

Certification of Handicapped Persons

FOR the purpose of requiring the Commissioner of the Division of Labor and Industry to accept Sheltered Workshop Certificates or Work Activities Certificates; and providing procedures to revoke for good cause.

BY repealing and re-enacting, with amendments,

Article 100 - Work, Labor and Employment
Section 85(b)
Annotated Code of Maryland
(1964 Replacement Volume and 1974 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 85(b) of Article 100 - Work, Labor and Employment, of the Annotated Code of Maryland (1964 Replacement Volume and 1974 Supplement) be and it is hereby repealed and re-enacted, with amendments, to read as follows:

Article 100 - Work, Labor and Employment

85.

(b) The Commissioner shall have power to determine rates less than the fixed minimum wage for those handicapped by physical or mental disability upon the circumstances of the individual case and shall issue certificates for such periods of time as stated therein. IN LIEU OF THE ISSUANCE OF CERTIFICATES, THE COMMISSIONER SHALL ACCEPT A "SHELTERED WORKSHOP CERTIFICATE" OR A "WORK ACTIVITIES CERTIFICATE" ISSUED BY THE U.S. DEPARTMENT OF LABOR IF IT IS FILED WITH THE COMMISSIONER WITHIN TEN DAYS AFTER RECEIPT OF CERTIFICATION BY THE CERTIFICATE HOLDER. IF THE CERTIFICATE IS REVOKED BY THE U.S. DEPARTMENT OF LABOR, THE COMMISSIONER MAY REVOKE HIS ACCEPTANCE OF THE CERTIFICATE. AT ANY TIME PRIOR TO REVOCATION OF A CERTIFICATE BY THE U.S. DEPARTMENT OF LABOR, THE COMMISSIONER MAY CAUSE AN INVESTIGATION TO BE MADE, AND UPON 30 DAYS PRIOR WRITTEN NOTICE BY CERTIFIED MAIL TO THE CERTIFICATE HOLDER, HOLD A HEARING TO DETERMINE IF THERE IS GOOD CAUSE TO REVOKE THE COMMISSIONER'S ACCEPTANCE OF A CERTIFICATE ISSUED BY THE U.S. DEPARTMENT OF LABOR.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1975.