

Bill No.: _____

Requested: _____

Committee: _____

Drafted by: Carter

Typed by: Elise

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Proofread by _____

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By: **Prince George’s County Delegation and Montgomery County Delegation**

A BILL ENTITLED

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission – Discrimination – Prohibited**

3 **PG/MC 103–20**

4 FOR the purpose of prohibiting the Washington Suburban Sanitary Commission from
5 discriminating against a person on the basis of genetic information or the presence
6 of children; requiring that a certain nondiscrimination provision in contracts entered
7 into by the Commission prohibit certain discrimination based on genetic information;
8 defining a certain term; and generally relating to prohibiting discrimination by the
9 Washington Suburban Sanitary Commission and to nondiscrimination provisions in
10 contracts entered into by the Commission.

11 BY repealing and reenacting, with amendments,
12 Article – Public Utilities
13 Section 16–101, 17–402, and 17–402.1
14 Annotated Code of Maryland
15 (2010 Replacement Volume and 2019 Supplement)

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

18 **Article – Public Utilities**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 16–101.

2 (a) In this division the following words have the meanings indicated.

3 (b) “Commission” means the Washington Suburban Sanitary Commission.

4 (c) “Commissioner” means a member of the Washington Suburban Sanitary
5 Commission.

6 (d) “County” means a county of the State or Baltimore City.

7 (e) “Hookup” means a connection between the plumbing on the owner’s property
8 and the Commission service connection.

9 (f) “Municipality” means a municipal corporation that is organized under Article
10 XI–E of the Maryland Constitution.

11 (g) “Person” means an individual, receiver, trustee, guardian, personal
12 representative, fiduciary, or representative of any kind and any partnership, firm,
13 association, corporation, or other entity.

14 (h) **“PRESENCE OF CHILDREN” MEANS THE REGULAR PRESENCE OF AN**
15 **INDIVIDUAL UNDER THE AGE OF 18 YEARS IN A PROPERTY SERVED OR TO BE SERVED**
16 **BY THE COMMISSION.**

17 (I) “Public roadway” means any State, county, or municipal street, road, alley, or
18 highway.

19 [(i)] (J) (1) “Sanitary district” means the Washington Suburban Sanitary
20 District, as described in Chapter 805 of the Acts of the General Assembly of 1981.

21 (2) “Sanitary district” does not include any special exemption provided for
22 by law.

23 [(j)] (K) “Service connection” means a lateral service line that is constructed by
24 the Commission from a Commission water or sewer main to a property line.

1 **[(k)] (L)** (1) Except as provided in paragraph (2) of this subsection, “state”
2 means:

3 (i) a state, possession, territory, or commonwealth of the United
4 States; or

5 (ii) the District of Columbia.

6 (2) When capitalized, “State” means Maryland.

7 17-402.

8 The Commission may not discriminate against a person on the basis of sex, race,
9 creed, color, age, mental or physical disability, sexual orientation, religion, marital status,
10 gender identity, **GENETIC INFORMATION, THE PRESENCE OF CHILDREN**, or national
11 origin.

12 17-402.1.

13 (a) (1) The Commission may not enter into a contract unless the contract
14 contains a provision obliging the contractor:

15 (i) not to discriminate in any manner against an employee or an
16 applicant for employment on the basis of sex, race, creed, color, age, mental or physical
17 disability, sexual orientation, religion, marital status, gender identity, **GENETIC**
18 **INFORMATION**, or national origin; and

19 (ii) to include a similar nondiscrimination provision in all
20 subcontracts.

21 (2) (i) If the nondiscrimination provision is omitted from a contract or
22 subcontract, the Commission shall provide the contractor a reasonable opportunity to cure
23 the defect, subject to this section.

24 (ii) If the contractor fails to cure the defect:

25 1. the Commission may declare the contract to be void; and

