

EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A PERSON MAY NOT ACT OR OFFER TO ACT AS A SUBCONTRACTOR IN THE STATE UNLESS THE PERSON HAS A CONTRACTOR LICENSE OR SUBCONTRACTOR LICENSE.

(C) SALESPERSON.

EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A PERSON MAY NOT SELL OR OFFER TO SELL A HOME IMPROVEMENT IN THE STATE UNLESS THE PERSON HAS A CONTRACTOR LICENSE OR SALESPERSON LICENSE.

(D) PENALTY.

A PERSON WHO KNOWINGLY AND WILLFULLY VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 2 YEARS OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 261(b)(3), § 268(b)(1) and (2), and the first sentence of § 246.

As to the referenced exceptions, see §§ 8-102(a) and 8-301(d) of this title.

Defined terms: "Contractor" § 8-101

"Contractor license" § 8-101

"Person" § 1-101

"Salesperson license" § 8-101

"Sell a home improvement" § 8-101

"Subcontractor" § 8-101

"Subcontractor license" § 8-101

8-602. FALSE PROOF OF COMPLETION.

(A) IN GENERAL.

A PERSON MAY NOT ACCEPT A COMPLETION CERTIFICATE OR OTHER PROOF THAT PERFORMANCE OF A HOME IMPROVEMENT CONTRACT IS COMPLETE OR SATISFACTORILY CONCLUDED WITH KNOWLEDGE THAT THE DOCUMENT OR PROOF IS FALSE AND THE PERFORMANCE IS INCOMPLETE.

(B) IMPROPER USE.

IF A PERSON KNOWS OR HAS GOOD REASON TO KNOW THAT A COMPLETION CERTIFICATE OR OTHER PROOF IS FALSE, THE PERSON MAY NOT UTTER, OFFER, OR USE THE DOCUMENT OR PROOF TO:

(1) MAKE OR ACCEPT AN ASSIGNMENT OR NEGOTIATION OF THE RIGHT TO RECEIVE PAYMENT FROM AN OWNER UNDER A HOME IMPROVEMENT CONTRACT; OR