C2 7lr0103 (PRE-FILED) CF HB 138

By: Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Labor, Licensing and Regulation)

Requested: September 29, 2016

Introduced and read first time: January 11, 2017

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 28, 2017

CHAPTER

1 AN ACT concerning

14

Occupational and Professional Licensing Boards, Commissions, and Regulatory Entities – Notifications of Applicants, Licensees, Registrants, and Permit Holders

FOR the purpose of altering the methods by which certain occupational and professional 5 6 licensing boards, commissions, and other regulatory entities are authorized to send 7 certain notices to certain applicants and certain renewal notices to certain licensees, 8 registrants, or permit holders subject to a certain condition; altering certain 9 requirements for, and the contents of, certain notices; and generally relating to notifications of licensees, registrants, permit holders, and certificate holders 10 regulated by occupational and professional licensing boards, commissions, and other 11 regulatory entities. 12

13 BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

15 Section 2-305(f) and (g)(1), 2-309(a), 2-311(b), 2-313(c)(2), 2-405(a), 2-407(b), 16 3-309(b), 3-408(b), 4-304.1(c), 4-310(c), 4-405(c), 4-506(b), 5-307(e), 17 5-311(c), 5-405(c), 5-506(b), 6-306(g), 6-310(b), 6-311(d)(2), $\frac{6.5-312(b)(1)}{(2)}$ 18 6.5-312(b), 7-306(a), 7-308(b), 8-307(b), 9-309(b), 9-408(b), 11-408(b), 13-308(c), $\frac{14-314(b)(1)}{14-314(b)}$, 14-407(b), $\frac{15-314(b)(1)}{14-314(b)(1)}$ 19 12-308(b), 20 16-3A-07(b), 15–314(b), 15-406(b). 16-308(b), 16-5A-04(b)(2) 21 16-5A-04(b)(2) and (3), 17–314(d), 18–307(c), 19–308(c), 20–309(b), 2221–306(a), and 21–308(b)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.



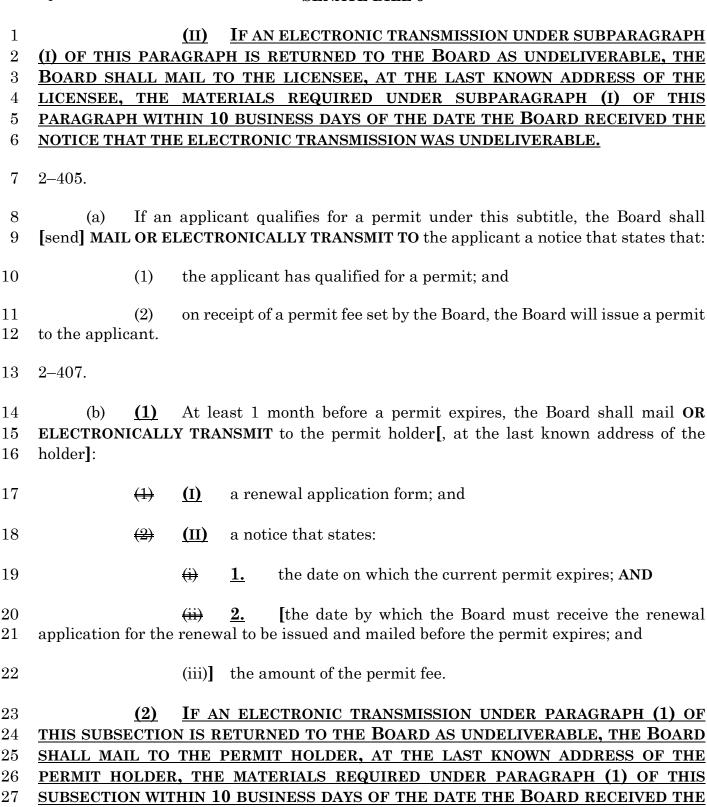
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(1)

| $1\\2$ | Annotated Code of Maryland (2010 Replacement Volume and 2016 Supplement) |
|----------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 3 4 5 6 7 | BY adding to Article – Business Occupations and Professions Section 16–15A–04(b)(3) Annotated Code of Maryland (2010 Replacement Volume and 2016 Supplement) |
| 8 9 10 11 12 | BY repealing and reenacting, with amendments, Article – Business Regulation Section 5–307(b), 8–308(c), 9A–304(c), 12–207(b), and 12.5–209(d) Annotated Code of Maryland (2015 Replacement Volume and 2016 Supplement) |
| 13 14 15 16 17 | BY repealing and reenacting, with amendments, Article – Public Safety Section 12–833(b) Annotated Code of Maryland (2011 Replacement Volume and 2016 Supplement) |
| 18 19 | SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows: |
| 20 | Article - Business Occupations and Professions |
| 21 | 2–305. |
| 22 23 | (f) (1) The Board shall mail OR ELECTRONICALLY TRANSMIT to each applicant notice of the applicant's examination score. |
| 24 25 26 | (2) Any applicant who requests an appointment within 60 days after the date on which the notice is mailed OR ELECTRONICALLY TRANSMITTED may review the applicant's answers to the examination. |
| 27 28 29 30 | (g) (1) If the Board uses the services of the American Institute of Certified Public Accountants to grade an examination, the Board may [send] MAIL OR ELECTRONICALLY TRANSMIT the examination answers to the Institute [by electronic transmission, by mail, or by a private delivery service]. |
| 31 | 2–309. |
| 32 33 | (a) If an applicant qualifies for a license under this subtitle, the Board shall [send] MAIL OR ELECTRONICALLY TRANSMIT TO the applicant a notice that states that: |

the applicant has qualified for a license; and

| 1 2 | (2) to the applicant. | on red | ceipt of | a license fee set by the Board, the Board will issue a license |
|----------------------------------|-------------------------------------------------|----------------------------|-----------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 3 | 2–311. | | | |
| 4 5 | (b) (1) ELECTRONICALL | | | month before a license expires, the Board shall mail OR to the licensee [, at the last known address of the licensee]: |
| 6 | (1) | <u>(I)</u> | a ren | ewal application form; and |
| 7 | (<u>2</u>) | <u>(II)</u> | a noti | ice that states: |
| 8 | | (i) | <u>1.</u> | the date on which the current license expires; AND |
| 9 10 | application for the | (ii) e renew | 2. ral to b | [the date by which the Board must receive the renewal e issued and mailed before the license expires; and |
| 11 | | (iii)] | the a | mount of the license fee. |
| 12 13 14 15 16 17 | SHALL MAIL TO THE MATERIALS BUSINESS DAYS | N IS R THE LI REQUI | ETURI ICENSI RED U HE DA | CTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF NED TO THE BOARD AS UNDELIVERABLE, THE BOARD EE, AT THE LAST KNOWN ADDRESS OF THE LICENSEE, NDER PARAGRAPH (1) OF THIS SUBSECTION WITHIN 10 ATE THE BOARD RECEIVED THE NOTICE THAT THE WAS UNDELIVERABLE. |
| 19 20 21 | (c) (2) the Board shall maddress of the lice | | | ast 1 month before the inactive status of a licensee expires, RONICALLY TRANSMIT to the licensee [, at the last known |
| 22 | | (i) | <u>1.</u> | a renewal application form; and |
| 23 | | (ii) | <u>2.</u> | a notice that states: |
| 24 | | | 1. <u>A.</u> | the date on which the inactive status expires; AND |
| 25 26 | application for the | e renew | | [the date by which the Board must receive the renewal e mailed before the inactive status expires; and |
| 27 | | | 3.] | the amount of the inactive status fee. |



29 3-309.

