

AN ACT concerning

Commissioner of Labor and Industry - Cease
and Desist Orders

FOR the purpose of authorizing the Commissioner of Labor and Industry to issue cease and desist orders for violations of certain licensing provisions of certain employment agencies under certain conditions; providing for hearings; providing for the enforcement of the cease and desist orders; and generally relating to the power of the Commissioner of Labor and Industry to enforce certain provisions of the law relating to certain employment agencies.

BY adding to

Article 56 - Licenses
Section 168B
Annotated Code of Maryland
(1972 Replacement Volume and 1976 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 168B. be and it is hereby added to Article 56 - Licenses, of the Annotated Code of Maryland (1972 Replacement Volume and 1976 Supplement) to read as follows:

Article 56 - Licenses

168B.

(A) (1) WHEN THE COMMISSIONER, AFTER INVESTIGATION, HAS CAUSE TO BELIEVE THAT ANY PERSON, FIRM, OR CORPORATION IS VIOLATING SECTION 161 OF THIS SUBTITLE, HE MAY ISSUE AN ORDER REQUIRING THE ALLEGED VIOLATOR TO IMMEDIATELY CEASE AND DESIST FROM THE VIOLATION IF HE HAS REASON TO BELIEVE THAT IMMEDIATE IRREPARABLE LOSS AND INJURY TO THE GENERAL PUBLIC HAS OCCURRED OR WILL OCCUR. THE ORDER SHALL BE SERVED ON THE ALLEGED VIOLATOR BY EITHER CERTIFIED MAIL OR PERSONAL SERVICE.

(2) THE ALLEGED VIOLATOR MAY REQUEST THE COMMISSIONER TO HOLD A HEARING ON THE ALLEGED VIOLATION. ANY REQUEST FOR A HEARING SHALL BE IN WRITING AND SHALL BE MADE WITHIN 15 DAYS OF THE SERVICE OF THE ORDER.

(3) IF A REQUEST FOR A HEARING IS NOT MADE, THE ORDER OF THE COMMISSIONER TO CEASE AND DESIST IS FINAL.

(4) IF AFTER A HEARING THE COMMISSIONER DETERMINES THAT THE ALLEGED VIOLATOR IS NOT IN VIOLATION OF SECTION 161 OF THIS SUBTITLE, HE SHALL REVOKE HIS ORDER TO CEASE AND DESIST.