATION FEE" MEANS, AS APPLICABLE, THE FEE PAID IN
2 CONNECTION WITH THE ISSUANCE AND RENEWAL OF A CERTIFICATE AND THE
3 ISSUANCE OF A RECIPROCAL CERTIFICATE.

4 [(e)] (F) "Certified appraisal report" means an appraisal report prepared and
5 signed by a certified real estate appraiser.

6 [(f)] (G) (1) "Certified real estate appraiser" means, unless the context
7 requires otherwise, an individual who is certified by the Commission to provide
8 certified real estate appraisal services.

9 (2) "Certified real estate appraiser" includes:

10 (i) a certified real estate appraiser for general real estate; and

11 (ii) a certified real estate appraiser for residential real estate.

12 [(g)] (H) "Commission" means the State Commission of Real Estate
13 Appraisers.

14 [(h)] (I) "License" means, unless the context requires otherwise, a license
15 issued by the Commission to provide real estate appraisal services.

16 (J) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
17 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND THE ISSUANCE OF A
18 RECIPROCAL LICENSE.

19 [(i)] (K) "Licensed real estate appraiser" means an individual who is licensed
20 by the Commission to provide real estate appraisal services.

21 [(j)] (L) "Provide certified real estate appraisal services" means to provide
22 real estate appraisal services as a certified real estate appraiser.

23 [(k)] (M) "Provide real estate appraisal services" means to make for
24 consideration an appraisal of real estate or prepare or sign an appraisal report in
25 connection with a federally related transaction, as defined in the federal Financial
26 Institutions Reform, Recovery, and Enforcement Act of 1989.

27 [(l)] (N) (1) "Real estate" means any interest in real property that is located
28 in the State or elsewhere.

29 (2) "Real estate" includes:

30 (i) an interest in a condominium; and

31 (ii) a time-share estate or a time-share license, as those terms are
32 defined in § 11A-101 of the Real Property Article.

33 [(m)] (O) "Real estate appraiser trainee" means an individual who is licensed
34 by the Commission to provide real estate appraisal services while:

- 1 (1) under the supervision of a supervising appraiser; and
2 (2) in training to become a licensed real estate appraiser or certified real
3 estate appraiser.

4 [(n)] (P) "Supervising appraiser" means a licensed real estate appraiser or a
5 certified real estate appraiser who has the responsibility of supervising one or more
6 real estate appraiser trainees.

7 [(o)] (Q) (1) "Supervision" means the responsibility of a supervising
8 appraiser to provide on-site direction or immediately available direction, through
9 written instructions or by electronic means, to real estate appraiser trainees
10 performing real estate appraisal services.

11 (2) "Supervision" includes a supervising appraiser accepting direct
12 responsibility for a real estate appraisal prepared by the real estate appraiser trainee
13 while the trainee is under the supervising appraiser's direction on a specific appraisal
14 assignment.

15 [16-217.

16 Except as otherwise provided by law, the Commission shall pay all money
17 collected under this title into the General Fund of the State.]

18 16-217.

19 (A) (1) ~~THE BOARD~~ COMMISSION MAY SET REASONABLE FEES FOR ITS
20 SERVICES.

21 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
22 APPROXIMATE THE COST OF MAINTAINING THE ~~BOARD~~ COMMISSION AND SHALL BE
23 BASED ON THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF
24 THE BUSINESS REGULATION ARTICLE.

25 (B) ~~THE BOARD~~ COMMISSION SHALL PUBLISH THE FEE SCHEDULE SET BY
26 THE BOARD BY REGULATION.

27 (C) (1) ~~THE BOARD~~ COMMISSION SHALL PAY ALL FEES COLLECTED UNDER
28 THIS TITLE TO THE COMPTROLLER OF THE STATE.

29 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
30 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
31 THE BUSINESS REGULATION ARTICLE.

32 16-303.

33 (a) An applicant for a license shall:

34 (2) pay to the Commission OR THE COMMISSION'S DESIGNEE [an] A
35 NONREFUNDABLE application fee as established by the Commission.

1 16-306.

2 (a) The Commission shall grant a license to each applicant who:

3 (1) meets the requirements of this subtitle; AND

4 (2) PAYS THE LICENSE FEE SET BY THE COMMISSION.

5 16-308.

6 (b) At least 1 month before the license expires, the Commission shall send to
7 the licensee, at the last known address of the licensee:

8 (2) a notice that states:

9 (i) the date on which the current license expires;

10 (ii) the date by which the Commission must receive the renewal
11 application for the renewal to be issued and mailed before the license expires; and

12 (iii) the amount of the [renewal] LICENSE fee SET BY THE
13 COMMISSION.

14 (c) Before a license expires, the licensee periodically may renew it for an
15 additional 3-year term, if the licensee:

16 (2) pays to the Commission a [renewal] LICENSE fee [of \$75] SET BY
17 THE COMMISSION; and

18 16-310.

19 The Commission shall reinstate the license of a real estate appraiser who has
20 failed to renew the license, if the real estate appraiser:

21 (1) applies to the Commission for reinstatement within 2 years after the
22 license expires;

23 (2) meets the requirements of § 16-308 of this subtitle; and

24 (3) [in addition to the renewal fee required under § 16-308 of this
25 subtitle,] pays to the Commission a reinstatement fee [of \$25] SET BY THE
26 COMMISSION.

27 16-505.