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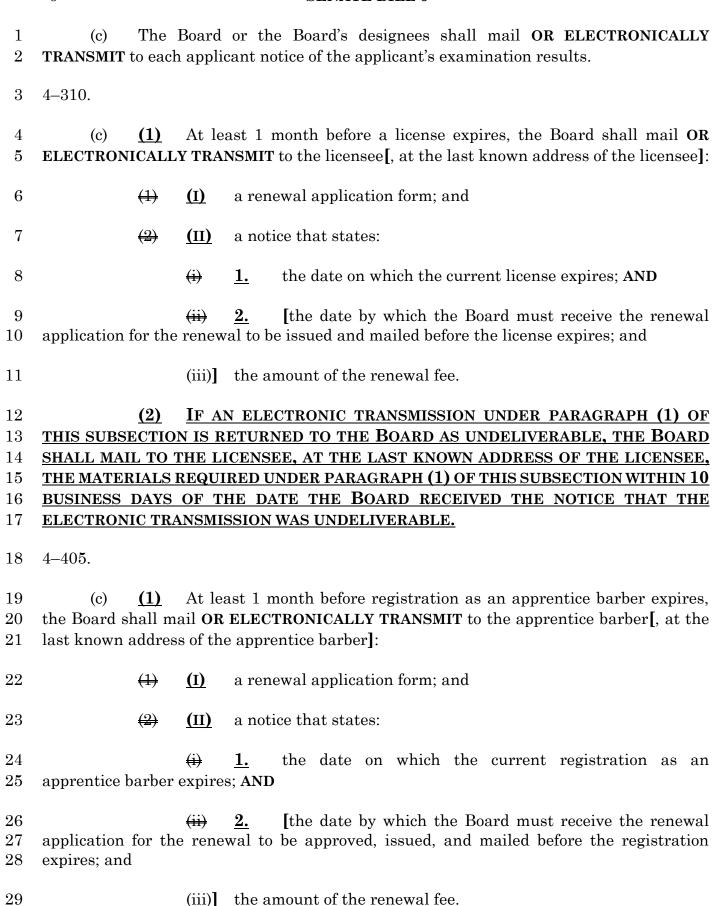
30 (b) (1) At least 1 month before a license expires, the Board shall mail **OR** 31 **ELECTRONICALLY TRANSMIT** to the licensee [, at the last known address of the licensee]:

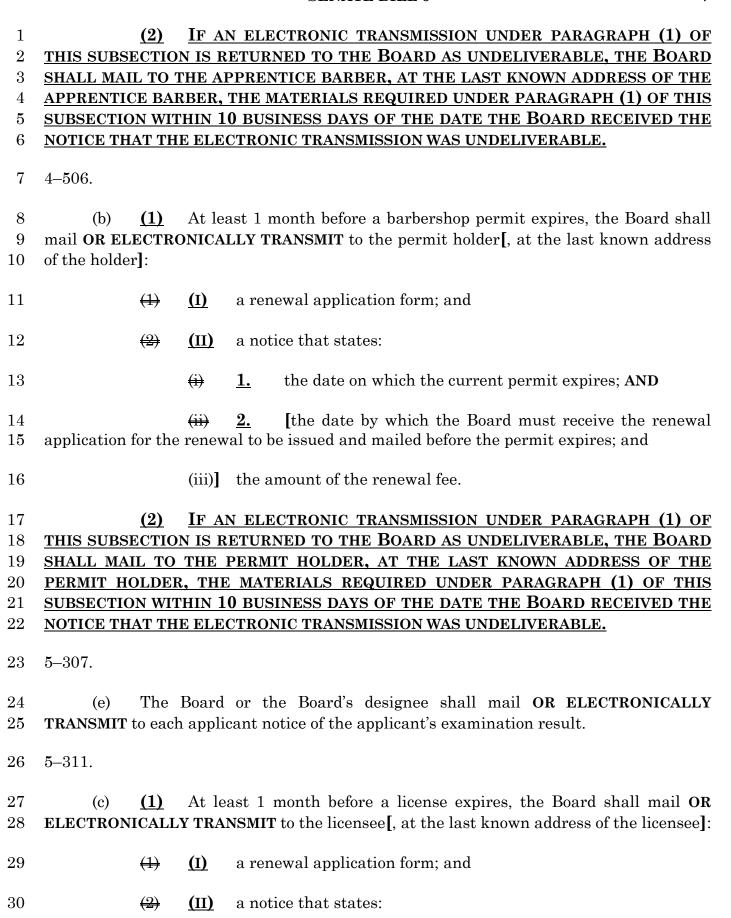
NOTICE THAT THE ELECTRONIC TRANSMISSION WAS UNDELIVERABLE.

| 1 | (1) | <u>(I)</u> | a renewal application form; and |
|----------------------------------|----------------------------------------------|--------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2 | (2) | <u>(II)</u> | a notice that states: |
| 3 | | (i) | 1. the date on which the current license expires; AND |
| 4 5 | application for the | (ii) renew | <u>2.</u> [the date by which the Board must receive the renewal al to be issued and mailed before the license expires; and |
| 6 | | (iii)] | the amount of the license fee. |
| 7 8 9 10 11 | SHALL MAIL TO THE MATERIALS IN BUSINESS DAYS | N IS R THE L REQUI | N ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF ETURNED TO THE BOARD AS UNDELIVERABLE, THE BOARD CENSEE, AT THE LAST KNOWN ADDRESS OF THE LICENSEE, RED UNDER PARAGRAPH (1) OF THIS SUBSECTION WITHIN 10 HE DATE THE BOARD RECEIVED THE NOTICE THAT THE SSION WAS UNDELIVERABLE. |
| 13 | 3–408. | | |
| 14 15 16 | (b) (1) ELECTRONICALL permit holder]: | | ast 1 month before a permit expires, the Board shall mail OR NSMIT to the permit holder[, at the last known address of the |
| 17 | (1) | <u>(I)</u> | a renewal application form; and |
| 18 | (2) | <u>(II)</u> | a notice that states: |
| 19 | | (i) | 1. the date on which the current permit expires; AND |
| 20 21 | application for the | (ii) renew | <u>2.</u> [the date by which the Board must receive the renewal al to be issued and mailed before the permit expires; and |
| 22 | | (iii)] | the amount of the permit fee. |
| 23 24 25 26 27 28 | SHALL MAIL TO PERMIT HOLDER SUBSECTION WIT | N IS R THE R, THE | N ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF ETURNED TO THE BOARD AS UNDELIVERABLE, THE BOARD PERMIT HOLDER, AT THE LAST KNOWN ADDRESS OF THE MATERIALS REQUIRED UNDER PARAGRAPH (1) OF THIS 0 BUSINESS DAYS OF THE DATE THE BOARD RECEIVED THE CTRONIC TRANSMISSION WAS UNDELIVERABLE. |
| | | | |

