

Subsection (b) of this section is standard language added to demonstrate clearly the intended application of the referenced subtitle to administrative hearings under this section.

Subsection (c) of this section is new language derived without substantive change from the first sentence of former Art. 56, § 168A, as that sentence related to administering oaths. It is rephrased in standard language.

Subsection (d) of this section is standard language added to clarify that, after an accused person has been given proper notice, the Commissioner may proceed with a hearing even if the person fails to appear.

The introductory exception of subsection (a) of this section, "[e]xcept as otherwise provided in Title 10, Subtitle 4 of the State Government Article", is added to clarify that the Commissioner may act summarily under certain circumstances. See SG § 10-405(b).

The express inclusion of the power to reprimand a licensee in § 9-310 of this subtitle, when read with this section, results in new express requirements that a hearing be held before the Board may reprimand a licensee and, consequently, that the review procedures of § 9-209 of this title be available to the licensee after a final Board decision to reprimand. This change is made to conform to other occupational board provisions found throughout the Code and to meet fundamental requirements of fairness.

As to the power of the Commissioner to issue subpoenas for the attendance of witnesses to testify or to produce evidence, see § 9-203(b) of this title.

Defined terms: "Commissioner" § 9-101

"License" § 9-301

"Person" § 1-101

9-312. RECORDS.

EACH EMPLOYMENT AGENCY SHALL KEEP, ON A FORM THAT THE COMMISSIONER APPROVES, A DETAILED RECORD OF:

- (1) EACH JOB ORDER FROM AN EMPLOYER; AND
- (2) EACH REFERRAL THAT THE EMPLOYMENT AGENCY MAKES ON A JOB ORDER.

REVISOR'S NOTE: This section is new language derived without substantive change from the second sentence of former Art. 56, § 166(a).

Defined terms: "Commissioner" § 9-101

"Employment agency" § 9-101

9-313. ADVERTISEMENTS.

- (A) RECORD REQUIRED.