

AN EMPLOYEE WHOM A HEARING UNDER THIS SECTION AFFECTS OR A REPRESENTATIVE OF THE EMPLOYEE MAY PARTICIPATE AS A PARTY IN A HEARING UNDER THIS SECTION.

(C) APPLICATION OF CONTESTED CASE PROVISIONS.

THE COMMISSIONER SHALL GIVE NOTICE AND HOLD A HEARING UNDER THIS SUBTITLE IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(D) PLACE.

(1) AN EMPLOYER MAY CHOOSE WHETHER A HEARING UNDER THIS SECTION IS TO BE HELD IN:

(I) BALTIMORE CITY;

(II) THE COUNTY WHERE THE VIOLATION ALLEGEDLY OCCURRED, IN AN OFFICE THAT THE COUNTY PROVIDES; OR

(III) AN OFFICE THAT THE COMMISSIONER HAS DESIGNATED AS A REGIONAL OFFICE.

(2) THE EMPLOYER SHALL INDICATE THE CHOICE IN THE REQUEST FOR A HEARING.

(E) HEARING EXAMINER.

(1) WHEN THE COMMISSIONER APPOINTS A HEARING EXAMINER TO HOLD A HEARING UNDER THIS SECTION, THE EXAMINER SHALL PREPARE A RECORD THAT INCLUDES TESTIMONY.

(2) A REPORT THAT A HEARING EXAMINER SUBMITS SHALL BECOME A FINAL ORDER OF THE COMMISSIONER UNLESS, WITHIN 15 WORK DAYS AFTER SUBMISSION OF THE REPORT:

(I) THE COMMISSIONER ORDERS A REVIEW OF THE PROCEEDING; OR

(II) AN EMPLOYEE, REPRESENTATIVE OF AN EMPLOYEE, OR EMPLOYER WHOM THE REPORT AFFECTS SUBMITS TO THE COMMISSIONER A WRITTEN REQUEST FOR A REVIEW OF THE PROCEEDING.

(F) ORDER OF COMMISSIONER ON CITATION OR PENALTY.

(1) AFTER REVIEW OF A PROCEEDING UNDER SUBSECTION (E) OF THIS SECTION, WITH OR WITHOUT A HEARING, THE COMMISSIONER SHALL PASS AN ORDER THAT, ON THE BASES OF FINDINGS OF FACT, AFFIRMS, MODIFIES, OR VACATES THE CITATION OR PROPOSED PENALTY OR DIRECTS OTHER APPROPRIATE RELIEF.