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4-304.1.

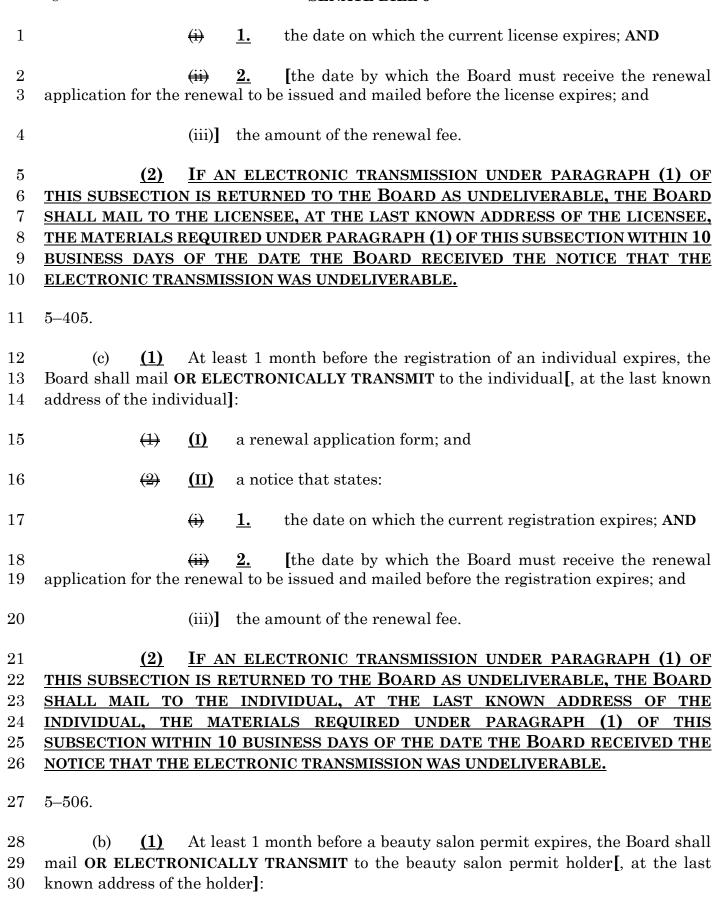




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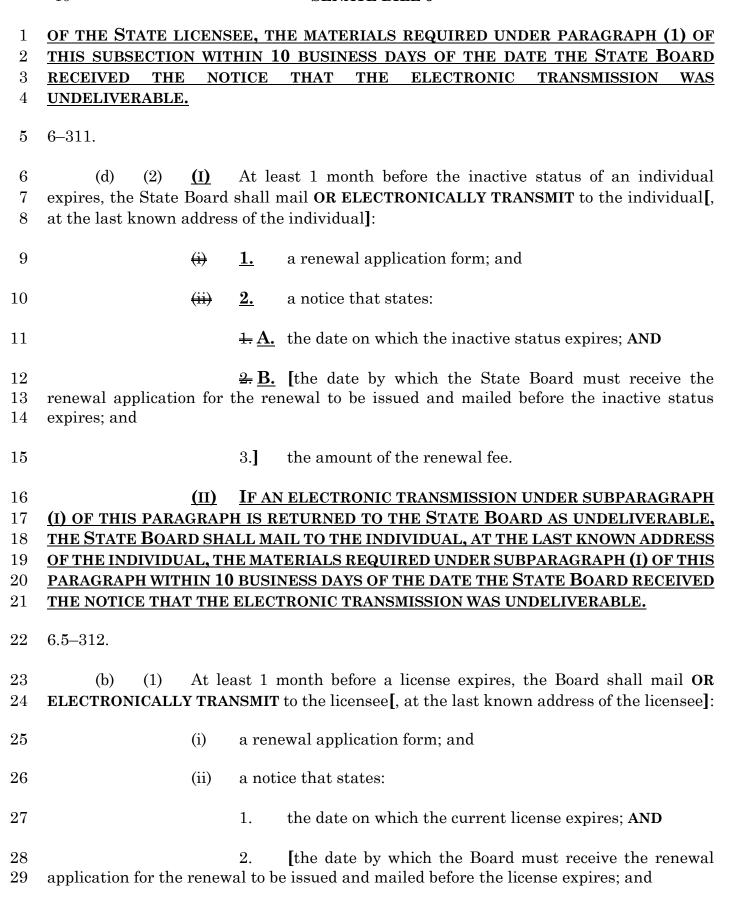
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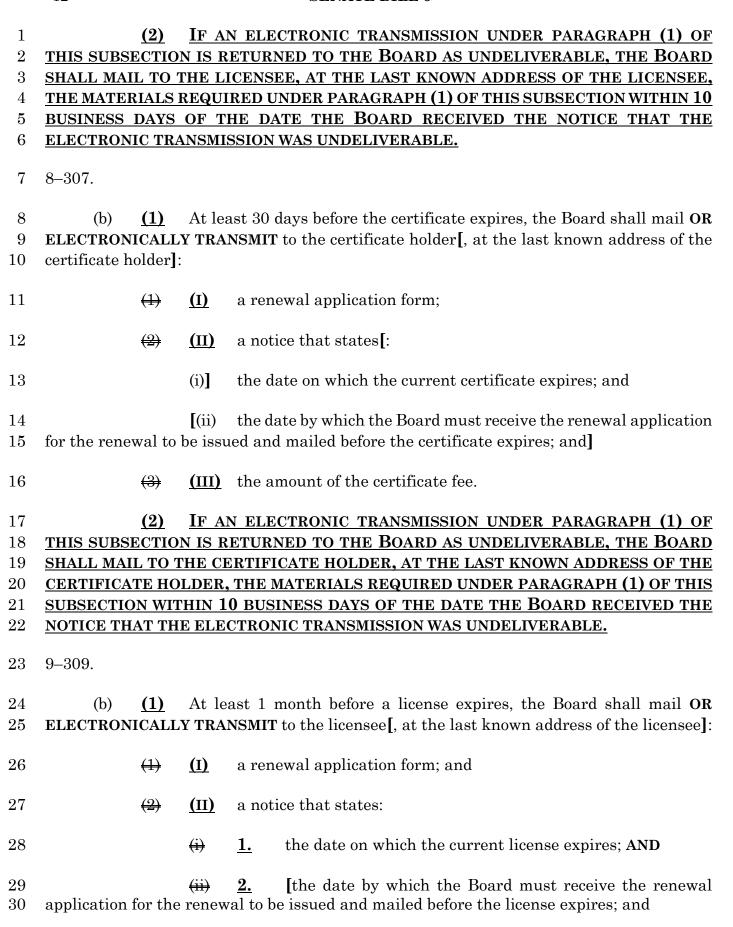


