

Also in item (5) of this section, the former reference to enforcement of "regulations" is deleted as included in the reference to enforcement of this "subtitle".

As to specific requirements for recordkeeping by a farm labor contractor, see § 7-404 of this article.

Defined terms: "Commissioner" § 3-101

"Employer" § 3-401

3-425. INSPECTION OF WAGE RECORDS.

(A) REQUIRED.

THE COMMISSIONER SHALL ENTER A PLACE OF EMPLOYMENT TO:

(1) QUESTION EMPLOYEES TO DETERMINE WHETHER AN EMPLOYER HAS BEEN AND IS COMPLYING WITH THIS SUBTITLE AND REGULATIONS ADOPTED TO CARRY OUT THIS SUBTITLE;

(2) INSPECT AND COPY EACH RECORD THAT AN EMPLOYER KEEPS ON WAGES AND HOURS OF EMPLOYEES; AND

(3) REQUIRE EACH EMPLOYER:

(I) TO ATTEST TO THE TRUTHFULNESS OF EACH RECORD THAT IS COPIED AND TO SIGN THE COPY; OR

(II) AT THE OPTION OF THE EMPLOYER, TO SUBMIT A COMPLETE, WRITTEN STATEMENT ABOUT THE WAGES, HOURS, NAME, AND ADDRESS OF EACH EMPLOYEE, ON FORMS THAT THE COMMISSIONER PROVIDES OR APPROVES.

(B) CONFIDENTIALITY.

EACH RECORD OR STATEMENT THAT THE COMMISSIONER OR AN AUTHORIZED REPRESENTATIVE OF THE COMMISSIONER OBTAINS UNDER SUBSECTION (A) OF THIS SECTION IS CONFIDENTIAL AND MAY BE SHOWN ONLY TO THE COMMISSIONER, A COURT, OR A MEMBER OF THE COMMITTEE.

REVISOR'S NOTE: This section is new language derived without substantive change from the third sentence and item (2) of the second sentence of former Art. 100, § 84(a).

Subsection (a) of this section is revised to clarify that the Commissioner questions employees and obtains the statements of employers after entry into the place of employment and that entry under this section is only for those purposes. Therefore, in the introductory language of subsection (a) of this section, the former duty to "inspect" the place of employment is deleted as