

THE MONTGOMERY COMMISSION AND THE EMPLOYEE ORGANIZATION SHALL SHARE THE COST OF ANY UNFAIR LABOR PRACTICE PROCEEDING EQUALLY.

(H) ACTION TO ENFORCE THE ORDER.

IF THE PARTY FOUND TO HAVE COMMITTED THE UNFAIR LABOR PRACTICE FAILS OR REFUSES TO COMPLY WITH THE LABOR RELATIONS ADMINISTRATOR'S DECISION, THE CHARGING PARTY MAY FILE AN ACTION TO ENFORCE THE ORDER WITH THE CIRCUIT COURT FOR A COUNTY IN WHICH ANY OF THE INVOLVED EMPLOYEES WORK.

REVISOR'S NOTE: Subsections (a) through (c)(1) and (d) through (h) of this section are new language derived without substantive change from former Art. 44A, § 2-106(u).

Subsection (c)(2) of this section is new language added to state expressly what was only implied in the former law – that the labor relations administrator is required to hold a hearing and make certain findings and conclusions.

In subsection (c)(1) of this section, the references to “the party” are substituted for the former reference to “the Commission and the employee organization” to conform to the terminology used in subsection (b) of this section and to avoid the erroneous implication that the Commission and the employee organization must jointly ask the labor relations administrator to hold a hearing.

In subsection (d) of this section, the former reference to “the provisions of” subsection (d)(3) of this section is deleted as surplusage.

The Housing and Community Development Article Review Committee notes, for consideration by the General Assembly, that subsection (e) of this section indicates that a decision of the labor relations administrator may be appealed, but the subsection does not identify the body to which an appeal may be taken.

In subsection (h) of this section, the former reference to the administrator's decision “in whole or in part” is deleted as surplusage.

Defined terms: “County” § 12-101
 “Montgomery Commission” § 16-101

16-319. PERSONAL OPINIONS.

(A) SCOPE.

THIS SECTION APPLIES TO THE EXPRESSION OF ANY PERSONAL VIEW, ARGUMENT, OR OPINION OR THE MAKING OF ANY PERSONAL STATEMENT THAT:

- (1) DOES NOT CONTAIN A THREAT OF REPRISAL, FORCE, OR PROMISE OF BENEFIT;
- (2) WAS NOT MADE UNDER COERCIVE CONDITIONS; AND