SENATE BILL 33

C2 9lr0679 (PRE–FILED)

By: Senator McCray

Requested: October 9, 2018

Introduced and read first time: January 9, 2019

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1	AN	ACT	concerning

2 Baltimore City – Home Inspectors – Residential Rental Inspections

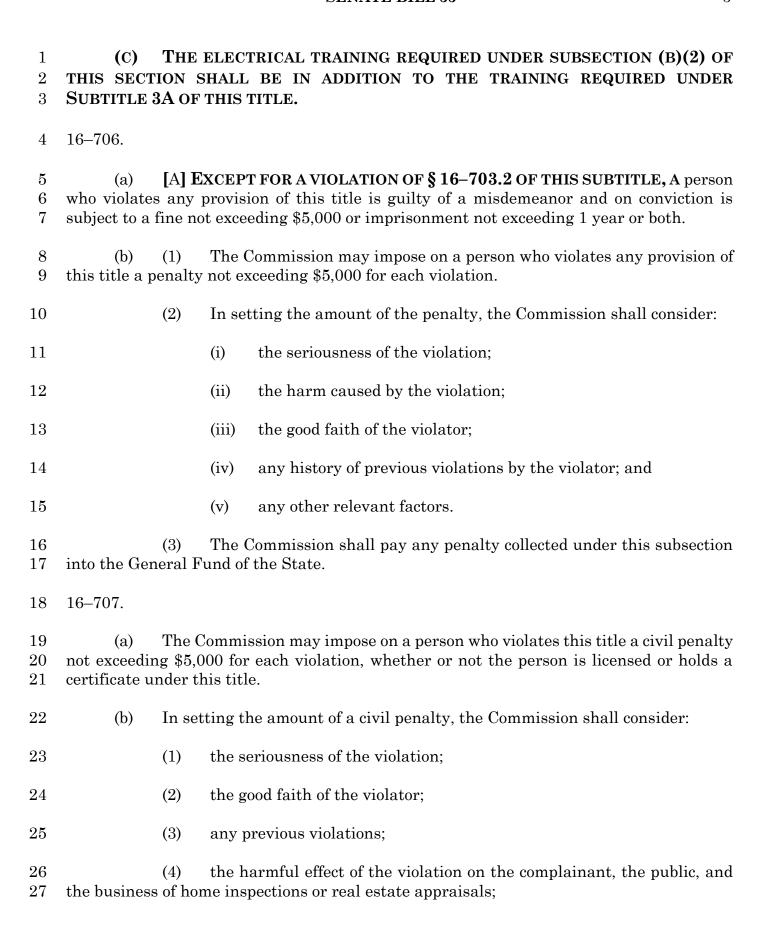
- 3 FOR the purpose of prohibiting a licensed home inspector from making certain 4 certifications relating to pests as part of a residential rental inspection in Baltimore 5 City unless the home inspector has a certain certification; prohibiting a licensed 6 home inspector from making certain certifications relating to electrical systems as 7 part of a residential rental inspection in Baltimore City unless the home inspector 8 has completed certain training; requiring certain training to be in addition to certain 9 home inspector training; providing that certain criminal penalties do not apply to a 10 violation of this Act; and generally relating to residential rental inspections in 11 Baltimore City.
- 12 BY repealing and reenacting, without amendments,
- 13 Article Agriculture
- 14 Section 5–201(k) and 5–207(a)
- 15 Annotated Code of Maryland
- 16 (2016 Replacement Volume and 2018 Supplement)
- 17 BY adding to
- 18 Article Business Occupations and Professions
- 19 Section 16–703.2
- 20 Annotated Code of Maryland
- 21 (2018 Replacement Volume)
- 22 BY repealing and reenacting, with amendments,
- 23 Article Business Occupations and Professions
- 24 Section 16–706
- 25 Annotated Code of Maryland
- 26 (2018 Replacement Volume)



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1 2 3 4	BY repealing and reenacting, without amendments, Article – Business Occupations and Professions Section 16–707 Annotated Code of Maryland			
5	(2018 Replacement Volume)			
6 7	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:			
8	Article – Agriculture			
9	5-201.			
10	(k) "Pest control consultant" means a person who engages in the business of:			
11	(1) Offering or supplying technical advice or supervision;			
12	(2) Inspecting for or identifying pests; or			
13 14	(3) Recommending the use of a specific pesticide for the purpose of controlling a pest in or on water, air, land, plants, structures, or animals.			
15	5–207.			
16 17 18 19	(a) Each pest control consultant, pest control applicator, or public agency applicator shall obtain an annual certificate indicating competence in one or more established categories from the Secretary. Each private applicator shall obtain a certificate which shall require periodic renewal as determined by the Secretary.			
20	Article – Business Occupations and Professions			
21	16–703.2.			
22	(A) THIS SECTION APPLIES ONLY IN BALTIMORE CITY.			
23 24 25	(B) A LICENSED HOME INSPECTOR CONDUCTING AN INSPECTION OF A RENTAL DWELLING UNDER ARTICLE 13, § 5–7 OF THE BALTIMORE CITY CODE MAY NOT MAKE A CERTIFICATION AS A PART OF THAT INSPECTION RELATING TO:			
26 27 28	(1) THE PRESENCE OR IDENTIFICATION OF PESTS, UNLESS THE HOME INSPECTOR IS CERTIFIED AS A PEST CONTROL CONSULTANT UNDER § $5-207$ OF THE AGRICULTURE ARTICLE; OR			
29 30	(2) THE DWELLING'S ELECTRICAL SYSTEM, UNLESS THE HOME INSPECTOR HAS COMPLETED A MINIMUM OF 8 HOURS OF TRAINING IN ELECTRICAL			

SYSTEMS CERTIFIED BY THE BALTIMORE CITY HOUSING COMMISSIONER.



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- 1 (5) the assets of the violator; and
- 2 (6) any other relevant factors.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 4 October 1, 2019.