
By: **Senator Middleton**

Introduced and read first time: January 31, 2006

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 28, 2006

CHAPTER _____

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.

- 1 (b) The application shall require an applicant to provide:
- 2 (1) the applicant's name;
- 3 (2) the applicant's business address, telephone number, and, if
4 applicable, electronic mail address;
- 5 (3) ~~in~~ in the case of an applicant who is an individual, the applicant's
6 Social Security number;
- 7 (4) in the case of an applicant other than an individual:
- 8 (i) ~~IF THE APPLICANT IS REQUIRED BY LAW TO HAVE A FEDERAL~~
9 ~~EMPLOYER IDENTIFICATION NUMBER,~~ the applicant's federal employer identification
10 number; and
- 11 (ii) [the names, addresses, and Social Security numbers of all
12 principals of the applicant;]
- 13 ~~(4) THE NAMES AND ADDRESSES OF ALL PRINCIPALS OF THE~~
14 ~~APPLICANT;~~
- 15 (5) the names of all applicants and principals who have previously
16 applied for registration, and the disposition of all previous applications;
- 17 (6) the name of any applicant or principal that was a principal in an
18 entity that previously applied for registration;
- 19 (7) a list of all states and other jurisdictions in which the applicant holds
20 a similar registration or license;
- 21 (8) a list of all states and other jurisdictions in which the applicant has
22 had a similar registration or license suspended or revoked;
- 23 (9) a statement whether any pending judgments or tax liens exist
24 against the applicant;
- 25 (10) (i) the election made by the applicant regarding deposit moneys
26 under § 10-301 of the Real Property Article; and
- 27 (ii) if the applicant elects to hold deposits in an escrow account, the
28 account number and the name of the financial institution that holds the escrow
29 account;
- 30 (11) if the applicant participates in a new home warranty security plan,
31 the name and address of the warranty company; and
- 32 (12) the name of the insurance carrier and the policy number of the
33 general liability coverage required under § 4.5-302 of this subtitle.

1 4.5-304.

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

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

6 4.5-305.

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

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

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

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

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