
By: **Senator Garagiola**

Introduced and read first time: January 29, 2004

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Home Improvement - Unlicensed Contractor - Prohibit Recovery of**
3 **Compensation**

4 FOR the purpose of prohibiting a certain person from initiating a civil action or
5 recovering on a civil action for compensation for performing a home
6 improvement under a home improvement contract in certain courts if the person
7 was required to be licensed as a contractor at certain times; and generally
8 relating to prohibiting unlicensed contractors from recovering compensation for
9 performing a home improvement.

10 BY adding to

11 Article - Business Regulation

12 Section 8-318

13 Annotated Code of Maryland

14 (1998 Replacement Volume and 2003 Supplement)

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

17 **Article - Business Regulation**

18 8-318.

19 (A) THIS SECTION APPLIES TO A PERSON WHO IS REQUIRED TO BE LICENSED
20 AS A CONTRACTOR UNDER THIS TITLE BUT WAS NOT LICENSED AT THE TIME OF THE
21 OFFERING TO PERFORM AND PERFORMING A HOME IMPROVEMENT UNDER A HOME
22 IMPROVEMENT CONTRACT.

23 (B) A PERSON SUBJECT TO THIS SECTION MAY NOT BRING AN ACTION OR
24 RECOVER ON AN ACTION FOR COMPENSATION FOR PERFORMING A HOME
25 IMPROVEMENT UNDER A HOME IMPROVEMENT CONTRACT IN A COURT IN THE
26 STATE.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
28 effect October 1, 2004.