28 An applicant for a certificate shall:

29 (1) submit to the Commission an application on the form that the
30 Commission provides; and

1 (2) pay to the Commission OR THE COMMISSION'S DESIGNEE [an] A
2 NONREFUNDABLE application fee [of \$100] SET BY THE COMMISSION.

3 16-508.

4 (a) The Commission shall grant the appropriate certificate to each applicant
5 who:

6 (1) meets the requirements of this subtitle; AND

7 (2) PAYS THE CERTIFICATION FEE SET BY THE COMMISSION.

8 16-510.

9 (c) Not earlier than 120 days and not later than 30 days before a certificate
10 expires, the certificate holder may renew it for an additional 3-year term, if the
11 certificate holder:

12 (2) pays to the Commission [at a minimum] a [renewal]
13 CERTIFICATION fee [of \$100] SET BY THE COMMISSION; and

14 16-511.

15 (g) (1) A real estate appraiser has a grace period of 6 months after the
16 certificate of the real estate appraiser expires in which to renew it retroactively, if:

17 (i) the real estate appraiser is otherwise entitled to have it
18 renewed;

19 (ii) the Commission determines that the real estate appraiser has
20 failed to meet the requirements for renewal through mistake, misunderstanding, or
21 circumstances beyond the control of the real estate appraiser; and

22 (iii) pays the [renewal] CERTIFICATION fee to the Commission.

23 16-512.

24 The Commission shall reinstate the certificate of a real estate appraiser who has
25 failed to renew the certificate during the regular term of the certificate or the grace
26 period, if the real estate appraiser:

27 (1) applies to the Commission for reinstatement within 2 years after the
28 certificate expires;

29 (2) meets the requirements of § 16-511 of this subtitle; and

30 (3) [in addition to the renewal fee required under § 16-511 of this
31 subtitle,] pays to the Commission a reinstatement fee [of \$25] SET BY THE
32 COMMISSION.

1 16-5A-01.

2 (b) An applicant for a real estate appraiser trainee license shall:

3 (5) pay to the Commission [an] A NONREFUNDABLE application fee AND
4 A LICENSE FEE established by the Commission.

5 16-5A-04.

6 (b) (1) Before a real estate appraiser trainee license expires, the licensee
7 may renew the license for one additional 3-year term if the licensee:

8 (i) is otherwise entitled to be licensed;

9 (ii) pays to the Commission a [renewal] LICENSE fee [of \$75] SET
10 BY THE COMMISSION; and

11 (iii) submits to the Commission:

12 1. a renewal application on the form that the Commission
13 requires; and

14 2. adequate evidence that the licensee meets the minimum
15 continuing education requirements established under the federal Financial
16 Institutions Reform, Recovery, and Enforcement Act of 1989.

17 (2) At least 1 month before a real estate appraiser trainee license
18 expires, the Commission shall mail to the licensee, at the last known address of the
19 licensee:

20 (i) a renewal application form; and

21 (ii) a notice that states:

22 1. the date on which the current license expires;

23 2. the date by which the Commission must receive the
24 renewal application for the renewal to be issued and mailed before the license expires;
25 and

26 3. the amount of the [renewal] LICENSE fee.

27 (3) The failure of a licensee to receive the notice under this subsection
28 does not prevent the license from expiring as specified under subsection (a) of this
29 section.

30 17-101.

31 (a) In this title the following words have the meanings indicated.

1 (b) "Affiliate" means, unless the context requires otherwise, to establish
2 between an individual and a real estate broker an employment or other contractual
3 relationship under which the individual is authorized to provide real estate brokerage
4 services on behalf of the real estate broker.

5 (c) "Associate real estate broker" means an individual:

6 (1) who meets the requirements for a real estate broker license under §
7 17-305 of this title but who applies for and is granted an associate real estate broker
8 license under §§ 17-307 and 17-309 of this title; and

9 (2) who, under the associate real estate broker license, may provide real
10 estate brokerage services on behalf of a licensed real estate broker with whom the
11 associate real estate broker is affiliated.

12 (d) "Commission" means the State Real Estate Commission.

13 (e) "Guaranty Fund" means a real estate guaranty fund established by the
14 Commission under § 17-402 of this title.

15 (f) "Hearing board" means a real estate hearing board appointed by the
16 Commission under § 17-325 of this title.

17 (g) (1) "License" means, unless the context requires otherwise, a license
18 issued by the Commission.

19 (2) "License" includes, unless the context requires otherwise:

20 (i) a real estate broker license;

21 (ii) an associate real estate broker license; and

22 (iii) a real estate salesperson license.

23 (H) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
24 WITH THE ISSUANCE AND RENEWAL OF A LICENSE, AND THE ISSUANCE OF A
25 RECIPROCAL LICENSE.

26 [(h)] (I) "Licensed associate real estate broker" means, unless the context
27 requires otherwise, an associate real estate broker who is licensed by the Commission
28 to provide real estate brokerage services on behalf of a licensed real estate broker
29 with whom the associate real estate broker is affiliated.

30 [(i)] (J) "Licensed real estate broker" means, unless the context requires
31 otherwise, a real estate broker who is licensed by the Commission to provide real
32 estate brokerage services.

33 [(j)] (K) "Licensed real estate salesperson" means, unless the context requires
34 otherwise, a real estate salesperson who is licensed by the Commission to provide real
35 estate brokerage services on behalf of a licensed real estate broker with whom the
36 real estate salesperson is affiliated.

