

except that in the case of an employee who (either himself or acting through his representative) shows to the satisfaction of the Commissioner that the actual amount of tips received by him was less than the amount determined by the employer as the amount by which the wage paid him was deemed to be increased under this sentence, the amount paid such employee by his employer shall be deemed to have been increased by such lesser amount[;]. THIS PROVISION SHALL NOT APPLY TO ANY TIPPED EMPLOYEE UNLESS (1) HE HAS BEEN INFORMED BY THE EMPLOYER OF THE PROVISIONS OF THIS SUBSECTION, AND (2) ALL TIPS RECEIVED BY THE EMPLOYEE HAVE BEEN RETAINED BY THE EMPLOYEE, EXCEPT THAT THIS SUBSECTION DOES NOT PROHIBIT THE POOLING OF TIPS AMONG EMPLOYEES WHO CUSTOMARILY AND REGULARLY RECEIVE TIPS.

(i) "Tipped employee." A tipped employee means any employee engaged in an occupation in which he customarily and regularly receives more than [\$20] \$30 per month in tips.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1979.

Approved May 14, 1979.

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CHAPTER 239

(Senate Bill 251)

AN ACT concerning

Board of Registration for Professional Engineers - Meetings

FOR the purpose of empowering the public member of the Board of Registration for Professional Engineers to vote on ~~certain~~ Board matters; and providing that a quorum of the Board shall consist of three ~~voting~~ members.

BY repealing and reenacting, with amendments,

Article 75 1/2 - Professional Engineers  
Section 7  
Annotated Code of Maryland  
(1975 Replacement Volume and 1978 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 75 1/2 - Professional Engineers