

~~(g) If upon all the evidence, the hearing examiner for the Commission finds that the respondent has not engaged in any alleged discriminatory act within the scope of the particular subtitle, the HEARING EXAMINER shall state these findings of fact and shall similarly issue and file an order dismissing the complaint.~~

7.

(b) (1) In any EMPLOYMENT 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; PROVIDED THAT A STATE EMPLOYEE MAKING A COMPLAINT TO THE COMMISSION CONCERNING HIS STATE EMPLOYMENT MUST FIRST GIVE NOTICE BY FILING A GRIEVANCE PROCEEDING, IF ONE IS AVAILABLE TO HIM. [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.] (2) 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.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1980.

Approved May 20, 1980.

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CHAPTER 569

(Senate Bill 641)

AN ACT concerning

Support Enforcement - Income Tax Refunds

FOR the purpose of requiring authorizing the Bureau of Support Enforcement to certify to the Comptroller certain persons whose support obligations are in arrears; requiring the Comptroller to withhold any certain amounts of income tax refunds due to those persons and pay the amounts to the Bureau; allowing taxpayers to dispute appeal these actions; and permitting the Comptroller and Secretary of Human Resources to promulgate rules and regulations to implement this Act.