a renewal application form; and

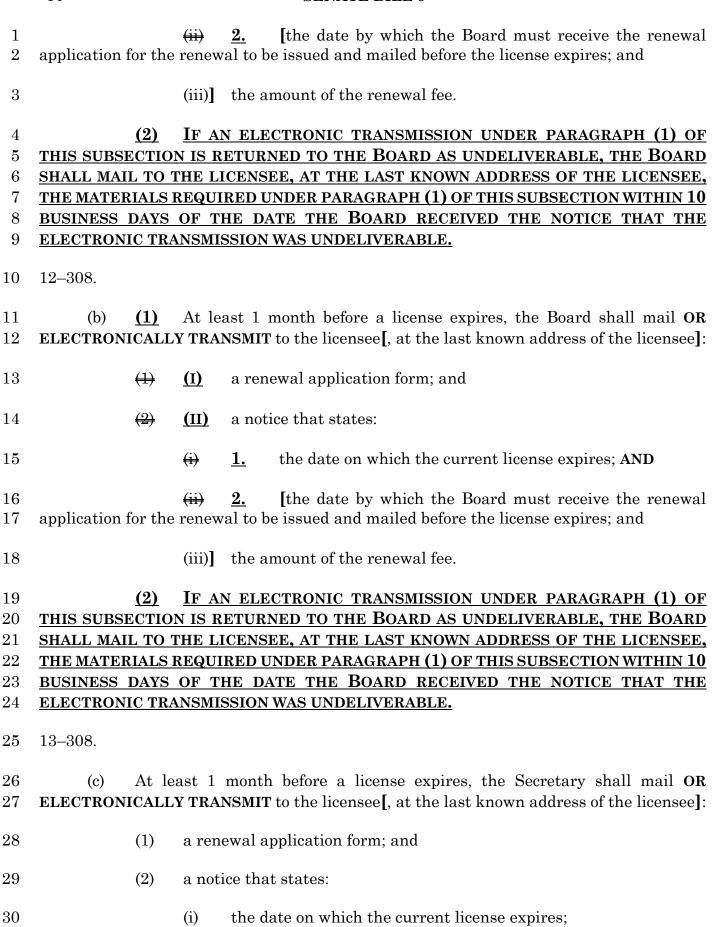
| 1 | (2) | <u>(II)</u> | a notice that states: |
|------------------------------------|---------------------------------------------------|-------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2 | | (i) | 1. the date on which the current permit expires; AND |
| 3 4 | application for th | (ii) e renew | 2. [the date by which the Board must receive the renewal ral to be issued and mailed before the permit expires; and |
| 5 | | (iii)] | the amount of the renewal fee. |
| 6 7 8 9 10 11 12 | SHALL MAIL TO TO THE BEAUT PARAGRAPH (1) | ON IS R THE BE TY SALO OF THE | N ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF ETURNED TO THE BOARD AS UNDELIVERABLE, THE BOARD AUTY SALON PERMIT HOLDER, AT THE LAST KNOWN ADDRESS ON PERMIT HOLDER, THE MATERIALS REQUIRED UNDER IS SUBSECTION WITHIN 10 BUSINESS DAYS OF THE DATE THE IE NOTICE THAT THE ELECTRONIC TRANSMISSION WAS |
| 13 | 6–306. | | |
| 14 15 16 | ιο, | | days after the examination, the State Board shall mail OR NSMIT to each applicant notice of the applicant's examination |
| 17 | 6–310. | | |
| 18 19 20 | (b) (1) mail OR ELECTR of the State licens | CONICA | ast 1 month before a State license expires, the State Board shall LLY TRANSMIT to the State licensee[, at the last known address |
| 21 | (1) | <u>(I)</u> | a renewal application form; and |
| 22 | (2) | <u>(II)</u> | a notice that states: |
| 23 | | (i) | 1. the date on which the current State license expires; AND |
| 24 25 26 | renewal applicati and | (ii) on for tl | 2. [the date by which the State Board must receive the ne renewal to be issued and mailed before the State license expires; |
| 27 | | (iii)] | the amount of the renewal fee. |
| 28 29 30 | | ON IS R | N ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF ETURNED TO THE STATE BOARD AS UNDELIVERABLE, THE IAIL TO THE STATE LICENSEE, AT THE LAST KNOWN ADDRESS |



| 1 2 | of this title. | | | 3.] | the amount of the renewal fee as required under $\S~6.5-207$ |
|----------------------------|------------------------------------|----------------|--------------------------|--------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 3 4 5 6 7 8 | SHALL MAI THE MATER BUSINESS | L TO T | N IS R THE LI REQUI OF T | ETURI ICENSI RED U | CTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF NED TO THE BOARD AS UNDELIVERABLE, THE BOARD EE, AT THE LAST KNOWN ADDRESS OF THE LICENSEE, UNDER PARAGRAPH (1) OF THIS SUBSECTION WITHIN 10 ATE THE BOARD RECEIVED THE NOTICE THAT THE WAS UNDELIVERABLE. |
| 9 10 11 | this subsection of this section | | | | Gailure of a licensee to receive the notice as provided for in the license from expiring as specified under subsection (a) |
| 12 | 7–306. | | | | |
| 13 14 | (a) OR ELECTR | | | - | alifies for a license under this subtitle, the Board shall mail MIT TO the applicant a notice that states that: |
| 15 | | (1) | the a | pplicar | nt has qualified for a license; |
| 16 17 | applicant; aı | (2) nd | on re | ceipt o | of a \$55 license fee, the Board will issue a license to the |
| 18 19 20 | | - | pplica | nt forfe | cant fails to pay the license fee within 30 days after receipt eits the right to be issued a license and, to obtain a license, we application and to pay a new application fee. |
| 21 | 7–308. | | | | |
| 22 23 | (b) ELECTRON | (1) ICALL | | | days before a license expires, the Board shall mail OR to the licensee[, at the last known address of the licensee]: |
| 24 | | (1) | <u>(I)</u> | a ren | ewal application form; and |
| 25 | | (2) | <u>(II)</u> | a not | ice that states: |
| 26 | | | (i) | <u>1.</u> | the date on which the current license expires; AND |
| 27 28 | application f | for the | (ii) renew | 2. val to b | [the date by which the Board must receive the renewal se issued and mailed before the license expires; and |
| 29 | | | (iii)] | the a | mount of the renewal fee. |