1 [(k)] (L) "Provide real estate brokerage services" means to engage in any of
2 the following activities:

3 (1) for consideration, providing any of the following services for another
4 person:

5 (i) selling, buying, exchanging, or leasing any real estate; or

6 (ii) collecting rent for the use of any real estate;

7 (2) for consideration, assisting another person to locate or obtain for
8 purchase or lease any residential real estate;

9 (3) engaging regularly in a business of dealing in real estate or leases or
10 options on real estate;

11 (4) engaging in a business the primary purpose of which is promoting the
12 sale of real estate through a listing in a publication issued primarily for the promotion
13 of real estate sales;

14 (5) engaging in a business that subdivides land that is located in any
15 state and sells the divided lots; or

16 (6) for consideration, serving as a consultant regarding any activity set
17 forth in items (1) through (5) of this subsection.

18 [(l)] (M) "Licensee" means a licensed real estate broker, a licensed associate
19 real estate broker, or a licensed real estate salesperson.

20 [(m)] (N) (1) "Real estate" means any interest in real property that is located
21 in this State or elsewhere.

22 (2) "Real estate" includes:

23 (i) an interest in a condominium; and

24 (ii) a time-share estate or a time-share license, as those terms are
25 defined in § 11A-101 of the Real Property Article.

26 [(n)] (O) "Real estate broker" means an individual who provides real estate
27 brokerage services.

28 [(o)] (P) "Real estate salesperson" means an individual who, while affiliated
29 with and acting on behalf of a real estate broker, provides real estate brokerage
30 services.

31 [17-213.

32 Except as otherwise provided by law, the Commission shall pay all money
33 collected under this title into the General Fund of the State.]

1 17-213.

2 (A) (1) THE COMMISSION MAY SET REASONABLE FEES FOR ITS SERVICES.

3 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
4 APPROXIMATE THE COST OF MAINTAINING THE COMMISSION AND SHALL BE BASED
5 ON THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
6 BUSINESS REGULATION ARTICLE.

7 (B) THE COMMISSION SHALL PUBLISH THE FEE SCHEDULE SET BY THE
8 COMMISSION BY REGULATION.

9 (C) (1) THE COMMISSION SHALL PAY ALL FEES COLLECTED UNDER THIS
10 TITLE TO THE COMPTROLLER OF THE STATE.

11 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
12 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
13 THE BUSINESS REGULATION ARTICLE.

14 17-306.

15 (d) To take an examination, an applicant shall pay:

16 (1) to the Commission OR THE COMMISSION'S DESIGNEE, a [\$10
17 examination fee] NONREFUNDABLE APPLICATION FEE SET BY THE COMMISSION;
18 and

19 (2) to the Commission or a testing service chosen by the Commission, an
20 [amount covering the cost of the examination] EXAMINATION FEE SET BY THE
21 COMMISSION IN AN AMOUNT NOT TO EXCEED THE COST OF THE REQUIRED
22 EXAMINATION.

23 17-307.

24 An applicant for a license:

25 (4) shall pay to the Commission [an application] A LICENSE fee [of:

26 (i) \$95 for a real estate broker license;

27 (ii) \$65 for an associate real estate broker license; or

28 (iii) \$45 for a real estate salesperson license] SET BY THE
29 COMMISSION; and

30 17-308.

31 (b) The Commission may grant a waiver under this section only if the
32 applicant:

1 (1) pays [the] A NONREFUNDABLE application fee AND A LICENSE FEE
2 SET BY THE COMMISSION [required under § 17-307 of this subtitle for the license for
3 which the applicant is applying];

4 17-311.

5 (c) To transfer affiliation under this section, a qualified real estate
6 salesperson or associate real estate broker shall:

7 (5) pay to the Commission a transfer fee [of \$10] SET BY THE
8 COMMISSION.

9 17-312.

10 (g) To exchange a license for another license, a qualified licensee shall:

11 (5) pay to the Commission [an application fee of:

12 (i) \$95 for a real estate broker license;

13 (ii) \$65 for an associate real estate broker license; or

14 (iii) \$45 for a real estate salesperson license] A LICENSE FEE SET BY
15 THE COMMISSION; and

16 17-313.

17 (j) To obtain an additional license, a qualified licensee shall:

18 (4) pay to the Commission [an application fee of:

19 (i) \$95 for a real estate broker license;

20 (ii) \$65 for an associate real estate broker license; or

21 (iii) \$45 for a real estate salesperson license] A LICENSE FEE SET BY
22 THE COMMISSION; and

23 17-314.

24 (d) (1) At least 1 month before a license expires, the Commission shall mail
25 to the licensee, as provided in paragraph (2) of this subsection:

26 (i) a renewal application form; and

27 (ii) a notice that states:

28 1. the date on which the current license expires;

1 (iii) meets the continuing education requirements that would have
 2 been required for renewal of a license under § 17-315 of this subtitle if the license had
 3 not been on inactive status; and

4 (iv) submits to the Commission adequate evidence that the
 5 associate broker or salesperson has obtained, from a licensed real estate broker, a
 6 commitment providing that the associate broker or salesperson shall become
 7 affiliated with the broker as an associate real estate broker or a real estate
 8 salesperson on reactivation of the license of the associate broker or salesperson.

9 17-317.

10 (b) (2) To receive a duplicate license certificate, the licensee shall submit to
 11 the Commission:

12 (i) an affidavit stating that the license certificate has been lost or
 13 destroyed; and

14 (ii) a fee [of \$5] SET BY THE COMMISSION.

