

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 1250

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Guns and Morhaim" and substitute "C. Davis, Guns, Morhaim, and Baldwin"; in line 3, strike "4-year" and substitute "4 and one-half year"; in line 17, after "program;" insert "requiring the Department of Agriculture to follow certain procedures when submitting an application to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services for a criminal history records check; requiring the Criminal Justice Information System Central Repository to provide certain criminal history information to the Department of Agriculture;".

AMENDMENT NO. 2

On page 2, in line 16, strike "4-YEAR".

On page 3, after line 2, insert:

"(2) REQUIRING THAT INDIVIDUALS WHO PARTICIPATE IN THE PILOT PROGRAM BY GROWING, HANDLING, TRANSPORTING, OR PROCESSING INDUSTRIAL HEMP BE LICENSED BY THE DEPARTMENT IN ACCORDANCE WITH § 9-805 OF THIS SUBTITLE;";

in lines 3 and 6, strike "(2)" and "(3)", respectively, and substitute "(3)" and "(4)", respectively; strike in their entirety lines 27 through 29, inclusive, and substitute:

"(B) (1) IN ORDER TO DETERMINE AN INDIVIDUAL'S ELIGIBILITY FOR A LICENSE UNDER THIS SECTION, THE DEPARTMENT SHALL:

(I) CONDUCT A BACKGROUND CHECK OF THE INDIVIDUAL; AND

(II) APPLY TO THE CRIMINAL JUSTICE INFORMATION SYSTEM

(Over)

CENTRAL REPOSITORY OF THE DEPARTMENT OF PUBLIC SAFETY AND
CORRECTIONAL SERVICES FOR A NATIONAL AND STATE CRIMINAL HISTORY
RECORDS CHECK OF THE INDIVIDUAL.

(2) AS PART OF THE APPLICATION FOR A CRIMINAL HISTORY
RECORDS CHECK, THE DEPARTMENT SHALL SUBMIT TO THE CRIMINAL JUSTICE
INFORMATION SYSTEM CENTRAL REPOSITORY:

(I) TWO COMPLETE SETS OF THE INDIVIDUAL'S LEGIBLE
FINGERPRINTS TAKEN ON FORMS APPROVED BY THE DIRECTOR OF THE CRIMINAL
JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY AND THE DIRECTOR OF THE
FEDERAL BUREAU OF INVESTIGATION;

(II) THE MANDATORY PROCESSING FEE REQUIRED BY THE
FEDERAL BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY
RECORDS CHECK; AND

(III) THE FEE AUTHORIZED UNDER ARTICLE 27, § 746(B)(8) OF THE
CODE FOR ACCESS TO MARYLAND CRIMINAL HISTORY RECORDS.

(3) IN ACCORDANCE WITH ARTICLE 27, §§ 742 THROUGH 755 OF THE
CODE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE INDIVIDUAL AND THE
DEPARTMENT THE INDIVIDUAL'S CRIMINAL HISTORY RECORD INFORMATION.

(4) INFORMATION OBTAINED FROM THE CRIMINAL JUSTICE
INFORMATION SYSTEM CENTRAL REPOSITORY UNDER THIS SUBSECTION SHALL BE:

(I) CONFIDENTIAL AND MAY NOT BE REDISSEMINATED; AND

(II) USED ONLY FOR THE PURPOSE AUTHORIZED BY THIS
SECTION.”;

and in line 30, strike “(B)” and substitute “(C)”.

AMENDMENT NO. 3

On page 4, in line 9, strike “and 2003” and substitute “2003, and 2004”; in line 17, after “years” insert “and 6 months”; and strike beginning with “June” in line 17 down through “30” in line 18 and substitute “December 31”.