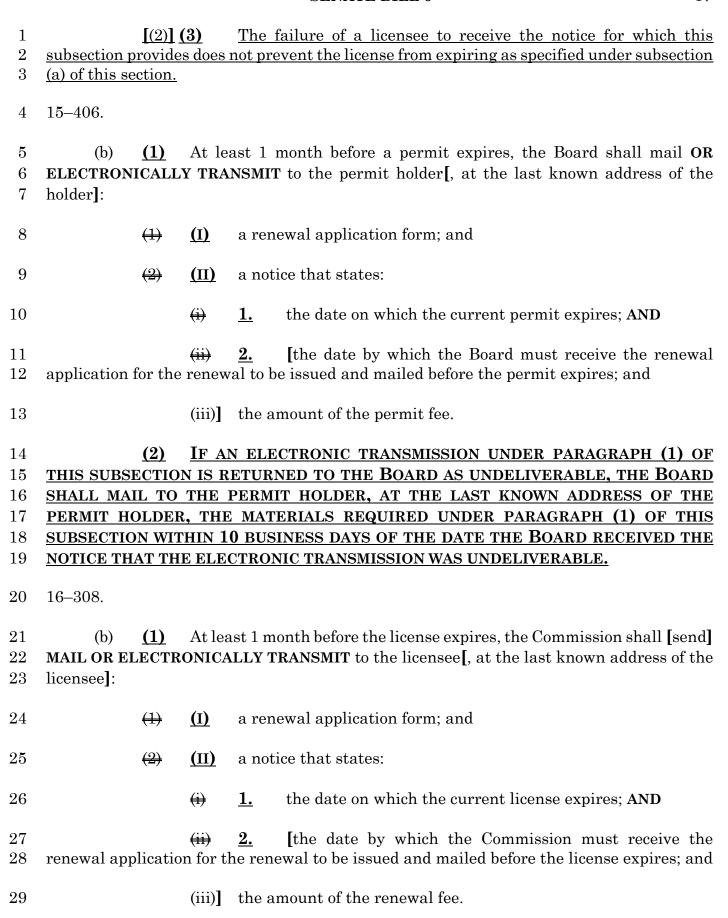
1 (iii) the amount of the license fee. 2 **(2)** IF AN ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF 3 THIS SUBSECTION IS RETURNED TO THE BOARD AS UNDELIVERABLE, THE BOARD 4 SHALL MAIL TO THE LICENSEE, AT THE LAST KNOWN ADDRESS OF THE LICENSEE, THE MATERIALS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION WITHIN 10 5 6 BUSINESS DAYS OF THE DATE THE BOARD RECEIVED THE NOTICE THAT THE 7 ELECTRONIC TRANSMISSION WAS UNDELIVERABLE. 8 9-408.9 **(1)** At least 1 month before a permit expires, the Board shall mail OR 10 **ELECTRONICALLY TRANSMIT** to the permit holder, at the last known address of the holder1: 11 12 (1) **(I)** a renewal application form; and 13 $\frac{(2)}{2}$ (II)a notice that states: 14 (i) 1. the date on which the current permit expires; AND 15 2. Ithe date by which the Board must receive the renewal (ii) application for the renewal to be issued and mailed before the permit expires; and 16 17 (iii) the amount of the permit fee. 18 **(2)** IF AN ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF 19 THIS SUBSECTION IS RETURNED TO THE BOARD AS UNDELIVERABLE, THE BOARD 20 SHALL MAIL TO THE PERMIT HOLDER, AT THE LAST KNOWN ADDRESS OF THE 21 PERMIT HOLDER, THE MATERIALS REQUIRED UNDER PARAGRAPH (1) OF THIS 22 SUBSECTION WITHIN 10 BUSINESS DAYS OF THE DATE THE BOARD RECEIVED THE 23NOTICE THAT THE ELECTRONIC TRANSMISSION WAS UNDELIVERABLE. 2411–408. 25 **(1)** At least 1 month before a license expires, the Board shall mail OR (b) 26 **ELECTRONICALLY TRANSMIT** to the licensee [, at the last known address of the licensee]: 27 (1) **(I)** a renewal application form; and 28 $\frac{(2)}{2}$ (II)a notice that states: 29 (i) <u>1.</u> the date on which the current license expires; AND