15 (c) (2) To receive a duplicate pocket card, the licensee shall submit to the
 16 Commission:

17 (i) an affidavit stating that the pocket card has been lost or
 18 destroyed; and

19 (ii) a fee [of \$1] SET BY THE COMMISSION.

20 17-318.

21 (a) To change the name of a licensee or a firm on a license certificate and
 22 pocket card, a licensee shall submit to the Commission:

23 (4) a fee [of \$5] SET BY THE COMMISSION.

24 **Article - Business Regulation**

25 [4-206.

26 The Commission shall pay all money that it collects into the General Fund of the
 27 State.]

28 4-206.

29 (A) (1) THE COMMISSION MAY SET REASONABLE FEES FOR ITS SERVICES.

30 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
 31 APPROXIMATE THE COST OF MAINTAINING THE COMMISSION AND SHALL BE BASED
 32 ON THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THIS
 33 ARTICLE.

1 (B) THE COMMISSION SHALL PUBLISH THE FEE SCHEDULE SET BY THE
2 BOARD IN REGULATION.

3 (C) (1) THE COMMISSION SHALL PAY ALL FEES COLLECTED UNDER THIS
4 TITLE TO THE COMPTROLLER OF THE STATE.

5 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
6 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
7 THIS ARTICLE.

8 4-305.

9 (a) An applicant for a license shall:

10 (2) pay to the Commission [an] A NONREFUNDABLE application fee [of:

11 (i) \$10 for a license to participate as a boxer, kick boxer, or wrestler
12 in a contest or to act as a second in a contest;

13 (ii) \$15 for a license to act as a referee or judge in a contest;

14 (iii) \$25 for a license to act as a manager of a boxer or kick boxer;

15 (iv) \$25 for a license to act as a matchmaker of a contest; or

16 (v) \$150 for a license to act as a promoter of a contest] SET BY THE
17 COMMISSION.

18 4-307.

19 The Commission shall issue a license to each applicant who meets the
20 requirements of this subtitle AND WHO PAYS TO THE COMMISSION A LICENSE FEE
21 SET BY THE COMMISSION.

22 8-101.

23 (a) In this title the following words have the meanings indicated.

24 (b) "Commission" means the Maryland Home Improvement Commission.

25 (c) "Contractor" means a person, other than an employee of an owner, who
26 performs or offers or agrees to perform a home improvement for an owner.

27 (d) "Contractor license" means a license issued by the Commission to act as a
28 contractor.

29 (e) "Fund" means the Home Improvement Guaranty Fund.

30 (f) "Hearing board" means a home improvement hearing board appointed by
31 the Commission under § 8-313 of this title.

1 (g) (1) "Home improvement" means:

2 (i) the addition to or alteration, conversion, improvement,
3 modernization, remodeling, repair, or replacement of a building or part of a building
4 that is used or designed to be used as a residence or dwelling place or a structure
5 adjacent to that building; or

6 (ii) an improvement to land adjacent to the building.

7 (2) "Home improvement" includes:

8 (i) construction, improvement, or replacement, on land adjacent to
9 the building, of a driveway, fall-out shelter, fence, garage, landscaping, porch, or
10 swimming pool;

11 (ii) connection, installation, or replacement, in the building or
12 structure, of a dishwasher, disposal, or refrigerator with an icemaker to existing
13 exposed household plumbing lines;

14 (iii) installation, in the building or structure, of an awning, fire
15 alarm, or storm window; and

16 (iv) work done on individual condominium units.

17 (3) "Home improvement" does not include:

18 (i) construction of a new home;

19 (ii) work done to comply with a guarantee of completion for a new
20 building project;

21 (iii) connection, installation, or replacement of an appliance to
22 existing exposed plumbing lines that requires alteration of the plumbing lines;

23 (iv) sale of materials, if the seller does not arrange to perform or
24 does not perform directly or indirectly any work in connection with the installation or
25 application of the materials;

26 (v) work done on apartment buildings that contain four or more
27 single-family units;

28 (vi) work done on the commonly owned areas of condominiums; or

29 (vii) a shore erosion control project, as defined in § 8-1001 of the
30 Natural Resources Article, for a residential property.

31 (h) "Home improvement contract" means an oral or written agreement
32 between a contractor and owner for the contractor to perform a home improvement.

33 (i) (1) "License" means, except where it refers to a license other than one
34 issued under this title, a license issued by the Commission.

- 1 (2) "License" includes:
- 2 (i) a contractor license;
- 3 (ii) a subcontractor license; and
- 4 (iii) a salesperson license.

5 (J) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
6 WITH THE ISSUANCE, RENEWAL, AND REACTIVATION OF A LICENSE.

7 [(j)] (K) "Licensed contractor" means a person who is licensed by the
8 Commission to act as a contractor.

9 [(k)] (L) "Owner" includes a homeowner, tenant, or other person who buys,
10 contracts for, orders, or is entitled to a home improvement.

11 [(l)] (M) "Salesperson" means a person who sells a home improvement.

12 [(m)] (N) "Salesperson license" means a license issued by the Commission to
13 sell a home improvement.

14 [(n)] (O) "Sell a home improvement" means:

15 (1) to negotiate or offer to negotiate a home improvement contract with
16 an owner; or

17 (2) to seek to get a home improvement contract from an owner.

18 [(o)] (P) "Subcontractor" means a person, other than a laborer or supplier of
19 materials, who makes an oral or written agreement with:

20 (1) a contractor to perform all or part of a home improvement contract; or

21 (2) another subcontractor to perform all or part of a subcontract to a
22 home improvement contract.

