

(iv) 1. obtains, offers to obtain, or attempts to obtain an alien labor certification or immigrant visa for an individual; and

2. participates directly or indirectly in the recruitment or supply of an individual who resides outside of the continental United States for employment in the continental United States.

(2) "Employment agency" does not include a person who merely:

(i) conducts a business that directly employs individuals to provide part-time or temporary services to another person;

(ii) as a lawyer, directly obtains an immigrant visa for an individual; or

(iii) conducts a business that:

1. receives a fee that is paid wholly by an employer;

2. does not collect money from an individual seeking employment; and

3. does not require an individual seeking employment to make a contract.

[(e) "Employment counselor" means an individual who, as an employee of an employment agency, counsels, interviews, or otherwise confers with a client or acts as a placement director or placement manager.

(f) "Licensed employment agency" means a person who is licensed by the Commissioner to do business as an employment agency.]

9-102.

This title does not apply to:

(1) a charitable, educational, fraternal, or religious organization that does not charge a fee for its services other than ordinary dues for membership;

(2) a labor organization while obtaining or attempting to obtain employment for a member of the organization; or

(3) an organization of employers while obtaining or attempting to obtain help for a member of the organization.

9-201.

The Commissioner may delegate any power or duty of the Commissioner under this title.

9-202.

The Commissioner shall pay all money collected under this title into the General Fund of the State.