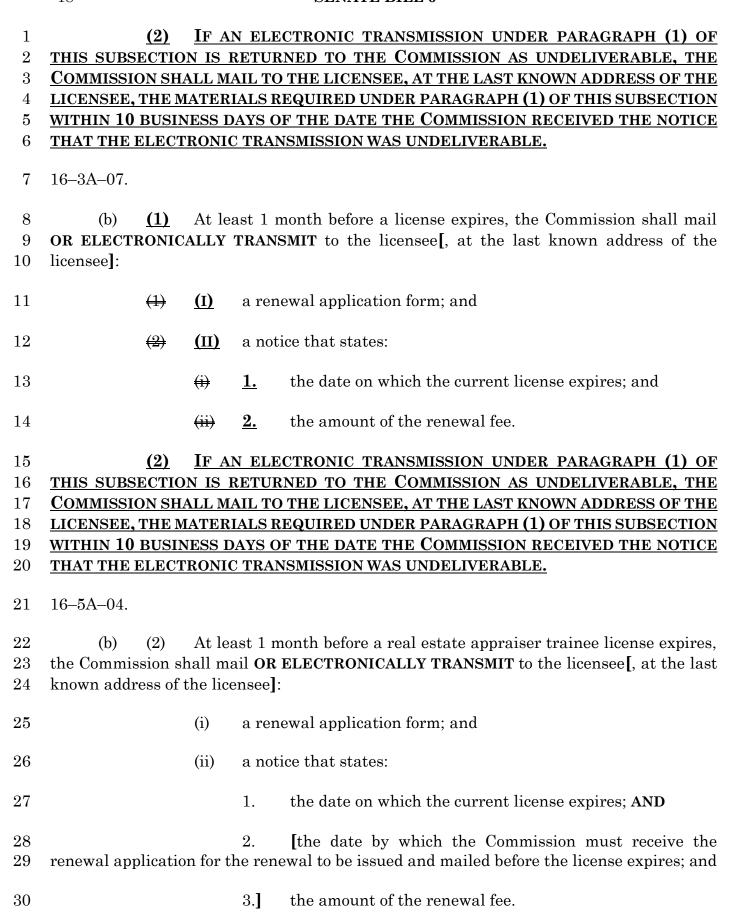


| 1 2 3 | (ii) that the Secretary must receive the renewal application and the statements required under § 13–309 of this subtitle, at least 15 days before the license expiration date, for the renewal to be issued and mailed before the license expires; |
|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4 | (iii)} the amount of the renewal fee; |
| 5 6 7 | {(iv)} (HH) that, if the statements required under § 13–309 of this subtitle are not received at least 15 days before the license expiration date, a fee of \$10 per day shall be charged against the licensee until the statements are received; and |
| 8 9 | $\{v\}$ that the submission of a false statement in the renewal application or in the annual statements is cause for revocation of the license. |
| 10 | 14–314. |
| 11 12 | (b) (1) At least 1 month before a license expires, the Board shall mail OR ELECTRONICALLY TRANSMIT to the licensee [, at the last known address of the licensee]: |
| 13 | (i) a renewal application form; and |
| 14 | (ii) a notice that states: |
| 15 | 1. the date on which the current license expires; AND |
| 16 17 | 2. [the date by which the Board must receive the renewal application for the renewal to be issued and mailed before the license expires; and |
| 18 | 3.] the amount of the license fee. |
| 19 | (2) IF AN ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF |
| 20 | THIS SUBSECTION IS RETURNED TO THE BOARD AS UNDELIVERABLE, THE BOARD |
| 21 | SHALL MAIL TO THE LICENSEE, AT THE LAST KNOWN ADDRESS OF THE LICENSEE, |
| 22 23 | THE MATERIALS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION WITHIN 10 BUSINESS DAYS OF THE DATE THE BOARD RECEIVED THE NOTICE THAT THE |
| $\frac{23}{24}$ | ELECTRONIC TRANSMISSION WAS UNDELIVERABLE. |
| | |
| 25 | [(2)] (3) The failure of a licensee to receive the notice for which this |
| 26 | subsection provides does not prevent the license from expiring as specified under subsection |
| 27 | (a) of this section. |

28 14-407.

| 1 2 3 | (b) (1) ELECTRONICALI holder]: | | ast 1 month before a permit expires, the Board shall mail OR NSMIT to the permit holder[, at the last known address of the |
|----------------------------------|------------------------------------------------|----------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4 | (1) | <u>(I)</u> | a renewal application form; and |
| 5 | (2) | <u>(II)</u> | a notice that states: |
| 6 | | (i) | 1. the date on which the current permit expires; AND |
| 7 8 | application for the | (ii) e renew | <u>2.</u> [the date by which the Board must receive the renewal val to be issued and mailed before the permit expires; and |
| 9 | | (iii)] | the amount of the permit fee. |
| 10 11 12 13 14 15 | SHALL MAIL TO PERMIT HOLDE SUBSECTION WI | ON IS ROTHER, THI | N ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF ETURNED TO THE BOARD AS UNDELIVERABLE, THE BOARD PERMIT HOLDER, AT THE LAST KNOWN ADDRESS OF THE MATERIALS REQUIRED UNDER PARAGRAPH (1) OF THIS 0 BUSINESS DAYS OF THE DATE THE BOARD RECEIVED THE CTRONIC TRANSMISSION WAS UNDELIVERABLE. |
| 16 | 15–314. | | |
| 17 18 | (b) (1) ELECTRONICALI | | ast 1 month before a license expires, the Board shall mail OR NSMIT to the licensee[, at the last known address of the licensee]: |
| 19 | | (i) | a renewal application form; and |
| 20 | | (ii) | a notice that states: |
| 21 | | | 1. the date on which the current license expires; AND |
| 22 23 | application for the | e renew | 2. [the date by which the Board must receive the renewal val to be issued and mailed before the license expires; and |
| 24 | | | 3.] the amount of the license fee. |
| 25 26 27 28 29 30 | SHALL MAIL TO THE MATERIALS BUSINESS DAYS | ON IS R THE L REQUI | N ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF ETURNED TO THE BOARD AS UNDELIVERABLE, THE BOARD ICENSEE, AT THE LAST KNOWN ADDRESS OF THE LICENSEE, IRED UNDER PARAGRAPH (1) OF THIS SUBSECTION WITHIN 10 HE DATE THE BOARD RECEIVED THE NOTICE THAT THE SSION WAS UNDELIVERABLE. |





