

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**

**2000 Legislative Session**

Bill No. CB-10-2000

Chapter No. 9

Proposed and Presented by The Chairman (by request – County Executive)

Introduced by Council Member Shapiro

Co-Sponsors \_\_\_\_\_

Date of Introduction March 14, 2000

**BILL**

1 AN ACT concerning

2 Building Contractors' Licenses

3 For the purpose of excepting builders who construct exclusively rental multifamily dwellings  
4 from the new home warranty security plan requirement, and generally relating to Building  
5 Contractor's Licenses.

6 BY repealing and reenacting with amendments:

7 SUBTITLE 2. ADMINISTRATION.

8 Section 2-253.09,

9 The Prince George's County Code

10 (1995 Edition, 1998 Supplement.

11 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,  
12 Maryland, that Section 2-253.09 of the Prince George's County Code be and the same is hereby  
13 repealed and reenacted with the following amendments:

14 SUBTITLE 2. ADMINISTRATION.

15 DIVISION 14A. BUILDING CONTRACTOR'S LICENSE.

16 **Sec. 2-253.09. Application; fee; qualifications.**

17 (a) The Director shall maintain a register for the board of all applicants for licenses and all  
18 licensees, in such form as the board shall require.

19 (b) Any person desiring to be licensed as a building contractor in Prince George's County  
20 shall make and file with the Director a written application on a form approved by the board.

21 Each application shall be accompanied by the sum of Seventy-five Dollars (\$75.00) as

1 application fee. The applicant shall furnish information which shall remain confidential for use  
 2 of the board only as to [his] the applicant's character references and financial responsibility, such  
 3 responsibility may be shown by one or more of the following: Bank business reference and past  
 4 record with lending institutions, financial statements, credit rating from an independent credit  
 5 rating institution, bond, or other evidence of financial responsibility which the board exercises its  
 6 expertise in the building field may find sufficient. The bond to be used to satisfy the requirement  
 7 of financial responsibility shall be in the amount of Two Thousand Dollars (\$2,000.00). The  
 8 bond shall be conditioned that the licensee shall perform all work done by [him] the applicant in  
 9 the County in accordance with the Building Code and laws of the County and State. The County  
 10 or any person damaged by failure of the licensee to comply with such Code and laws may  
 11 proceed against such bond in any court of competent jurisdiction. The bonding provision may be  
 12 satisfied if the applicant has obtained a bond in at least the amount of Two Thousand Dollars  
 13 (\$2,000.00) in connection with an organized program approved by the board which provides the  
 14 same protection to the public set forth herein.

15 (c) The applicant shall also furnish information as to [his] the applicant's experience and/or  
 16 training and education, or the experience and/or training and education of [his] the applicant's  
 17 associates, construction superintendent, or other principal employee or employees in the building  
 18 trade, as the board shall require [, and]. With the exception of those contractors who build  
 19 exclusively rental multifamily dwellings, all applicants shall provide evidence, satisfactory to the  
 20 board, of [participating] participation in a new home warranty security plan which meets the  
 21 requirements of [the] Title 10, Subtitle 6, Real Property Article, Annotated Code of Maryland, as  
 22 amended from time to time. Any license issued for building rental multifamily dwellings  
 23 exclusively shall be identified in a manner acceptable to the Director.

24 (d) Before the issuance of a license, the Director shall ascertain from official sources the  
 25 applicant's record of compliance with the laws of the State of Maryland and Prince George's  
 26 County. The board may request further information from the Director or other sources, make  
 27 independent investigations and conduct examination of the applicant, at its discretion. On the  
 28 basis of the foregoing, it shall be the board's duty, within a period of thirty (30) days from the  
 29 date of the board meeting next following the date the application is received, unless the time is  
 30 extended for good cause, to certify to the Director whether the applicant and [his] the applicant's  
 31 organization are qualified to comply with the building code and laws for the County and State, to

perform fully [his] the applicant's building contracts, and should be licensed, and to notify the applicant. Before denying the issuance of a license, the board shall afford the applicant an opportunity for a hearing to show cause why [his] the applicant's application should not be denied. The board shall give such applicant at least ten (10) days notice in writing of such hearing by personal service or by certified mail to the last address on file with this board and such notice shall state the intended grounds of denial. In no case shall denial of certification be unreasonable and a denial shall be in writing stating the reason, and shall be personally served or mailed by certified mail to the address on the application. Any denial may be appealed to the Circuit Court for Prince George's County by filing a notice of appeal with the Clerk of the Court within the time period specified in the Court rules for appeals from administrative agency.

SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45) calendar days after it becomes law.

Adopted this 4th day of April, 2000.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_  
Dorothy F. Bailey  
Chair

ATTEST:

\_\_\_\_\_  
Joyce T. Sweeney  
Clerk of the Council

APPROVED:

DATE: \_\_\_\_\_ BY: \_\_\_\_\_  
Wayne K. Curry  
County Executive

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks \*\*\* indicate intervening existing Code provisions that remain unchanged.