

(3) ENFORCE SUBTITLE 4 OF THIS TITLE.

(B) SUSPENSION OF ENFORCEMENT.

IF THE GOVERNOR DECLARES AN EMERGENCY OR DISASTER, THEN, WITH THE CONSENT OF THE GOVERNOR, THE COMMISSIONER MAY SUSPEND ENFORCEMENT OF ANY PROVISION OF SUBTITLE 2 OF THIS TITLE UNTIL THE EMERGENCY OR DISASTER ENDS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 100, §§ 6 and 7(a), the first and second clauses of § 55C(a), and, except for the reference to an "authorized representative", the first sentence of § 84(a).

In subsection (a)(2) of this section, the former duty to "administer" Subtitle 3 is deleted as included in the broader duty to "carry out" the Subtitle.

In subsection (a)(3) of this section, the duty to enforce "Subtitle 4" is substituted for the former duty to enforce "the policies of" the subtitle, to conform to § 3-402 of this title. See the revisor's note to that section.

In subsection (b) of this section, the word "major", which formerly modified the word "disaster", is deleted as surplusage.

The third and fourth clauses of former Art. 100, § 55C(a), which made the duty to administer Subtitle 3 applicable "when he first has reason to believe a violation exists under this subsection", are deleted as misleading to the extent that the former clauses seemed to impose a specific time limit and as unnecessary if the Commissioner is under a continuous duty to carry out Subtitle 3 of this title.

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, the absence of an express statement of responsibility for enforcement of the provisions of Subtitles 5 through 7 of this title. Powers and duties imposed on the Commissioner with respect to some of those provisions suggest that the General Assembly intended for the Commissioner to be responsible for enforcement. See, e.g., § 3-103 of this subtitle.

Defined term: "Commissioner" § 3-101

3-103. INVESTIGATIONS.

(A) SUBTITLE 2.

THE COMMISSIONER MAY CONDUCT AN INVESTIGATION UNDER SUBTITLE 2 OF THIS TITLE, ON THE COMMISSIONER'S OWN INITIATIVE OR MAY REQUIRE A WRITTEN COMPLAINT.

(B) SUBTITLE 4.