23 [(p)] (Q) "Subcontractor license" means a license issued by the Commission to
24 act as a subcontractor.

25 8-209.

26 (b) The Commission shall collect a fee [of \$1] SET BY THE COMMISSION per
27 page for each copy of a document in the Commission office.

28 8-210.

29 The Commission shall collect a fee [of \$1] SET BY THE COMMISSION for
30 certifying under seal the licensing status of a person.

1 [8-213.

2 Except as otherwise provided by law, the Commission shall pay all money
3 collected under this title into the General Fund of the State.]

4 8-213.

5 (A) (1) THE COMMISSION MAY SET REASONABLE FEES FOR ITS SERVICES.

6 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
7 APPROXIMATE THE COST OF MAINTAINING THE COMMISSION AND SHALL BE BASED
8 ON THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THIS
9 ARTICLE.

10 (B) THE COMMISSION SHALL PUBLISH THE FEE SCHEDULE SET BY THE
11 COMMISSION IN REGULATION.

12 (C) (1) THE COMMISSION SHALL PAY ALL FEES COLLECTED UNDER THIS
13 TITLE TO THE COMPTROLLER OF THE STATE.

14 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
15 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
16 THIS ARTICLE.

17 8-303.

18 (a) [(1)] An applicant for a license shall:

19 [(i)] (1) submit to the Commission an application on the form that
20 the Commission provides;

21 [(ii)] (2) submit to the Commission with the license application
22 proof of compliance with the insurance requirement of § 8-302.1 of this subtitle, if the
23 applicant is applying for a contractor license;

24 [(iii)] (3) pay into the Fund the fee required under § 8-404(a) of this
25 title, if the applicant is applying for a contractor license; [and]

26 [(iv)] (4) pay to the Commission OR THE COMMISSION'S DESIGNEE:

27 (I) [an] A NONREFUNDABLE application fee[.] SET BY THE
28 COMMISSION; AND

29 ~~(5)~~ (II) ~~PAY TO THE COMMISSION~~ A LICENSE FEE SET BY THE
30 COMMISSION.

31 [(2)] The application fee:

32 (i) for a contractor license is \$225 for each place of business of the
33 contractor;

- 1 (ii) for a subcontractor license is \$125; or
2 (iii) for a salesperson license is \$75.
3 (3) To cover the cost of processing an application, \$15 of the application
4 fee is nonrefundable.]

5 (f) Notwithstanding subsection (a) of this section, an applicant that is
6 incorporated or has its principal office in another state shall pay to the Commission
7 the fee imposed in that state on a similar nonresident business if that fee is higher
8 than the [application] fee under subsection (a) of this section.

9 8-308.

10 (c) At least 1 month before a license expires, the Commission shall mail to the
11 licensee, at the last known address of the licensee:

- 12 (2) a notice that states:
13 (i) the date on which the current license expires;
14 (ii) the date by which the Commission must receive the renewal
15 application for the renewal to be issued and mailed before the license expires; and
16 (iii) the amount of the [renewal] LICENSE fee.

17 (d) (1) Before a license expires, the licensee periodically may renew it for an
18 additional 2-year term, if the licensee:

- 19 (i) otherwise is entitled to be licensed;
20 (ii) submits to the Commission a renewal application on the form
21 that the Commission provides;
22 (iii) submits to the Commission proof of compliance with the
23 insurance requirement of § 8-302.1 of this subtitle, if the licensee is renewing a
24 contractor license; and
25 (iv) pays to the Commission a [renewal] LICENSE fee SET BY THE
26 COMMISSION.

- 27 (2) [The renewal fee:
28 (i) for a contractor license is \$225 for each place of business of the
29 contractor;
30 (ii) for a subcontractor license is \$125; or
31 (iii) for a salesperson license is \$75.

1 (3) Notwithstanding paragraph (2) of this subsection, a] A licensee that
2 is incorporated or has its principal office in another state shall pay to the Commission
3 the fee imposed in that state on a similar nonresident business if that fee is higher
4 than the [renewal] LICENSE fee [under paragraph (2) of this subsection] SET BY THE
5 COMMISSION.

6 8-308.1.

7 (a) The Commission shall place the license of a licensee on inactive status, and
8 issue an inactive status certificate to the licensee, if the licensee:

9 (2) pays to the Commission an inactive status [application] fee [not
10 exceeding \$50, as] set by the Commission;

11 (e) (3) Notwithstanding § 8-308 of this subtitle, a licensee whose license is
12 on inactive status shall pay to the Commission [a renewal] AN INACTIVE STATUS fee
13 SET BY THE COMMISSION [of:

14 (i) \$112.50 for a contractor license;

15 (ii) \$62.50 for a subcontractor license; or

16 (iii) \$37.50 for a salesperson license].

17 (f) The Commission shall reactivate the license of a licensee that is on
18 inactive status and reissue the license to the licensee, if the licensee:

19 (2) pays to the Commission a [reissuance] LICENSE fee [of \$10] SET BY
20 THE COMMISSION; and

21 9A-101.

22 (a) In this title the following words have the meanings indicated.

23 (b) "Board" means the State Board of Heating, Ventilation, Air-Conditioning,
24 and Refrigeration Contractors.

25 (c) "Contractor" means a heating, ventilation, air-conditioning, and
26 refrigeration contractor.

