



SYNOPSIS

Senate Bills and Joint Resolutions
2008 Maryland General Assembly Session

February 4, 2008
Schedule 19

SENATE BILLS INTRODUCED *February 1, 2008*

SB 515 Senator Raskin

PUBLIC SERVICE COMMISSION – BROADBAND INTERNET SERVICE

Requiring the Public Service Commission to adopt regulations requiring broadband providers to submit specified reports at specified times to the Commission on the deployment of specified broadband services to the public; specifying the required contents of the reports; requiring the Commission to publish the reports on the Commission's website; and defining specified terms.

EFFECTIVE OCTOBER 1, 2008

PUC, § 5-107 - added

Assigned to: Finance

SB 516 Senator Raskin, et al

FAMILY LAW – DENIAL OF PATERNITY, CUSTODY, AND VISITATION

Excluding as a father of a child a man who has committed a specified sexual crime against the child's mother for purposes of specified provisions relating to the paternity of a child in a guardianship or adoption proceeding under specified circumstances; requiring a court to consider a specified statement when making a specified finding; prohibiting a court from requiring publication of specified information under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2008

FL, §§ 5-306, 5-3A-06, 5-3B-05, and 9-101.2 - amended

Assigned to: Judicial Proceedings

Department of Legislative Services

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SB 517 **Senator Stone**INCOME TAX – PERSONAL EXEMPTIONS – INFLATION
ADJUSTMENT

Increasing the amount of specified exemptions allowed under the State income tax for specified taxable years by a specified cost-of-living adjustment.

EFFECTIVE JULY 1, 2008

TG, § 10-211(c) - added

Assigned to: Budget and Taxation

SB 518 **Senator Stone**

INCOME TAX – BRACKETS – INFLATION ADJUSTMENT

Increasing the State income tax rate bracket thresholds for specified taxable years by a specified cost-of-living adjustment.

EFFECTIVE JULY 1, 2008

TG, § 10-105(e) - added

Assigned to: Budget and Taxation

SB 519 **Senators Stone and Miller**EDUCATION – STUDENT WHO IS A VICTIM OF VIOLENT CRIME –
OPTION TO REQUIRE OFFENDER TO CHANGE SCHOOLS

Requiring the State Board of Education to adopt specified policies; requiring a local superintendent to provide specified notice to a student who is the victim of specified crimes or acts committed by another student upon a specified conviction or finding; requiring a local superintendent to transfer a specified student upon a specified determination; etc.

EFFECTIVE JULY 1, 2008

ED, § 7-303.1 - added

Assigned to: Education, Health, and Environmental Affairs

SB 520 **Senator DeGrange, et al**

MILITARY SERVICE CREDIT – ELIGIBILITY

Repealing limitations and exceptions for members of the State Retirement and Pension System receiving credit for military service credit.

EFFECTIVE JULY 1, 2008

SP, § 38-104 - amended

Assigned to: Budget and Taxation

SB 521 **Senator DeGrange, et al****JUNK DEALERS AND SCRAP METAL PROCESSORS – REQUIRED RECORDS**

Altering the requirements for records that junk dealers and scrap metal processors must keep for each purchase or sale of specified junk or scrap metal in the State; providing for the applicability of the record keeping requirements; providing for the form and contents of the records; requiring junk dealers and scrap metal processors who are residents of the State to keep the required records for a specified period of time; etc.

EFFECTIVE OCTOBER 1, 2008

BR, §§ 17-1001(e), 17-1010, and 17-1011 - amended and § 17-1001(g) - added

Assigned to: Finance

SB 522 **Senator DeGrange, et al****PUBLIC SAFETY – EMERGENCY MEDICAL SERVICES BOARD – MEMBERSHIP**

Increasing the membership of the State Emergency Medical Services Board by increasing the number of members who are from the public at large and by adding one member who is a helicopter pilot employed by the Department of State Police within the Aviation Division.

EFFECTIVE OCTOBER 1, 2008

ED, § 13-505 - amended

Assigned to: Finance

SB 523 **Senator Robey, et al****INHERITANCE TAX – EXEMPTIONS – DOMESTIC PARTNERS**

Providing an exemption from the inheritance tax for specified property that passes from a decedent to or for the use of a domestic partner of a decedent or to or for the use of a domestic partner of a child of the decedent or a domestic partner of a lineal descendant of a child of the decedent under specified circumstances; and providing an exemption from the inheritance tax under specified circumstances for specified amounts received by a decedent because the decedent was a domestic partner of a Holocaust victim.

