

CHAPTER 94
(Senate Bill 640)

AN ACT to repeal and re-enact, with amendments, Sections 82(a) and (f) and 85(a) of Article 100 of the Annotated Code of Maryland (1964 Replacement Volume and 1972 Supplement), title "Work, Labor and Employment," subtitle "Wage and Hour Law," to transfer the Advisory Committee under the wage and hour law to the Division of Labor and Industry; to clarify certain inconsistent language therein, and relating generally to this Advisory Committee.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 82(a) and (f) and 85(a) of Article 100 of the Annotated Code of Maryland (1964 Replacement Volume and 1972 Supplement), title "Work, Labor and Employment," subtitle "Wage and Hour Law," be and they are hereby repealed and re-enacted, with amendments, to read as follows:

82.

(a) "Commissioner" means the Commissioner of the [Department] DIVISION of Labor and Industry;

(f) "Committee" refers to an advisory committee, appointed by the [Governor] SECRETARY OF LICENSING AND REGULATION, WITH THE APPROVAL OF THE GOVERNOR, composed of not more than three representatives of employers, an equal number of representatives of employees, and an equal number of disinterested persons representing the public;

85.

(a) The Secretary of Licensing and Regulation, with the approval of the Governor of Maryland is authorized to appoint a committee to be composed of three representatives of employers, an equal number of representatives of employees, and an equal number of disinterested persons representing the public, one of whom shall be designated by the Secretary as chairman, such representatives to be geographically apportioned over the State. The committee shall be a part of the [State Department of Licensing and Regulation] DIVISION OF LABOR AND INDUSTRY. The Secretary of Licensing and Regulation shall appoint one representative of employers, one of employees and one of the public, each for a two-year term, one representative of each group for a four-year term, and one representative of each group for a six-year term. Appointments shall thereafter be for a term of six years, except that in the event of any vacancy the appointment shall be for the unexpired term of the holder thereof. The Commissioner with the approval of the committee, shall make such regulations as may be appropriate to carry out the purposes of this subtitle.

(1) These regulations may include, but are not limited to regulations defining outside salesmen, allowances for board, lodging, or other facilities or services customarily furnished; a suitable scale of wages for learners and apprentices, not to be less than 80% of the fixed minimum wage; and such special cases or classes of cases as the Commissioner finds appropriate to prevent the curtailment of employment opportunities, avoid undue hardships and safeguard the minimum fair wage herein established.

(2) On request of the committee the Commissioner shall make available to them information showing rates currently being paid and other relevant information which shall have a bearing upon any of the consultations for subsection (a) (1).