27 (d) (1) "Cooling system" means a system in which heat is removed from air,
28 surrounding surfaces, or both.

29 (2) "Cooling system" includes an air-conditioning system.

30 (e) "Forced air system" means a heating system that uses air being moved by
31 mechanical means to transmit heat.

32 (f) (1) "Heating system" means a system in which heat is transmitted by
33 radiation, conduction, or convection, or a combination of any of these methods, to the
34 air, surrounding surfaces, or both.

1 (2) "Heating system" does not include a fireplace or woodburning stove
2 not incorporated into or used as a primary heating system.

3 (g) "Heating, ventilation, air-conditioning, and refrigeration contractor"
4 means an individual who provides heating, ventilation, air-conditioning, or
5 refrigeration services.

6 (h) "Hydronic system" means a heating and cooling system using liquids or
7 steam to transmit or remove heat.

8 (i) "Independent agency" means an office, commission, board, department, or
9 agency established as an independent unit of government that may receive budgetary
10 or administrative support from the federal, State, or local government.

11 (j) "Journeyman license" means a license issued by the Board to provide
12 heating, ventilation, air-conditioning, and refrigeration services while under the
13 direction and control of a licensed contractor.

14 (k) "Journeyman restricted license" means a license issued by the Board to
15 provide heating, ventilation, air-conditioning, and refrigeration services while under
16 the direction and control of a licensed contractor, in only one of the following areas:

17 (1) heating - forced air systems;

18 (2) heating - hydronic systems;

19 (3) ventilation;

20 (4) air-conditioning; or

21 (5) refrigeration.

22 (l) (1) "License" means, unless the context requires otherwise, a license
23 issued by the Board to provide or to assist in providing heating, ventilation,
24 air-conditioning, or refrigeration services.

25 (2) "License" includes, unless the context requires otherwise, a:

26 (i) master license;

27 (ii) master restricted license;

28 (iii) limited license;

29 (iv) journeyman license;

30 (v) journeyman restricted license; and

31 (vi) apprentice license.

1 (M) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
2 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND THE ISSUANCE OF A
3 RECIPROCAL LICENSE.

4 [(m)] (N) "Licensed apprentice" means an individual who is licensed by the
5 Board to assist in providing heating, ventilation, air-conditioning, or refrigeration
6 services while:

7 (1) under the direction and control of a licensed contractor; and

8 (2) in training to become a journeyman.

9 [(n)] (O) "Licensed contractor" means a contractor who is licensed by the
10 Board to provide heating, ventilation, air-conditioning, or refrigeration services, but
11 does not include a licensed apprentice or licensed journeyman.

12 [(o)] (P) "Limited license" means a license issued by the Board exclusively to
13 maintain or repair one or more of the following: heating systems, cooling systems,
14 refrigeration systems, ventilation systems, or hydronic systems.

15 [(p)] (Q) "Master license" means a license issued by the Board to provide
16 heating, ventilation, air-conditioning, or refrigeration services.

17 [(q)] (R) "Master restricted license" means a license issued by the Board to
18 provide services in only one of the following areas:

19 (1) heating - forced air systems;

20 (2) heating - hydronic systems;

21 (3) ventilation;

22 (4) air-conditioning; or

23 (5) refrigeration.

24 [(r)] (S) "Provide heating, ventilation, air-conditioning, or refrigeration
25 services" means to install, maintain, alter, remodel, or repair heating systems, cooling
26 systems, refrigeration systems, ventilation systems, or hydronic systems.

27 [(s)] (T) "Refrigeration system" means a system used to cool a surface or area
28 below 55 degrees Fahrenheit or 12.9 degrees Celsius.

29 [(t)] (U) "Subdivision of the State" means any of the 23 counties in Maryland,
30 the City of Baltimore, and any municipal corporation.

31 [(u)] (V) "Ventilation system" means the natural or mechanical process of
32 supplying air to, or removing air from, any space:

33 (1) whether the air is conditioned or is not conditioned; and

1 (2) at a rate of airflow of more than 250 cubic feet per minute.

2 [9A-207.

3 (a) Subject to subsections (b) and (c) of this section, the Board may set
4 reasonable fees for its services.

5 (b) Except as provided in subsection (c) of this section, revenues generated by
6 the Board shall be at least equal to expenses incurred by the Board.

7 (c) The Board shall require the following fees for the issuance or renewal of
8 the following licenses:

9 (1) master license - \$75;

10 (2) master restricted license - \$25 for each area licensed;

11 (3) limited license - \$75;

12 (4) journeyman license - \$20; and

13 (5) apprentice license - \$10.

14 (d) The Board shall pay all money collected under this title into the General
15 Fund of the State.]

16 9A-207.

17 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

18 (2) THE FEES SHALL BE SET SO AS TO PRODUCE FUNDS TO
19 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
20 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THIS
21 ARTICLE.

22 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD IN
23 REGULATION.

24 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
25 THE COMPTROLLER OF THE STATE.

26 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
27 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
28 THIS ARTICLE.

29 9A-207.1.

30 THE BOARD SHALL REQUIRE A LICENSE FEE SET BY THE BOARD FOR THE
31 ISSUANCE AND RENEWAL OF THE FOLLOWING LICENSES:

32 (1) MASTER LICENSE;

- 1 (2) MASTER RESTRICTED LICENSE;
2 (3) LIMITED LICENSE;
3 (4) JOURNEYMAN LICENSE;
4 (5) JOURNEYMAN RESTRICTED LICENSE; AND
5 (6) APPRENTICE LICENSE.

