

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that item (3) of this section does not seem to be as broad as § 7-401 of this subtitle, which, e.g., also requires disclosures about insurance.

Defined terms: "Agricultural operation" § 7-101

"Farm labor contractor" § 7-101

"Migrant agricultural worker" § 7-101

"Perform a farm labor contracting service" § 7-101

#### 7-403. RECORDS OF WAGES.

##### (A) AUTHORITY TO REQUIRE.

THE COMMISSIONER MAY REQUIRE, BY REGULATION, A FARM LABOR CONTRACTOR TO KEEP RECORDS OF:

(1) WAGES OWED TO EACH MIGRANT AGRICULTURAL WORKER FOR AGRICULTURAL WORK PERFORMED IN THE STATE; AND

(2) WAGES PAID TO EACH MIGRANT AGRICULTURAL WORKER FOR AGRICULTURAL WORK PERFORMED IN THE STATE.

##### (B) COMPLIANCE WITH REQUIREMENTS.

A FARM LABOR CONTRACTOR SHALL KEEP ALL OF THE RECORDS REQUIRED UNDER SUBSECTION (A) OF THIS SECTION EVEN IF THE FARM LABOR CONTRACTOR IS NOT RESPONSIBLE FOR PAYING A MIGRANT AGRICULTURAL WORKER.

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

In subsection (b) and the introductory language of subsection (a) of this section, the former word "maintain" is deleted as unnecessary, in light of the broad word "keep".

In subsections (a)(1) and (2) and (b) of this section, the defined term "migrant agricultural worker" is substituted for the former word "worker", for consistency and clarity. Similarly, in subsection (a)(1) of this section, the defined term "agricultural work" is substituted for the former word "work".

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that this section seems to require each farm labor contractor to keep records for each migrant agricultural worker in the State. The General Assembly may wish to limit the requirement to those migrant agricultural workers whom a farm labor contractor recruits, employs, provides, or transports for agricultural work or for whom a farm labor contractor provides housing.