

# HOUSE BILL 579

K3

4lr1303

---

By: **Delegates Kramer, Barkley, Fraser-Hidalgo, A. Miller, Simmons, and Valderrama**

Introduced and read first time: January 29, 2014

Assigned to: Economic Matters

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Commissioner of Labor and Industry – Authority – Enforcement of Local**  
3 **Minimum Wage Laws**

4 FOR the purpose of requiring the Commissioner of Labor and Industry to enforce a  
5 local minimum wage law; specifying that the Commissioner has the same  
6 powers and duties in enforcing a local minimum wage law as the Commissioner  
7 has to enforce certain provisions of State law; authorizing the Commissioner, on  
8 the Commissioner's own initiative or on receipt of a written complaint, to  
9 investigate whether a local minimum wage law has been violated; authorizing  
10 the Commissioner to delegate any power or duty of the Commissioner under a  
11 certain provision of this Act; and generally relating to the authority of the  
12 Commissioner of Labor and Industry to enforce local minimum wage laws.

13 BY repealing and reenacting, with amendments,  
14 Article – Labor and Employment  
15 Section 3–102 and 3–104  
16 Annotated Code of Maryland  
17 (2008 Replacement Volume and 2013 Supplement)

18 BY adding to  
19 Article – Labor and Employment  
20 Section 3–103(i)  
21 Annotated Code of Maryland  
22 (2008 Replacement Volume and 2013 Supplement)

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

25 **Article – Labor and Employment**

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 3-102.

2 (a) In addition to any duties set forth elsewhere, the Commissioner shall:

3 (1) enforce Subtitle 2 of this title;

4 (2) carry out Subtitle 3 of this title;

5 (3) enforce Subtitle 4 of this title; [and]

6 (4) enforce Subtitle 9 of this title; **AND**

7 **(5) ENFORCE A LOCAL MINIMUM WAGE LAW.**

8 (b) If the Governor declares an emergency or disaster, then, with the consent  
9 of the Governor, the Commissioner may suspend enforcement of any provision of  
10 Subtitle 2 of this title until the emergency or disaster ends.

11 **(c) THE COMMISSIONER HAS THE SAME POWERS AND DUTIES IN**  
12 **ENFORCING A LOCAL MINIMUM WAGE LAW AS THE COMMISSIONER HAS IN**  
13 **ENFORCING SUBTITLE 4 OF THIS TITLE.**

14 3-103.

15 **(i) THE COMMISSIONER, ON THE COMMISSIONER'S OWN INITIATIVE OR**  
16 **ON RECEIPT OF A WRITTEN COMPLAINT, MAY CONDUCT AN INVESTIGATION OF**  
17 **WHETHER A LOCAL MINIMUM WAGE LAW HAS BEEN VIOLATED.**

18 3-104.

19 The Commissioner may delegate any power or duty of the Commissioner under  
20 **§ 3-102(C) OF THIS SUBTITLE AND** Subtitles 2, 4, 5, and 9 of this title.

21 **SECTION 2. AND BE IT FURTHER ENACTED,** That this Act shall take effect  
22 June 1, 2014.