

## (IV) A MUNICIPAL GOVERNMENT IN THE STATE.

(2) "EMPLOYER" INCLUDES A PERSON WHO ACTS DIRECTLY OR INDIRECTLY IN THE INTEREST OF ANOTHER EMPLOYER WITH AN EMPLOYEE.

REVISOR'S NOTE: Paragraph (1)(i) of this subsection is new language derived without substantive change from the second sentence of former Art. 100, § 55A, except the word "lawful", and revised as part of the definition of "employer" for consistency with other subtitles of this title, which contain virtually identical definitions. The second sentence of former § 55A was worded as a statement of scope for "[t]his provision", which literally could be read to mean only the first sentence of former § 55A. However, that sentence stated the fundamental prohibition against discrimination, on which all of the other provisions of this subtitle are based. See § 3-304(a) of this subtitle.

Paragraphs (1)(ii) through (iv) and (2) of this subsection are new language derived without substantive change from former Art. 100, § 55B(b).

In paragraph (1)(i) of this subsection, the reference to any "other enterprise" is added to conform to former Art. 100, § 55B(a), which defined "employee" by a similar list. In light of this addition, former § 55B(a), other than the word "lawful", is deleted as unnecessary and as misleading, since former § 55B(a) failed to refer to governmental employees.

In paragraph (1)(ii) and (iii) of this subsection, the reference to "units" is substituted for the former reference to "their subdivisions", since the specific reference to counties and municipal governments suggests that the former words "their subdivisions" meant agencies.

In paragraph (2) of this subsection, the words "natural or artificial", which formerly modified the term "person", are deleted as surplusage in light of the definition of "person".

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that, even when the term "political subdivision" is used, the status of special taxing districts is unclear. If the General Assembly intended to cover these districts, the General Assembly may wish to substitute the defined term "governmental unit" for the lists in paragraph (ii) through (iv) of this section.

Defined terms: "County" § 1-101  
"Person" § 1-101

## (C) WAGE.

(1) "WAGE" MEANS ALL COMPENSATION FOR EMPLOYMENT.

(2) "WAGE" INCLUDES BOARD, LODGING, OR OTHER ADVANTAGE PROVIDED TO AN EMPLOYEE FOR THE CONVENIENCE OF THE EMPLOYER.