EFFECTIVE JULY 1, 2008

TG, § 7-203(b) and (k) - amended

Assigned to: Budget and Taxation

SB 524 **Senator Stone, et al****CRIMINAL PROCEDURE – CRIMINAL INJURIES COMPENSATION BOARD – DELEGATION OF CONTESTED CLAIMS TO OFFICE OF ADMINISTRATIVE HEARINGS**

Repealing the authority of the Criminal Injuries Compensation Board to hear and determine claims, hold hearings, administer oaths, examine any person under oath, and issue subpoenas; authorizing the Board to tentatively determine a claim and request subpoenas for specified purposes; requiring the Secretary of Public Safety and Correctional Services to delegate the authority to conduct a hearing on a contested claim before the Board to the Office of Administrative Hearings; etc.

EFFECTIVE OCTOBER 1, 2008

CP, §§ 11-805, 11-814, and 11-815 - amended

Assigned to: Judicial Proceedings

SB 525 **Senator Stone, et al****CRIMINAL INJURIES COMPENSATION – CLAIMS BY VICTIMS**

Requiring the Criminal Injuries Compensation Board to reduce the amount of an award or deny a claim if the Board finds that the victim contributed to the victim's own injury under specified circumstances; modifying the applicable definition of "crime" to include specified offenses relating to the operation of a vehicle or vessel; modifying the applicable definition of "victim" to include a person who is a victim of trafficking or who was otherwise forced to participate in a crime or delinquent act; etc.

EFFECTIVE OCTOBER 1, 2008

CP, §§ 11-801, 11-808(a), 11-810(a) and (d), and 11-811(a)(1)(i) - amended

Assigned to: Judicial Proceedings

SB 526 **Senator Stone, et al****CRIMINAL PROCEDURE – RESTITUTION – PRIORITY TO VICTIMS**

Providing that payment of restitution to a victim has priority over any payments to any other person or governmental unit, subject to specified exceptions.

EFFECTIVE OCTOBER 1, 2008

CP, § 11-606 - amended

Assigned to: Judicial Proceedings

SB 527 **Chair, Budget and Taxation Committee****SPENDING MANDATE RELIEF ACT**

Altering a requirement that the State budget include an appropriation to pay rent to counties for space occupied by clerks of the circuit courts; altering the calculation of specified State aid to private institutions of higher education; altering the calculation of specified State aid to libraries; etc.

EFFECTIVE JULY 1, 2008

CJ, § 1-504 and ED, §§ 17-104(a), 23-205(c), and 23-503(b) - amended

Assigned to: Budget and Taxation

SB 528 **Senator Raskin****MARYLAND HUMAN RELATIONS COMMISSION –
ADMINISTRATIVE AND CIVIL RELIEF – WAIVER OF SOVEREIGN
IMMUNITY**

Establishing that specified respondents may elect to have specified claims asserted in a complaint filed with the Maryland Human Relations Commission determined in specified civil actions brought by the Commission on the complainant's behalf; prohibiting the State from raising sovereign immunity as a defense against an award in specified employment discrimination cases; providing for the payment of specified awards against the State; etc.

EFFECTIVE OCTOBER 1, 2008

Art. 49B, §§ 11(e)(6), 11A, 11B, 11D, and 17A - amended and § 17B - added

Assigned to: Judicial Proceedings

SB 529 **Senator Raskin, et al****CIRCUIT COURTS – VENUE – REMOVAL**

Providing that a defendant may remove a specified declaratory judgment action or injunction action to the Circuit Court for Anne Arundel County under specified circumstances; etc.

EFFECTIVE JUNE 1, 2008

CJ, § 6-204 - added

Assigned to: Judicial Proceedings

SB 530 **Senator Raskin, et al**CREATION OF A STATE DEBT – MONTGOMERY COUNTY –
CENTRONIA FACILITY

Authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of CentroNia, Inc. for renovation and capital equipping of the CentroNia Facility; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2008

Assigned to: Budget and Taxation

SB 531 **Senators Muse and Forehand**COURTS – IMMUNITY FROM LIABILITY – LEAVING UNHARMED
NEWBORN – TIME PERIOD

Increasing from 3 days to 10 days the time period within which a person may leave an unharmed newborn with a responsible adult and be immune from civil liability or criminal prosecution for the act.