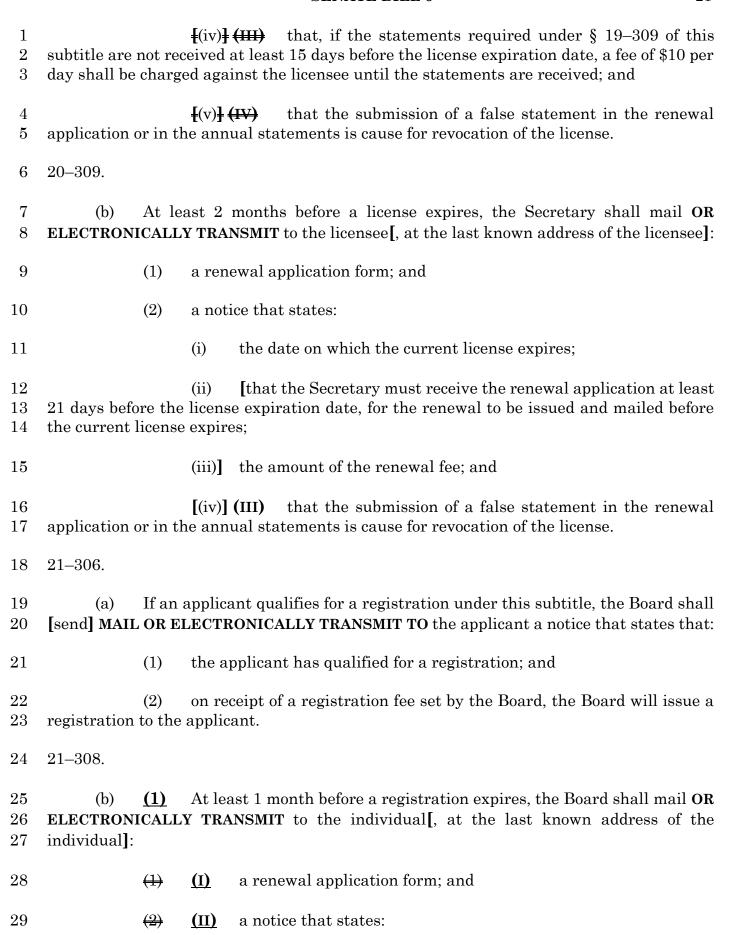
1 IF AN ELECTRONIC TRANSMISSION UNDER PARAGRAPH (2) OF **(3)** 2 THIS SUBSECTION IS RETURNED TO THE COMMISSION AS UNDELIVERABLE, THE 3 COMMISSION SHALL MAIL TO THE LICENSEE, AT THE LAST KNOWN ADDRESS OF THE 4 LICENSEE, THE MATERIALS REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION 5 WITHIN 10 BUSINESS DAYS OF THE DATE THE COMMISSION RECEIVED THE NOTICE 6 THAT THE ELECTRONIC TRANSMISSION WAS UNDELIVERABLE. 7 The failure of a licensee to receive the notice under this subsection does not prevent the license from expiring as specified under subsection (a) of 8 9 this section. 10 17 - 314. 11 (d) (1) At least 1 month before a license expires, the Commission shall mail 12 OR ELECTRONICALLY TRANSMIT to the licensee, as provided in paragraph (2) of this 13 subsection: 14 (i) a renewal application form; and 15 (ii) a notice that states: 16 1. the date on which the current license expires; AND 17 2. Ithe date by which the Commission must receive the renewal application for the renewal to be issued and mailed before the license expires; and 18 the amount of the renewal fee. 19 3. 20 (2)If the licensee is a real estate broker, the Commission shall mail (i) 21OR ELECTRONICALLY TRANSMIT the renewal application form and notice to the principal 22office of the broker. 23If the licensee is an associate real estate broker or a real estate (ii) salesperson, the Commission shall mail OR ELECTRONICALLY TRANSMIT the renewal 24application form and notice to the principal office of the real estate broker with whom the 25 licensee is affiliated. 2627 **(3)** IF AN ELECTRONIC TRANSMISSION UNDER PARAGRAPH (1) OR (2) 28 OF THIS SUBSECTION IS RETURNED TO THE COMMISSION AS UNDELIVERABLE, THE 29COMMISSION SHALL MAIL TO THE LICENSEE, AT THE LAST KNOWN ADDRESS OF THE 30 LICENSEE, THE MATERIALS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION 31 WITHIN 10 BUSINESS DAYS OF THE DATE THE COMMISSION RECEIVED THE NOTICE

THAT THE ELECTRONIC TRANSMISSION WAS UNDELIVERABLE.

33 18–307.

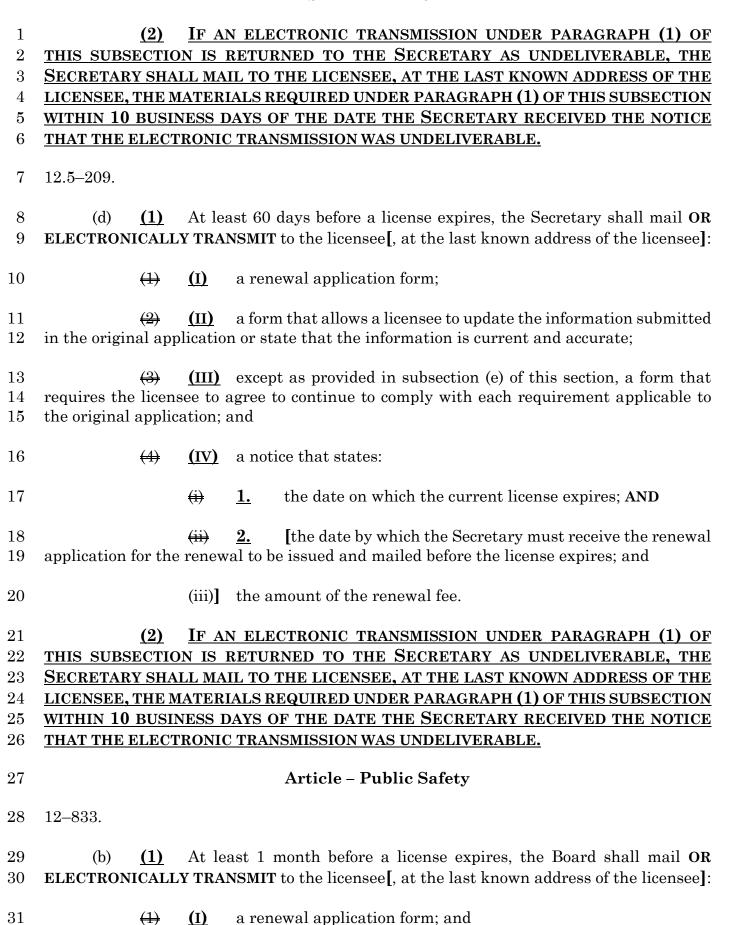
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| $\frac{1}{2}$ | (c) At least 1 month before a license expires, the Secretary shall mail OR ELECTRONICALLY TRANSMIT to the agency[, at the last known address of the agency]: |
|----------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 3 | (1) a renewal application form; and |
| 4 | (2) a notice that states: |
| 5 | (i) the date on which the current license expires; |
| 6 7 8 9 | (ii) I that the Secretary must receive the renewal application and proof of insurance or bonding as required in § 18–401 of this title at least 15 days before the license expiration date for the renewal to be issued and mailed before the license expires; |
| 10 | (iii) the amount of the renewal fee; |
| 11 12 13 14 | { (iv) } (III) that, if the complete renewal application and proof of insurance or bonding as required in § 18–401 of this title are not received at least 15 days before the license expiration date, a fee of \$25 per day shall be charged against the agency until the day the license expires, at which time the agency shall be considered closed; |
| 15 16 | (v)] (IV) that an agency may not be issued a license under this title until all outstanding obligations are satisfied with the Secretary; and |
| 17 18 19 | $\{(vi)\}$ that the submission of a false statement in the renewal application or the submission of altered or false documents that are otherwise required is cause for revocation of the agency license. |
| 20 | 19–308. |
| 21 22 | (c) At least 1 month before a license expires, the Secretary shall mail OR ELECTRONICALLY TRANSMIT to the licensee[, at the last known address of the licensee]: |
| 23 | (1) a renewal application form; and |
| 24 | (2) a notice that states: |
| 25 | (i) the date on which the current license expires; |
| 26 27 28 | (ii) {\frac{1}{2}} that the Secretary must receive the renewal application and the statements required under \{ \frac{19}{309} of this subtitle, at least 15 days before the license expiration date, for the renewal to be issued and mailed before the license expires; |
| 29 | (iii)} the amount of the renewal fee; |



