

FOR the purpose of exempting ~~the---Worcester---County Developmental---Center,---Incorporated,~~ certain "sheltered workshop" or "work activities center", from certain provisions of the wage and hour law under certain circumstances.

BY repealing and reenacting, with amendments,

Article 100 - Work, Labor and Employment
Section 85(b)
Annotated Code of Maryland
(1979 Replacement Volume and 1979 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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows: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 100 - Work, Labor and Employment

85.

(b) (1) The Commissioner [shall have power to] MAY 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.

(2) 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 [except]. HOWEVER, the acceptance of a "sheltered workshop certificate" or a "work activities certificate" [shall] MAY DOES not apply automatically to individuals who have continued to work in a "sheltered workshop" or a "work activities center" after completion of any training program run by the "sheltered workshop" or "work activities center."

(3) 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.

~~(4)---IF---THE---COMMISSIONER---FAILS---TO---DETERMINE---RATES LESS---THAN---THE---FIXED---MINIMUM---WAGE---FOR---WHICH---PROVISION---IS---MADE BY---THIS---SECTION---AND---IF---CERTIFICATES---ISSUED---BY---THE---U.S. DEPARTMENT---OF---LABOR---ARE---NOT---APPLICABLE,---THE---FOLLOWING AGENCIES---ARE---EXEMPT---FROM---THE---WAGE---AND---HOUR---LAW---AS---TO~~