EFFECTIVE OCTOBER 1, 2008

CJ, § 5-641(a) - amended

Assigned to: Judicial Proceedings

SB 532 **Senator Muse**PRINCE GEORGE'S COUNTY – FORECLOSURE – SUBPRIME
MORTGAGES – MORATORIUM

Prohibiting a creditor from maintaining suit in an action to foreclose a deceptive subprime mortgage on residential real property in Prince George's County; establishing that a creditor may be liable for specified damages if the creditor fails to show to the satisfaction of the court that the mortgage is not a deceptive subprime mortgage; etc.

EMERGENCY BILL

Assigned to: Judicial Proceedings

SB 533 **Senator Muse, et al****TASK FORCE TO STUDY HOW TO IMPROVE FINANCIAL LITERACY IN THE STATE**

Creating a Task Force to Study How to Improve Financial Literacy in the State; requiring the Task Force to study the ability of consumers to understand basic financial concepts and the problems created by a lack of financial literacy or knowledge; requiring the Task Force to make recommendations regarding how to overcome specified problems and the utility of requiring financial literacy education as part of primary and secondary education; etc.

EFFECTIVE JULY 1, 2008

Assigned to: Education, Health, and Environmental Affairs

SB 534 **Senator Muse****VALUATION OF REAL PROPERTY – COMPLETED IMPROVEMENTS**

Altering a requirement that real property shall be revalued when specified improvements are made; etc.

EFFECTIVE JUNE 1, 2008

TP, § 8-104(c)(1)(iii) - amended

Assigned to: Budget and Taxation

SB 535 **Senator Muse****FORECLOSURE – SUBPRIME MORTGAGES – MORATORIUM**

Prohibiting a creditor from maintaining suit in an action to foreclose a mortgage entered into by a homeowner unless the creditor shows to the satisfaction of the court that the mortgage is not a deceptive subprime mortgage; providing that a creditor may be liable for specified damages if the creditor fails to make the showing; etc.

EMERGENCY BILL

Assigned to: Judicial Proceedings

SB 536 **Chair, Budget and Taxation Committee****DRINKING DRIVER MONITOR PROGRAM – FEE**

Increasing from \$45 to \$55 the program fee assessed on supervisees for the Drinking Driver Monitor Program; repealing the June 30, 2010, termination date of the program fee; etc.

EFFECTIVE JULY 1, 2008

CS, § 6-115(b) and (c) - amended

Assigned to: Budget and Taxation and Judicial Proceedings

SB 537 Senator Pipkin**TAX REDUCTION ACT**

Altering rates and rate brackets under the State income tax for individuals and corporations; altering the deduction amounts allowed for personal exemptions under the income tax; repealing recordation and transfer taxes imposed on the transfer of a controlling interest in specified real property owning entities; repealing the sales and use tax on computer services; altering the sales and use tax rate; altering the cigarette tax rate; altering the motor vehicle excise tax; altering the distribution of specified revenues; etc.

EFFECTIVE JULY 1, 2008

Art. 24, BOP, NR, TG, TP, TR, and Ch. 3 of the Acts of the 2007 Special Session, Various Sections - repealed, amended, and added

Assigned to: Budget and Taxation

SB 538 Senator Pipkin**MARYLAND TRANSPORTATION AUTHORITY – FIXING OR REVISING TOLLS – LEGISLATIVE APPROVAL REQUIRED**

Prohibiting the Maryland Transportation Authority from fixing or revising a toll on any part of any transportation facilities project unless the General Assembly approves the toll through legislation; and authorizing the Authority, on or after October 1, 2008, to continue to charge and collect a toll of the same amount in effect before October 1, 2008.

EFFECTIVE OCTOBER 1, 2008

TR, § 4-312 - amended

Assigned to: Budget and Taxation

SB 539 Senator Pipkin**CECIL COUNTY – PUBLIC FACILITIES BONDS**

Authorizing and empowering the County Commissioners of Cecil County to borrow not more than \$5,000,000 in order to finance the cost of the construction and improvement of specified public facilities in Cecil County and to effect that borrowing by the issuance and sale at public or private sale of its general obligation bonds; etc.

