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By: **Senator Middleton**

Introduced and read first time: January 31, 2006

Assigned to: Finance

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A BILL ENTITLED

1 AN ACT concerning

2 **Home Builder Registration - Application - Social Security Numbers**

3 FOR the purpose of repealing certain provisions of law requiring an applicant for a  
4 home builder registration to provide the Social Security number of the applicant  
5 and all principals of the applicant; making certain technical and conforming  
6 corrections; and generally relating to home builder registration applications.

7 BY repealing and reenacting, with amendments,  
8 Article - Business Regulation  
9 Section 4.5-303, 4.5-304(a)(2), and 4.5-305(c)(3)  
10 Annotated Code of Maryland  
11 (2004 Replacement Volume and 2005 Supplement)

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

14 **Article - Business Regulation**

15 4.5-303.

16 (a) To apply for registration, an applicant shall:

17 (1) submit to the Unit under oath an application on the form provided by  
18 the Unit; and

19 (2) pay [a] THE nonrefundable application fee [established through  
20 regulation] REQUIRED BY THIS SUBTITLE.

21 (b) The application shall require an applicant to provide:

22 (1) the applicant's name;

23 (2) the applicant's business address, telephone number, and, if  
24 applicable, electronic mail address;

1 (3) [in the case of an applicant who is an individual, the applicant's  
2 Social Security number;

3 (4) in the case of an applicant other than an individual:

4 (i) IF THE APPLICANT IS REQUIRED BY LAW TO HAVE A FEDERAL  
5 EMPLOYER IDENTIFICATION NUMBER, the applicant's federal employer identification  
6 number; [and

7 (ii) the names, addresses, and Social Security numbers of all  
8 principals of the applicant;]

9 (4) THE NAMES AND ADDRESSES OF ALL PRINCIPALS OF THE  
10 APPLICANT;

11 (5) the names of all applicants and principals who have previously  
12 applied for registration, and the disposition of all previous applications;

13 (6) the name of any applicant or principal that was a principal in an  
14 entity that previously applied for registration;

15 (7) a list of all states and other jurisdictions in which the applicant holds  
16 a similar registration or license;

17 (8) a list of all states and other jurisdictions in which the applicant has  
18 had a similar registration or license suspended or revoked;

19 (9) a statement whether any pending judgments or tax liens exist  
20 against the applicant;

21 (10) (i) the election made by the applicant regarding deposit moneys  
22 under § 10-301 of the Real Property Article; and

23 (ii) if the applicant elects to hold deposits in an escrow account, the  
24 account number and the name of the financial institution that holds the escrow  
25 account;

26 (11) if the applicant participates in a new home warranty security plan,  
27 the name and address of the warranty company; and

28 (12) the name of the insurance carrier and the policy number of the  
29 general liability coverage required under § 4.5-302 of this subtitle.

30 4.5-304.

31 (a) The Unit shall register and issue a home builder registration number to an  
32 applicant that:

33 (2) pays to the Division an initial NONREFUNDABLE 2-year registration  
34 fee of \$300.

1 4.5-305.

2 (c) The Unit shall renew the registration of each registrant that:

3 (3) pays to the Division a NONREFUNDABLE renewal fee based on the  
4 number of building permits for the construction of new homes issued to the registrant  
5 in the preceding calendar year as follows:

6 (i) 10 or fewer new homes ..... \$150; and

7 (ii) 11 or more new homes ..... \$300; and

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
9 October 1, 2006.