

Maryland Human Relations Commission, administrative and civil relief for certain acts of discrimination, and the waiver of sovereign immunity.

BY repealing and reenacting, with amendments,  
Article 49B – Human Relations Commission  
Section 11(e)(6), 11A, 11B, 11D, and 17A  
Annotated Code of Maryland  
(2003 Replacement Volume and 2007 Supplement)

BY adding to  
Article 49B – Human Relations Commission  
Section 17B  
Annotated Code of Maryland  
(2003 Replacement Volume and 2007 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article 49B – Human Relations Commission**

11.

(e) (6) [In case of an award of] **IF** back pay **IS AWARDED** under paragraph (3) of this subsection, interim [earning] **EARNINGS** or amounts [earned] **EARNABLE** with reasonable diligence by the person or persons discriminated against shall operate to reduce the back pay otherwise allowable.

11A.

(a) (1) When a complaint is filed under § 11 of this subtitle, a complainant **OR RESPONDENT** may elect to have the claims asserted in the complaint determined in a civil action brought by the Commission on the complainant's behalf, if:

(i) The Commission finds the respondent has engaged in, or is engaging in a discriminatory act; and

(ii) There is a failure to reach an agreement for the remedy and elimination of the discriminatory act.

(2) The election authorized under paragraph (1) of this subsection shall be made not later than 30 days after the complainant or respondent receives service under § 11(a)(2) of this subtitle.