
By: **Delegates Rosenberg, Mandel, and Patterson**
Introduced and read first time: February 13, 2004
Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Human Relations Commission - State Violations of Federal Laws -**
3 **Enforcement by Aggrieved Individuals in State Courts**

4 FOR the purpose of authorizing certain individuals to seek and enforce their rights
5 against the State as provided by certain federal laws; authorizing certain
6 individuals who claim to be aggrieved by an alleged violation of certain federal
7 laws by the State to bring a civil action against the State in a certain court for
8 certain legal, equitable, or other relief; providing that the State consents to be
9 sued in a certain court by certain individuals; providing for the application of
10 this Act; and generally relating to the right to sue the State for violations of
11 certain federal laws.

12 BY adding to
13 Article 49B - Human Relations Commission
14 Section 7(c)
15 Annotated Code of Maryland
16 (2003 Replacement Volume)

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

19 **Article 49B - Human Relations Commission**

20 7.

21 (C) (1) THIS SUBSECTION APPLIES TO ANY PERSON SEEKING TO ENFORCE
22 RIGHTS OR OBTAIN REMEDIES AFFORDED BY THE FEDERAL LAWS DESCRIBED IN
23 PARAGRAPH (2) OF THIS SUBSECTION.

24 (2) A PERSON CLAIMING TO BE AGGRIEVED BY AN ALLEGED VIOLATION
25 BY THE STATE OF THE FEDERAL AGE DISCRIMINATION IN EMPLOYMENT ACT, THE
26 FEDERAL AMERICANS WITH DISABILITIES ACT OF 1990, THE FEDERAL FAMILY AND
27 MEDICAL LEAVE ACT OF 1993, THE FEDERAL FAIR LABOR STANDARDS ACT, OR THE
28 FEDERAL EQUAL PAY ACT OF 1963 MAY BRING A CIVIL ACTION AGAINST THE STATE

1 IN A STATE COURT OF COMPETENT JURISDICTION FOR ANY LEGAL, EQUITABLE, OR
2 OTHER RELIEF AVAILABLE UNDER THE APPLICABLE FEDERAL ACT.

3 (3) THE STATE CONSENTS TO BE SUED IN A STATE COURT OF
4 COMPETENT JURISDICTION BY A PERSON WHO BRINGS A CIVIL ACTION AGAINST THE
5 STATE UNDER THIS SUBSECTION.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to
7 causes of action arising on or after the effective date of this Act.

8 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 June 1, 2004.