

[11B.] 7.

(a) The agencies, officers and employees of the State of Maryland may not engage in any of the discriminatory practices which are prohibited by §§ [11, 19, 22, 22A and 23] 5, 16, 20, 21, AND 22 of this article. However, the provisions of § [11] 5 and § [22] 20 may not be construed to prevent the State of Maryland from providing separate facilities for males and females in State-owned or State-operated public institutions or from operating or funding special or separate programs and facilities for children, the aged, or other special populations.

(b) In any discrimination case in which an agency, officer or employee of the State of Maryland is a respondent, the rules, procedures, powers, rights and remedies which are applicable in such a case shall be those which are applicable in a discrimination case in which a private person is the respondent. However, notwithstanding the provisions of any law to the contrary, (1) an award of monetary relief or damages is not available as a remedy in any discrimination case in which an agency, officer, or employee of the State of Maryland is a respondent, and (2) the Commission may not act upon a complaint made by or on behalf of a State employee until that employee has exhausted all available remedies under the Code of Fair Practices. In discrimination cases in which an agency, officer or employee is a respondent, the power of the Human Relations Commission includes the authority to seek injunctive relief or judicial enforcement of its orders against such respondents.

(c) In a discrimination case in which the Human Relations Commission, or a member, officer or employee of the Commission is a respondent, the Governor shall specially designate a person to perform the functions usually performed by the [person who is the respondent] COMMISSION.

[11C.] 8.

It is unlawful for any person, business, corporation, partnership, copartnership or association or any other individual, agent, employee, group or firm which is licensed or regulated by the Department of Licensing and [Regulations] REGULATICN as set out under Article 41, Subtitle [5A] 15, §221A(a) "The Department of Licensing and [Regulations] REGULATICN," to refuse, withhold from, deny or discriminate against any person the accommodations, advantages, facilities, privileges, sales or services because of the race, sex, creed, color, national origin, marital status, or physical or mental handicap of any person. Nothing in this section shall be construed or interpreted to prohibit any person, business, corporation, partnership, copartnership, association or any other individual, agent, employee, group or firm which is licensed or regulated by the Department of Licensing and Regulation from the right to refuse, withhold from or deny any person for failure to conform to the usual and regular requirements, standards and regulations of any such person,