

SENATE BILL 50

D5, P1, D3

(PRE-FILED)

4lr0507
CF HB 394

By: Senators Lam, Benson, ~~and Brooks~~ Brooks, Smith, Waldstreicher, Sydnor, West, Muse, Folden, James, Charles, Kelly, McKay, and Carter

Requested: August 15, 2023

Introduced and read first time: January 10, 2024

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 12, 2024

CHAPTER _____

1 AN ACT concerning

2 **Human Relations – Commission on Civil Rights – Appeal of Final Orders**

3 FOR the purpose of providing that a certain final order of the Commission on Civil Rights
4 on a complaint alleging a discriminatory act is appealable in accordance with the
5 Administrative Procedure Act; and generally relating to the Commission on Civil
6 Rights and appeals of final orders.

7 BY repealing and reenacting, without amendments,
8 Article – State Government
9 Section 20–101(a) through (d)
10 Annotated Code of Maryland
11 (2021 Replacement Volume and 2023 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – State Government
14 Section 20–1005(d)
15 Annotated Code of Maryland
16 (2021 Replacement Volume and 2023 Supplement)

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

19 **Article – State Government**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 20–101.

2 (a) In Subtitles 1 through 11 of this title the following words have the meanings
3 indicated.

4 (b) “Commission” means the Commission on Civil Rights.

5 (c) “Complainant” means a person that files a complaint alleging a discriminatory
6 act under this title.

7 (d) “Discriminatory act” means an act prohibited under:

8 (1) Subtitle 3 of this title (Discrimination in Places of Public
9 Accommodation);

10 (2) Subtitle 4 of this title (Discrimination by Persons Licensed or Regulated
11 by Maryland Department of Labor);

12 (3) Subtitle 5 of this title (Discrimination in Leasing of Commercial
13 Property);

14 (4) Subtitle 6 of this title (Discrimination in Employment);

15 (5) Subtitle 7 of this title (Discrimination in Housing); or

16 (6) Subtitle 8 of this title (Aiding, Abetting, or Attempting Discriminatory
17 Act; Obstructing Compliance).

18 20–1005.

19 (d) (1) If there is a finding of no probable cause to believe that a discriminatory
20 act has been or is being committed, the complainant may file a request for reconsideration
21 of the finding in accordance with the Commission’s regulations.

22 (2) Unless the U.S. Equal Employment Opportunity Commission has
23 jurisdiction over the subject matter of the complaint, a denial of a request for
24 reconsideration of a finding of no probable cause by the Commission is a final order
25 appealable [to the circuit court] as provided in [§ 10–222 of this article] **THE**
26 **ADMINISTRATIVE PROCEDURE ACT.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2024.