

In subsections (a) and (b) of this section, the former reference to an "authorized representative" of the Commissioner is deleted as unnecessary in light of § 9-201 of this subtitle, which provides for delegation. Similarly, in subsection (a) of this section, the former power to "cause [depositions] to be taken" is deleted.

Defined term: "Commissioner" § 9-101

9-204. ADOPTION OF REGULATIONS.

(A) IN GENERAL.

AFTER A PUBLIC HEARING, THE COMMISSIONER MAY ADOPT REGULATIONS TO REGULATE EMPLOYMENT AGENCIES.

(B) ADVANCE FEES.

THE COMMISSIONER MAY ADOPT REGULATIONS TO ALLOW AN EMPLOYMENT AGENCY TO COLLECT AN ADVANCE FEE FOR OBTAINING, ATTEMPTING TO OBTAIN, OR OFFERING TO OBTAIN AN ALIEN LABOR CERTIFICATION OR IMMIGRANT VISA.

(C) NOTICE OF HEARING.

(1) AT LEAST 30 DAYS BEFORE A HEARING UNDER THIS SECTION, THE COMMISSIONER SHALL MAIL TO EACH LICENSED EMPLOYMENT AGENCY NOTICE OF THE HEARING.

(2) AT LEAST 10 DAYS BEFORE A HEARING UNDER THIS SECTION, THE COMMISSIONER SHALL PUBLISH NOTICE OF THE HEARING AT LEAST ONCE IN A NEWSPAPER THAT THE COMMISSIONER CHOOSES.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 165, and, as it related to the power of the Commissioner to adopt regulations, § 167(g).

In subsection (a) of this section, the phrase "in like manner to repeal or amend such regulations from time to time" is deleted as included in the power to adopt regulations. See SG § 10-101(e), which defines "regulation" to include "an amendment or repeal".

Also in subsection (a) of this section, the former words "not inconsistent with the provisions of this subtitle" are deleted as surplusage.

In subsection (b) of this section, the reference to collecting an advance fee "for obtaining, attempting to obtain, or offering to obtain an alien labor certification or immigrant visa" is substituted for the former reference to "visa service employment agencies" to incorporate the substance of the former definition of "visa service employment agency" since the former definition has been incorporated into the defined term "employment agency". See the revisor's note to § 9-101(d) of this title.