

EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, IF A COUNTRY CLUB THAT MEETS THE QUALIFICATIONS OF § 8-212 OF THIS SUBTITLE ALLOWS OR PRACTICES DISCRIMINATION BASED ON RACE, COLOR, CREED, SEX, OR NATIONAL ORIGIN IN GRANTING MEMBERSHIP OR GUEST PRIVILEGES, THE COUNTRY CLUB MAY NOT MAKE AN AGREEMENT UNDER THIS SUBTITLE.

(B) EXCEPTIONS.

IF THE FACILITIES OF A COUNTRY CLUB THAT MEETS THE QUALIFICATIONS OF § 8-212 OF THIS SUBTITLE ARE OPERATED WITH THE PRIMARY PURPOSE OF SERVING OR BENEFITING MEMBERS OF A PARTICULAR SEX OR IF THE COUNTRY CLUB EXCLUDES CERTAIN SEXES ON SPECIFIC DAYS OR AT SPECIFIC TIMES ON THE BASIS OF SEX, THE COUNTRY CLUB DOES NOT DISCRIMINATE UNDER SUBSECTION (A) OF THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from the second and fourth sentences of former Art. 81, § 19(e)(4)(i).

In this section, the references to a country club "that meets the qualifications of § 8-212 of this subtitle" are added for clarity.

In subsection (a) of this section, the reference to the exception in "subsection (b) of this section" is added for clarity.

Also in subsection (a) of this section, the phrase "may not make an agreement under this subtitle" is substituted for the former phrase "in order to qualify under this section", for clarity.

In subsection (b) of this section, the former reference to the Attorney General determining the primary purpose is deleted as unnecessary in light of § 8-215(a) of this subtitle.

8-215. SAME -- DETERMINATION OF DISCRIMINATION AND CONSENT AGREEMENTS.

(A) DETERMINATION BY ATTORNEY GENERAL.

AFTER HOLDING A HEARING FOR A COUNTRY CLUB, THE ATTORNEY GENERAL SHALL DETERMINE IF THE COUNTRY CLUB PRACTICES DISCRIMINATION.

(B) HEARING AND CONSENT AGREEMENT.

IF THE ATTORNEY GENERAL FINDS EVIDENCE OF A PATTERN OF DISCRIMINATION, THE ATTORNEY GENERAL SHALL MAKE A CONSENT AGREEMENT WITH THE COUNTRY CLUB TO END THE DISCRIMINATION.

(C) ORDER WHERE DISCRIMINATION FOUND.