

# SENATE BILL 916

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7lr2873  
CF 7lr2872

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By: **Senators Rosapepe and Peters**

Introduced and read first time: February 23, 2007

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Labor and Employment – Scheduled Pay**

3 FOR the purpose of requiring employees who report to work at the request of an  
4 employer, and are not offered work, to be compensated a certain amount;  
5 authorizing a certain employee to bring a certain action; requiring a circuit  
6 court to award reasonable attorney's fees and costs to a prevailing employee;  
7 authorizing a circuit court to award certain remedies to a prevailing employee;  
8 specifying that no criminal penalties may be imposed under certain  
9 circumstances; and generally relating to payment for scheduled work.

10 BY adding to

11 Article – Labor and Employment

12 Section 3–710

13 Annotated Code of Maryland

14 (1999 Replacement Volume and 2006 Supplement)

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

17 **Article – Labor and Employment**

18 **3–710.**

19 (A) AN EMPLOYEE WHO REPORTS TO WORK AT THE REQUEST OF THE  
20 EMPLOYEE'S EMPLOYER AND IS NOT OFFERED WORK BY THE EMPLOYER SHALL  
21 BE COMPENSATED AT THE EMPLOYEE'S REGULAR HOURLY RATE FOR THE

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 GREATER OF THE EMPLOYEE'S SCHEDULED HOURS OF WORK FOR THE DAY AND  
2 4 HOURS.

3 (B) AN EMPLOYEE MAY BRING A CIVIL ACTION AGAINST AN EMPLOYER  
4 IN A CIRCUIT COURT OF COMPETENT JURISDICTION TO ENFORCE THE  
5 PROVISIONS OF SUBSECTION (A) OF THIS SECTION.

6 (C) (1) THE CIRCUIT COURT SHALL AWARD TO A PREVAILING  
7 EMPLOYEE ALL REASONABLE ATTORNEY'S FEES AND COSTS.

8 (2) THE CIRCUIT COURT MAY AWARD TO A PREVAILING  
9 EMPLOYEE INJUNCTIVE RELIEF, BACK PAY, AND ANY OTHER REMEDY PROVIDED  
10 BY LAW OR IN EQUITY.

11 (D) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NO CRIMINAL  
12 PENALTIES MAY BE IMPOSED FOR A VIOLATION OF SUBSECTION (A) OF THIS  
13 SECTION.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 2007.