| 1 | $\frac{1}{1}$ the date on which the current registration expires; AND |
|----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2 3 | (ii) 2. [the date by which the Board must receive the renewal application for the renewal to be issued and mailed before the registration expires; and |
| 4 | (iii)] the amount of the renewal fee. |
| 5 | (2) If an electronic transmission under paragraph (1) of |
| 6 | THIS SUBSECTION IS RETURNED TO THE BOARD AS UNDELIVERABLE, THE BOARD |
| 7 | SHALL MAIL TO THE INDIVIDUAL, AT THE LAST KNOWN ADDRESS OF THE |
| 8 | INDIVIDUAL, THE MATERIALS REQUIRED UNDER PARAGRAPH (1) OF THIS |
| 9 | SUBSECTION WITHIN 10 BUSINESS DAYS OF THE DATE THE BOARD RECEIVED THE |
| 10 | NOTICE THAT THE ELECTRONIC TRANSMISSION WAS UNDELIVERABLE. |
| 11 | Article – Business Regulation |
| 12 | 5–307. |
| 13 14 15 | (b) (1) At least 90 days before a registration or permit expires, the Director shall mail OR ELECTRONICALLY TRANSMIT to the registrant or permit holder[, at the last known address of the registrant or permit holder]: |
| 16 | (1) a renewal application form; and |
| 17 | (2) (II) a notice that states: |
| 18 19 | $\stackrel{	ext{(i)}}{=}$ 1. the date on which the current registration or permit expires; AND |
| 20 21 22 | (ii) 2. [the date by which the Director must receive the renewal application for the renewal to be issued and mailed before the registration or permit expires; and |
| 23 | (iii)] the amount of the renewal fee. |
| 24 | (2) If an electronic transmission under paragraph (1) of |
| 25 | THIS SUBSECTION IS RETURNED TO THE DIRECTOR AS UNDELIVERABLE, THE |
| 26 | DIRECTOR SHALL MAIL TO THE REGISTRANT OR PERMIT HOLDER, AT THE LAST |
| 27 | KNOWN ADDRESS OF THE REGISTRANT OR PERMIT HOLDER, THE MATERIALS |
| 28 | REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION WITHIN 10 BUSINESS DAYS |
| 29 | OF THE DATE THE DIRECTOR RECEIVED THE NOTICE THAT THE ELECTRONIC |
| 30 | TRANSMISSION WAS UNDELIVERABLE. |
| 31 | 8–308. |

| 1 2 3 | (c) OR ELECTI licensee]: | <u>(1)</u> RONIC | | | month before a license expires, the Commission shall mail SMIT to the licensee[, at the last known address of the |
|----------------------------------|-------------------------------------|------------------------|-----------------------------|-------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4 | | (1) | <u>(I)</u> | a ren | ewal application form; and |
| 5 | | (2) | <u>(II)</u> | a not | ice that states: |
| 6 | | | (i) | <u>1.</u> | the date on which the current license expires; AND |
| 7 8 | renewal app | olicatio | (ii) on for t | <u>2.</u> he ren | [the date by which the Commission must receive the ewal to be issued and mailed before the license expires; and |
| 9 | | | (iii)] | the a | mount of the renewal fee. |
| 10 11 12 13 14 15 | COMMISSION LICENSEE, WITHIN 10 | ON SH THE N BUSI | ON IS I | RETUF AIL TO IALS F DAYS O | CCTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF RNED TO THE COMMISSION AS UNDELIVERABLE, THE DIFFERENCE THE LAST KNOWN ADDRESS OF THE REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION OF THE DATE THE COMMISSION RECEIVED THE NOTICE ASMISSION WAS UNDELIVERABLE. |
| 16 | 9A-304. | | | | |
| 17 18 19 | (c) notice of the required to | e date | e, hour, | and p | [send] MAIL OR ELECTRONICALLY TRANSMIT written blace of examination to each applicant for a license who is on. |
| 20 | 12–207. | | | | |
| 21 22 | (b) ELECTRON | (1) ICALI | | | month before a license expires, the Secretary shall mail OR to the licensee[, at the last known address of the licensee]: |
| 23 | | (1) | <u>(I)</u> | a ren | newal application form; and |
| 24 | | (2) | <u>(II)</u> | a not | ice that states: |
| 25 | | | (i) | <u>1.</u> | the date on which the current license expires; AND |
| 26 27 | application | for the | (ii) e renew | 2. val to b | [the date by which the Secretary must receive the renewal be issued and mailed before the license expires; and |
| 28 | | | (iii)] | the a | mount of the renewal fee. |



| 1 | (2) | <u>(II)</u> | a not | ice that states: |
|----------------------------|------------------------------------|--------------------------------|-------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2 | | (i) | <u>1.</u> | the date on which the current license expires; AND |
| 3 4 | application for the | (ii) renew | 2. val to b | [the date by which the Board must receive the renewal e issued and mailed before the license expires; and |
| 5 | | (iii)] | the a | mount of the renewal fee. |
| 6 | (2) | IF A | N ELE | CTRONIC TRANSMISSION UNDER PARAGRAPH (1) OF |
| 7 | THIS SUBSECTIO | N IS R | ETUR | NED TO THE BOARD AS UNDELIVERABLE, THE BOARD |
| 8 | SHALL MAIL TO | THE L | ICENS | EE, AT THE LAST KNOWN ADDRESS OF THE LICENSEE, |
| 9 | THE MATERIALS | REQUI | RED U | NDER PARAGRAPH (1) OF THIS SUBSECTION WITHIN 10 |
| 0 | BUSINESS DAYS | OF T | HE DA | ATE THE BOARD RECEIVED THE NOTICE THAT THE |
| 1 | ELECTRONIC TRA | ANSMI | SSION | WAS UNDELIVERABLE. |
| 12 13 14 15 | (a) Befor | re an oo nay ele oard, o | ecupati ectronic commis | CHER ENACTED, That: onal and professional licensing board, commission, or other cally transmit a communication as authorized under Section sion, or entity shall: the informing the licensee, registrant, or permit holder that |
| 17 18 | the board, commis | ssion, c | <u>r entit</u> | y will switch from a system of physical mail to a system of |
| 19 20 21 | entity has on file is holder. | | | ether the e-mail address that the board, commission, or d valid e-mail address for the licensee, registrant, or permit |
| 22 23 24 25 26 | the board, commisection, the board | ssion, , comn | or ent | trant, or permit holder does not respond within 30 days after ity mails the notice required under subsection (a) of this or entity may assume that the e-mail address is current ly transmit communications as authorized under Section 1 |
| 27 28 | SECTION § October 1, 2017. | 2. <u>3.</u> Al | ND BE | IT FURTHER ENACTED, That this Act shall take effect |