

contractor or subcontractor who procures or attempts to procure employment or engagements for circus, vaudeville, the variety field, the legitimate theater, motion pictures, radio, television, phonograph records, transcriptions, opera, concert, ballet, modelling or other entertainments or exhibitions or performances, but such term does not include the business of managing such entertainments, exhibitions or performances, or the artists or attractions constituting the same, where such business only incidentally involves the seeking of employment therefor. Bona fide educational, religious, charitable, fraternal, and benevolent organizations in which no fee, commission, or other charge is made for services rendered other than the ordinary membership dues, bona fide labor organizations undertaking to secure or securing work for their own members, and bona fide employers' organizations undertaking to secure or securing help for their own members are not subject to this subtitle. "Employment agency" shall not include any person conducting a business which consists of employing individuals directly for the purpose of furnishing part-time or temporary help to others.

**(B) "EMPLOYMENT COUNSELOR" MEANS ANY PLACEMENT MANAGER, PLACEMENT DIRECTOR, COUNSELOR, INTERVIEWER, OR ANY OTHER PERSON EMPLOYED BY AN EMPLOYMENT AGENCY WHO INTERVIEWS, COUNSELS, OR CONFERS WITH JOB APPLICANTS, BUT THE TERM DOES NOT INCLUDE EMPLOYEES OF AN EMPLOYMENT AGENCY WHO ARE PRIMARILY ENGAGED IN CLERICAL OCCUPATIONS.**

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(A) All licenses to open, operate or maintain an employment agency in this State shall be annual licenses, and irrespective of the date of issue shall expire on the first day of May next thereafter. No employment agency shall engage in business in this State until (1) an annual license fee of \$200.00 for a first agency and an annual license fee of \$100.00 for each additional agency to be operated in this State is paid to the Commissioner of Labor and Industry by the person, firm or corporation engaging in such business, and (2) shall also deposit with the said Commissioner a bond in the penal sum of \$5,000 for each agency to be operated in this State signed by the applicant for the license as principal and by a surety company authorized to do business in this State as surety, payable to the State of Maryland as obligee and conditioned on the compliance of such applicant with the provisions of this subtitle, and the payment by such applicant of all damages occasioned to any person by reason of any misstatement, misrepresentation, fraud or deceit forbidden by said subtitle of such applicant or his agents or employees. Every applicant for a license shall file with the Commissioner of Labor and Industry a completed application on a form prescribed and furnished by the Commissioner. Such application shall be signed by the applicant and sworn to before anyone qualified by law to administer oaths. If the applicant is a corporation the application shall state the names and home addresses of all the officers and directors of such corporation and shall be signed and sworn to by the president, treasurer and secretary thereof. If the applicant is a partnership the application shall state the names and home addresses of all partners therein and shall be signed and sworn to by all of them. The applicant shall file at least three letters of character reference from persons of reputed business or professional integrity residing in the State of Maryland. Upon filing of an application for a license as provided herein the Commissioner of Labor and Industry shall cause an investigation to be made as to the character and financial standing of the applicant and of the person who is to have the general management of the office and as to the location of the office. The application shall be rejected if the Commissioner shall find that any of the persons named as applicants in the application or the general manager of the office are not of good moral character, business integrity or financial responsibility and if there is good sufficient reason within the meaning