6 9A-303.

7 An applicant for a license shall:

- 8 (1) submit an application to the Board in the form that the Board
9 provides ~~AND A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;~~ and
10 (2) pay to the Board or the Board's designee;
11 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
12 AND
13 (II) an examination fee established by the Board in an amount not
14 to exceed the cost of the examination.

15 9A-305.

16 (b) The Board may grant a waiver under this section only if the applicant:

- 17 (1) pays the [appropriate] NONREFUNDABLE application fee required by
18 § 9A-207 of this title ~~AND THE LICENSE FEE;~~ and

19 9A-309.

20 (b) Before the license expires, the licensee may renew it for an additional
21 2-year term, if the licensee:

- 22 (2) pays to the Board a [renewal] LICENSE fee established by the Board;
23 and

24 (e) [(1)If application for restoration is made within 90 days of expiration of a
25 license, the license may be restored only on payment of a renewal fee.

26 (2) If application for restoration is not made within the 90-day period,
27 the Board may require compliance with the process for initial applications as if the
28 applicant had never been licensed.

29 (f)] Except as provided in subsection (g) of this section, a license issued under
30 this title is not transferable.

1 [(g)] (F) (1) On the death of a licensed heating, ventilation,
2 air-conditioning, and refrigeration contractor, the personal representative of the
3 deceased licensee may retain the license for up to 6 months for the purpose of winding
4 up the business.

5 (2) In cases of extreme hardship, the Board may allow the personal
6 representative to retain the license for an additional period not to exceed 24 months
7 upon a good faith showing that the personal representative has:

8 (i) acted diligently to conclude the business of the deceased
9 licensee; and

10 (ii) complied with the provisions of this title.

11 [(h)] (G) The Secretary may determine that licenses issued under this subtitle
12 shall expire on a staggered basis.

13 9A-309.1.

14 (A) THE BOARD SHALL REINSTATE THE LICENSE OF AN INDIVIDUAL WHO,
15 FOR ANY REASON, HAS FAILED TO RENEW THE LICENSE IF THE INDIVIDUAL:

16 (1) APPLIES TO THE BOARD FOR REINSTATEMENT WITHIN 2 YEARS
17 AFTER THE LICENSE EXPIRES;

18 (2) MEETS THE RENEWAL REQUIREMENTS OF § 9A-309 OF THIS
19 SUBTITLE; AND

20 (3) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (D) OF THIS
21 SECTION, PAYS TO THE BOARD A REINSTATEMENT FEE SET BY THE BOARD.

22 (B) (1) IF AN INDIVIDUAL HAS FAILED TO RENEW A LICENSE TO PROVIDE
23 HEATING, VENTILATION, AIR-CONDITIONING, OR REFRIGERATION SERVICES FOR
24 ANY REASON AND THEN APPLIES TO THE BOARD FOR REINSTATEMENT MORE THAN 2
25 YEARS AFTER THE LICENSE HAS EXPIRED, THE BOARD:

26 (I) MAY REQUIRE THE INDIVIDUAL TO REAPPLY FOR A LICENSE IN
27 THE SAME MANNER AS AN APPLICANT APPLIES FOR AN ORIGINAL LICENSE UNDER
28 THIS SUBTITLE; OR

29 (II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, MAY
30 REINSTATE THE LICENSE.

31 (2) THE BOARD MAY REINSTATE A LICENSE UNDER PARAGRAPH (1) OF
32 THIS SUBSECTION ONLY IF THE INDIVIDUAL:

33 (I) MEETS THE RENEWAL REQUIREMENTS OF § 9A-309 OF THIS
34 SUBTITLE;

35 (II) IF REQUIRED BY THE BOARD, STATES REASONS WHY
36 REINSTATEMENT SHOULD BE GRANTED; AND

1 (III) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (D) OF THIS
2 SECTION, PAYS TO THE BOARD A REINSTATEMENT FEE SET BY THE BOARD.

3 ~~(C) (1) IF AN INDIVIDUAL HAS FAILED TO RENEW A LICENSE TO PROVIDE
4 HEATING, VENTILATION, AIR CONDITIONING, OR REFRIGERATION SERVICES FOR
5 ANY REASON AND THEN APPLIES TO THE BOARD FOR REINSTATEMENT MORE THAN 2
6 YEARS AFTER THE LICENSE HAS EXPIRED, THE BOARD, SUBJECT TO PARAGRAPH (2)
7 OF THIS SUBSECTION, MAY REINSTATE THE LICENSE.~~

8 ~~(2) THE BOARD MAY REINSTATE A LICENSE UNDER PARAGRAPH (1) OF
9 THIS SUBSECTION ONLY IF THE INDIVIDUAL:~~

10 ~~(1) MEETS THE RENEWAL REQUIREMENTS OF § 9A 309 OF THIS
11 SUBTITLE;~~

12 ~~(II) IF REQUIRED BY THE BOARD, STATES REASONS WHY
13 REINSTATEMENT SHOULD BE GRANTED; AND~~

14 ~~(III) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (D) OF THIS
15 SECTION, PAYS TO THE BOARD A REINSTATEMENT FEE SET BY THE BOARD.~~

16 ~~(D)~~ (C) THE BOARD MAY WAIVE A REINSTATEMENT FEE FOR A LICENSEE
17 WHO PROVIDES EVIDENCE SATISFACTORY TO THE BOARD THAT THE LICENSEE DID
18 NOT PROVIDE HEATING, VENTILATION, AIR-CONDITIONING, OR REFRIGERATION
19 DURING THE TIME THE LICENSE LAPSED.

