

generally relating to subpoenas in wage and hour investigations.

BY repealing and reenacting, with amendments,

Article 100 - Work, Labor and Employment
Section 84
Annotated Code of Maryland
(1985 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 100 - Work, Labor and Employment

84.

(A) The Commissioner or his THE COMMISSIONER'S authorized representative shall have the authority and it shall be his duty to vigorously enforce the policies of this subtitle. He THE COMMISSIONER shall:

(1) Investigate and ascertain the wages of persons employed in any occupation in the State;

(2) Enter and inspect the place of business or employment of any employer of employees in any occupation in the State, covered by this subtitle, for the purpose of examining and inspecting any records of any such employer pertaining only to wages and hours of employees, and make a copy thereof; and question such employees for the purpose of ascertaining whether the provisions of this subtitle and the regulations issued thereunder have been and are being complied with; and require that such employer certify as to the truthfulness of any record or records so copied and sign the same, or, at the option of such employer require that he THE EMPLOYER submit a full and complete statement or statements in writing with respect to wages, hours, names and addresses of such employees upon forms provided or approved by the Commissioner. Any record or records and any statement or statements so obtained shall remain confidential, except for the Commissioner, members of the committee or for court purposes.

(B) (1) UPON RECEIPT OF A WRITTEN COMPLAINT, THE COMMISSIONER MAY REQUIRE, BY SUBPOENA, THE ATTENDANCE AND TESTIMONY OF WITNESSES OR THE PRODUCTION OF DOCUMENTARY EVIDENCE RELATING TO THE SUBJECT MATTER OF THE COMPLAINT.

(2) THE SUBPOENA APPLICATION SHALL:

(1) BE IN WRITING, SIGNED, AND SWORN TO BY THE APPLICANT;