

of licenses. Although former Art. 100, § 80E(a) — now § 7-308 of this subtitle — referred to refusal to “renew” and refused “renewal” of a certificate of registration — now a license — the Commissioner of Labor and Industry uses a single application form and conducts a similar investigation, whether the applicant is seeking an initial license or has held a license the previous year. As part of the application, the applicant is required to furnish the Commissioner with the names of agricultural operations that the applicant will be working for, information that, in practice, the applicant usually does not have at the time a previous license expires. Since the process and the fees are identical whether an applicant seeks an initial license or whether the applicant held a license previously, the Committee chose not to include a renewal scheme. The Commissioner does send out notices to individuals who were licensed the previous year.

Defined term: “License” § 7-101

#### 7-307. DISPLAY OF LICENSE.

WHILE A LICENSEE IS PERFORMING A FARM LABOR CONTRACTING SERVICE IN THE STATE, THE LICENSEE SHALL:

- (1) CARRY THE LICENSE; AND
- (2) SHOW THE LICENSE:

(I) TO EACH PERSON WITH WHOM THE LICENSEE INTENDS TO DEAL AS A FARM LABOR CONTRACTOR; AND

(II) ON REQUEST, TO AN AUTHORIZED EMPLOYEE OR OFFICIAL OF THE STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 100, § 80B(a)(2).

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that item (2)(i) of this section almost seems to require a licensee to display a license on the licensee's person. Under federal law, a farm labor contractor is required to show a certificate of registration only “upon request”. See 29 U.S.C. § 1811(c). The Committee also notes that, although Subtitle 4 of this title includes the provisions on disclosures to migrant agricultural workers, the broad reference in item (2)(i) to each person “with whom the licensee intends to deal as a farm labor contractor” arguably requires disclosure *i.e.*, presentation of the license to migrant agricultural workers.

As to the substitution of the term “license” for the former references to a “certificate of registration”, see the General Revisor's Note to this title.