

HOUSE BILL 394

D5, P1, D3

4lr1800
CF SB 50

By: **Delegates Guzzone, Hill, Simpson, and Watson**

Introduced and read first time: January 17, 2024

Assigned to: Health and Government Operations

A BILL ENTITLED

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**

20 20–101.

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

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

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

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

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

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

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

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

20–1005.

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

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

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