

made by the office of the Attorney General after affording a hearing to the club. The provisions of this section with respect to discrimination in sex [shall] DO not apply to any club whose facilities are operated with the primary purpose, as determined by the Attorney General, to serve or benefit members of a particular sex, nor to the clubs which exclude certain sexes only on certain days and at certain times. If the Attorney General determines that a pattern of discrimination is evident in any club, he shall negotiate a consent agreement with that club to cease such discrimination. If that club breaches or violates the consent agreement or refuses to enter a consent agreement, then the Attorney General shall issue a cease and desist order to that club. If the club breaches or violates the terms of the cease and desist order, the tax exemption, tax credit or beneficial assessment shall be withdrawn, until [such time that] the Attorney General determines that the club is in compliance with this subsection. Further, any club which fails to qualify as a country club[, ] under paragraph (4) [of this subsection] because the club has engaged in discrimination [shall] IS not [be] liable for unpaid taxes provided for in [subparagraph] PARAGRAPH (7) [of this subsection]. However the club shall be assessed and taxed without regard to this subsection. There shall be a right of appeal as provided by §§ 255 and 256 of Article 41 [of this Code (Title "Governor-Executive and Administrative Departments," subtitle "Administrative Procedure Act") ].

(II) IF A CLUB WHICH IS CLAIMING PREFERENTIAL TAX TREATMENT REFUSES TO PRODUCE INFORMATION SOUGHT BY THE OFFICE OF THE ATTORNEY GENERAL TO ASSIST IT IN DETERMINING WHETHER OR NOT ~~A~~ THE CLUB PRACTICES DISCRIMINATION, THE OFFICE OF THE ATTORNEY GENERAL MAY APPLY TO THE BALTIMORE CITY COURT CIRCUIT COURT OF THE COUNTY IN WHICH THE CLUB IS LOCATED FOR THE ISSUANCE OF A SUBPOENA OR SUBPOENA DUCES TECUM REQUIRING THE PRODUCTION OF SUCH INFORMATION. UPON A SHOWING THAT THE INFORMATION SOUGHT MAY BE RELEVANT TO THE ISSUE OF WHETHER OR NOT A THE CLUB PRACTICES DISCRIMINATION, THE COURT SHALL ISSUE THE SUBPOENA OR SUBPOENA DUCES TECUM.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1977.

Approved May 17, 1977.

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CHAPTER 322

(Senate Bill 482)

AN ACT concerning