

IN EACH CONTRACT BETWEEN AN EMPLOYMENT AGENCY AND A CLIENT, THE EMPLOYMENT AGENCY SHALL STATE, IN THE WAY THE COMMISSIONER REQUIRES, THE FEE THAT THE EMPLOYMENT AGENCY CHARGES THE CLIENT FOR PLACEMENT BY THE EMPLOYMENT AGENCY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 166(c) and (f) and the seventh and eighth sentences of § 164.

In subsection (a) of this section, the reference to a "licensed employment agency" is substituted for the former reference to an "agency" to clarify that this provision clearly was meant to apply only to the holder of a license to do business as an employment agency.

In subsection (b) of this section, the introductory phrase "[i]n a contract between an employment agency and a client" is added for clarity.

Defined terms: "Client" § 9-101

"Commissioner" § 9-101

"Employment agency" § 9-101

"Licensed employment agency" § 9-101

9-315. TEMPORARY PLACEMENT FEES.

(A) CLIENT NOT AT FAULT.

IF, WITHIN 90 DAYS AFTER A CLIENT STARTS A JOB, THE CLIENT IS DISCHARGED THROUGH NO FAULT OF THE CLIENT OR LEAVES THE JOB VOLUNTARILY WITH JUST CAUSE, AN EMPLOYMENT AGENCY MAY CHARGE THE CLIENT A TEMPORARY PLACEMENT FEE OF UP TO THE LESSER OF:

(1) 20% OF THE TOTAL COMPENSATION THE CLIENT RECEIVED;

OR

(2) 75% OF THE PERMANENT PLACEMENT FEE FOR THE SAME

JOB.

(B) CLIENT AT FAULT.

IF, WITHIN 90 DAYS AFTER A CLIENT STARTS A JOB, THE CLIENT IS DISCHARGED FOR CAUSE OR LEAVES THE JOB VOLUNTARILY WITHOUT JUST CAUSE, AN EMPLOYMENT AGENCY MAY CHARGE THE CLIENT A TEMPORARY PLACEMENT FEE OF UP TO 75% OF THE PERMANENT PLACEMENT FEE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 166(d) and (e).

Defined terms: "Client" § 9-101

"Employment agency" § 9-101