20 12-101.

21 (a) In this title the following words have the meanings indicated.

22 (b) (1) "Dealer" means an individual who acquires commercially from the
23 public or trades commercially with the public in secondhand precious metal objects or,
24 unless otherwise provided, a pawnbroker.

25 (2) "Dealer" includes a retail jeweler as to transactions in which the
26 retail jeweler acquires commercially from the public or trades commercially with the
27 public in secondhand precious metal objects.

28 (c) "Employee" means an individual who is employed by a dealer or
29 pawnbroker to buy, sell, or supervise directly the buying or selling of secondhand
30 precious metal objects.

31 (d) "Fixed business address" means a single physical location where a licensee
32 regularly conducts business and at which the licensee or an employee of the licensee
33 is physically present:

34 (1) during normal business hours; or

1 (2) other hours as provided in the application for the license which are
2 sufficient to provide an authorized law enforcement officer or agent access to the
3 licensee's place of business as provided in § 12-306 of this title.

4 (e) "License" means a license issued by the Secretary to do business as a
5 dealer.

6 (F) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
7 WITH THE ISSUANCE AND RENEWAL OF A LICENSE.

8 [(f)] (G) "Local law enforcement unit" means the Department of State Police,
9 a police department, or sheriff, as designated by resolution of the county or municipal
10 governing body, with jurisdiction over any place where a dealer transacts business
11 other than the dealer's fixed business address.

12 [(g)] (H) "Pawnbroker" means a person who engages in pawn transactions.

13 [(h)] (I) "Pawn transaction" means a loan of money by a dealer on deposit or
14 pledge of personal property or other valuable thing other than securities or printed
15 evidences of indebtedness, or a purchase by a dealer of personal property or other
16 valuable things on condition of selling the same back at a stipulated price.

17 [(i)] (J) "Precious metal object" means:

18 (1) a precious metal that is:

19 (i) gold;

20 (ii) iridium;

21 (iii) palladium;

22 (iv) platinum; or

23 (v) silver;

24 (2) a precious or semiprecious stone, or a pearl, that is or appears to have
25 been attached to or inlaid in a precious metal listed in paragraph (1) of this subsection
26 or any alloy of a precious metal; or

27 (3) an object that is composed of a precious metal listed in paragraph (1)
28 of this subsection or any alloy of a precious metal if:

29 (i) the market value of the metal in the object lies principally in its
30 precious metal component; or

31 (ii) at least 25% of the weight of the object is precious metal.

32 [(j)] (K) "Primary law enforcement unit" means the Department of State
33 Police, a police department, or sheriff, as designated by resolution of the county or
34 municipal governing body in the county in which the license is held.

1 [12-104.

2 The Secretary shall pay all money collected under this title into the General
3 Fund of the State.]

4 12-104.

5 (A) (1) THE SECRETARY MAY SET REASONABLE FEES FOR ITS SERVICES.

6 (2) THE FEES SHALL BE SET SO AS TO PRODUCE FUNDS TO
7 APPROXIMATE THE COST OF MAINTAINING THE LICENSING REQUIREMENTS FOR
8 DOING BUSINESS AS A DEALER AND SHALL BE BASED ON THE CALCULATIONS
9 PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THIS ARTICLE.

10 (B) THE SECRETARY SHALL PUBLISH THE FEE SCHEDULE IN REGULATION.

11 (C) (1) THE SECRETARY SHALL PAY ALL FEES COLLECTED UNDER THIS
12 TITLE TO THE COMPTROLLER OF THE STATE.

13 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
14 OCCUPATIONAL AND PROFESSIONAL LICENSING FUND ESTABLISHED IN § 2-106.1 OF
15 THIS ARTICLE.

16 12-202.

17 (a) (1) An applicant for a license shall:

18 (i) submit to the Secretary an application on the form that the
19 Secretary provides; and

20 (ii) pay to the Secretary an application fee [of \$75] SET BY THE
21 SECRETARY.

22 12-205.

23 (a) Upon receipt of a complete national and State criminal record report from
24 the Central Repository in accordance with § 12-204 of this subtitle AND PAYMENT BY
25 THE APPLICANT OF A LICENSE FEE SET BY THE SECRETARY, the Secretary shall issue
26 a license to each applicant who meets the requirements of this subtitle.

27 12-207.

28 (b) At least 1 month before a license expires, the Secretary shall mail to the
29 licensee, at the last known address of the licensee:

30 (2) a notice that states:

31 (i) the date on which the current license expires;

32 (ii) the date by which the Secretary must receive the renewal
33 application for the renewal to be issued and mailed before the license expires; and

1 (iii) the amount of the [renewal] LICENSE fee.

2 (c) Before a license expires, the licensee periodically may renew it for an
3 additional 2-year term, if the licensee:

4 (7) pays to the Secretary a [renewal] LICENSE fee [of \$75] SET BY THE
5 SECRETARY.

6 SECTION 2. AND BE IT FURTHER ENACTED, That any fees repealed under
7 this Act shall remain in full force and effect until the fees authorized to be set in
8 accordance with Section 1 of this Act are adopted and made effective.

9 ~~SECTION 2. 3.~~ AND BE IT FURTHER ENACTED, That this Act shall take
10 effect October 1, 2001.