

DETERMINES THAT THE PROVISIONS OF THIS SECTION HAVE BEEN VIOLATED, HE SHALL FILE A PETITION IN ANY CIRCUIT COURT OF THE POLITICAL SUBDIVISION IN WHICH (1) THE ALLEGED VIOLATION OCCURRED (2) OR WHERE THE EMPLOYER HAS ITS PRINCIPAL OFFICE OR (3) IN THE CIRCUIT COURT FOR BALTIMORE CITY, AS THE CASE MAY BE, TO RESTRAIN SAID VIOLATION OF SUBSECTION (A) OF THIS SECTION AND FOR OTHER APPROPRIATE RELIEF INCLUDING REHIRING OR REINSTATEMENT OF THE EMPLOYEE TO HIS FORMER POSITION WITH BACK PAY.

44. CIVIL AND CRIMINAL PROSECUTION.

(A) THE ATTORNEY GENERAL UPON REQUEST OF THE COMMISSIONER IS AUTHORIZED TO PROCEED IN THE COURTS OF THIS OR ANY OTHER STATE OR IN ANY FEDERAL COURT OR AGENCY TO ENFORCE ANY ORDER, DECISION, OR THE COLLECTION OF ANY CIVIL PENALTY ASSESSED BY THE COMMISSIONER UNDER THIS SUBTITLE.

(B) IF THE COMMISSIONER HAS REASON TO BELIEVE THAT ANY PERSON HAS VIOLATED ANY PROVISION OF THIS SUBTITLE FOR WHICH CRIMINAL PROSECUTION IS PROVIDED, HE SHALL REFER SAID VIOLATION TO THE STATE'S ATTORNEY OF THE COUNTY OR OF BALTIMORE CITY EITHER WHERE THE VIOLATION HAS OCCURRED OR WHERE THE PERSON RESIDES, FOR PROSECUTION.

45. EMPLOYEES OF STATE AND POLITICAL SUBDIVISIONS.

THE COMMISSIONER IS AUTHORIZED AND DIRECTED TO PROVIDE FOR AND MAINTAIN AN EFFECTIVE AND COMPREHENSIVE OCCUPATIONAL SAFETY AND HEALTH PROGRAM FOR EMPLOYEES OF THE STATE AND EVERY COUNTY, CITY, MUNICIPALITY, INCORPORATED AND UNINCORPORATED TOWN, SCHOOL DISTRICT, SPECIAL DISTRICT, PUBLIC OR QUASI-PUBLIC CORPORATION OR ANY OTHER POLITICAL SUBDIVISION OF THE STATE OR OF ANY AGENCY, DEPARTMENT, BUREAU OR COMMISSION OF THE STATE, COUNTY, CITY, MUNICIPALITY, INCORPORATED AND UNINCORPORATED TOWN, SCHOOL DISTRICT, SPECIAL DISTRICT, PUBLIC OR QUASI-PUBLIC CORPORATION OR ANY OTHER POLITICAL SUBDIVISION OF THE STATE, WHICH IS CONSISTENT IN ALL GENERAL RESPECTS WITH THE PROVISIONS OF THIS SUBTITLE EXCEPT THAT THE STATE, COUNTY, CITY, MUNICIPALITY, INCORPORATED AND UNINCORPORATED TOWN, SCHOOL DISTRICT, SPECIAL DISTRICT, PUBLIC OR QUASI-PUBLIC CORPORATION OR ANY OTHER POLITICAL SUBDIVISION OF THE STATE OR ANY AGENCY, DEPARTMENT, BUREAU OR COMMISSION THEREOF SHALL BE EXEMPT FROM AND NOT BE SUBJECT TO ANY CIVIL OR CRIMINAL PENALTIES AS PROVIDED FOR UNDER SECTIONS 40 AND 41 OF THIS ARTICLE. SAID PROGRAM SHALL PROVIDE THAT THE STATE GOVERNMENT AND EACH OF ITS POLITICAL SUBDIVISIONS OR ANY AGENCY THEREOF SHALL:

(1) PROVIDE SAFE AND HEALTHFUL PLACES AND CONDITIONS OF EMPLOYMENT CONSISTENT WITH THE PROVISIONS OF THIS SUBTITLE,