

~~penalties for each day that the violation exists; providing for a certain investigation and for mediation of certain issues; providing that the Secretary of Economic and Community Development may petition an equity a court to enjoin certain actions that violate the Maryland Building Code for the Handicapped; and generally relating to penalties for violations of the Maryland Building Code for the Handicapped.~~

BY repealing and reenacting, with amendments,

Article 41 - Governor - Executive and Administrative  
Departments  
Section 257JK  
Annotated Code of Maryland  
(1982 Replacement Volume and 1984 Supplement)

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

Article 41 - Governor - Executive and Administrative  
Departments

257JK.

(A) (1) The Department of Economic and Community Development, or [the] AN appropriate division [thereof] OF THE DEPARTMENT, shall promulgate and adopt a State building code for the purpose of developing rules and regulations for making buildings and facilities accessible and usable by the physically handicapped to the extent feasible.

(2) The rules and regulations shall be developed in conjunction with the Governor's Committee for Employment of the Handicapped, the Maryland Rehabilitation Association, and the Maryland Society of Architects.

~~(3) -- IN -- ADDITION -- TO -- ANY -- OTHER -- PENALTY -- FOR -- A -- VIOLATION -- OF -- THE -- STATE -- BUILDING -- CODE -- FOR -- THE -- HANDICAPPED -- THE -- RULES -- AND -- REGULATIONS -- SHALL -- EMPOWER -- THE -- SECRETARY -- TO -- PETITION -- A -- COURT -- OF -- EQUITY -- TO -- ENJOIN -- THE -- CONSTRUCTION, -- RENOVATION -- OR -- OCCUPANCY -- OF -- A -- BUILDING -- OR -- FACILITY -- THAT -- VIOLATES -- THE -- MARYLAND -- BUILDING -- CODE -- FOR -- THE -- HANDICAPPED.~~

(3) (1) IN ADDITION TO ANY OTHER PENALTY FOR A VIOLATION OF THE STATE BUILDING CODE FOR THE HANDICAPPED, THE SECRETARY OF ECONOMIC AND COMMUNITY DEVELOPMENT SHALL INVESTIGATE TO DETERMINE THE EXISTENCE OF ANY VIOLATION.

(II) IF THE SECRETARY DETERMINES THAT A VIOLATION EXISTS, THE SECRETARY MAY RESOLVE ANY ISSUE IN THE VIOLATION BY INFORMAL METHODS OF MEDIATION AND CONCILIATION.