EFFECTIVE JUNE 1, 2008

Assigned to: Budget and Taxation

SB 540 Chair, Budget and Taxation Committee**CENTRAL COLLECTION UNIT – SPECIAL FUND BALANCES**

Providing that for a fiscal year beginning on or after July 1, 2009, any balance in the Central Collection Fund at the end of the fiscal year in excess of 10% of the actual expenses of operating the Central Collection Unit for that fiscal year revert to the General Fund; authorizing the Governor to transfer to the General Fund \$25,000,000 from the Central Collection Fund for fiscal year 2009; etc.

EFFECTIVE JULY 1, 2008

SF, § 3-306 - amended

Assigned to: Budget and Taxation

SB 541 Senator McFadden, et al**CORRECTIONAL OFFICERS' RETIREMENT SYSTEM – SERVICE RETIREMENT ALLOWANCE**

Increasing the member contribution rate from 5% to 6% for members of the Correctional Officers' Retirement System; and increasing the accrual rate from 1.8% to 2.4% for computing the retirement allowance of members of the Correctional Officers' Retirement System.

EFFECTIVE JULY 1, 2008

SP, §§ 25-203 and 25-401 - amended

Assigned to: Budget and Taxation

SB 542 Senator Haines**WORKERS' COMPENSATION – COVERED EMPLOYMENT – NONSTOCK CORPORATIONS**

Authorizing specified directors and officers of specified nonstock corporations to elect to be exempt from coverage under the workers' compensation law.

EFFECTIVE OCTOBER 1, 2008

LE, § 9-206 - amended

Assigned to: Finance

SB 543 **Senators Jacobs and Pipkin****CREATION OF A STATE DEBT – UNION HOSPITAL OF CECIL COUNTY**

Authorizing the creation of a State Debt not to exceed \$110,000, the proceeds to be used as a grant to the Board of Directors of Union Hospital of Cecil County, Inc. for the planning, design, renovation, expansion, repair, construction, and capital equipping of the outpatient infusion center, located in Elkton; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2008

Assigned to: Budget and Taxation

SB 544 **Senators Jacobs and Pipkin****CREATION OF A STATE DEBT – CECIL COUNTY – 4-H ANIMAL DISPLAY BARN**

Authorizing the creation of a State Debt in the amount of \$250,000, the proceeds to be used as a grant to the Board of Directors of the Cecil County Fair, Inc. for the acquisition, planning, design, and capital equipping of an animal display barn, located in Elkton; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2008

Assigned to: Budget and Taxation

SB 545 **Chair, Budget and Taxation Committee****MARYLAND HEALTH CARE PROVIDER RATE STABILIZATION ACCOUNT – TRANSFER OF FUNDS**

Authorizing \$83,275,000 of the balance remaining in the Rate Stabilization Account of the Maryland Health Care Provider Rate Stabilization Fund at the end of fiscal year 2008 to be transferred to specified accounts to be used for specified purposes; etc.

EFFECTIVE JULY 1, 2008

IN, § 19-804(e) - added

Assigned to: Budget and Taxation and Finance

SB 546 **Senators Forehand and Miller**STATE GOVERNMENT – COMMEMORATIVE DAYS – MARYLAND
CHARTER DAY

Requiring the Governor annually to proclaim June 20 as Maryland Charter Day.

EFFECTIVE OCTOBER 1, 2008

SG, § 13-406 - added

Assigned to: Education, Health, and Environmental Affairs

SB 547 **Senator Forehand**CREATION OF A STATE DEBT – MONTGOMERY COUNTY –
ROCKVILLE OLD POST OFFICE RENOVATION

Authorizing the creation of a State Debt not to exceed \$750,000, the proceeds to be used as a grant to the Mayor and City Council of the City of Rockville for the design, and construction of the Rockville Old Post Office; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; requiring the grantee to grant and convey a specified easement to the Maryland Historical Trust; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2008

Assigned to: Budget and Taxation

SB 548 **Senator Gladden**REAL ESTATE INVESTMENT TRUSTS – DEFINITION AND SHARE
INFORMATION

Altering the definition of “real estate investment trust” to clarify that the term means an unincorporated “business” trust or association formed under specified provisions of law; requiring a real estate investment trust, on request of the shareholder, to send without charge a written statement containing specified information for shares issued without certificates; etc.

EFFECTIVE JUNE 1, 2008

CA, §§ 8-101 and 8-203(f) - amended

Assigned to: Judicial Proceedings

SB 549 Senator Gladden (By Request – Baltimore City Administration)

STATE GOVERNMENT – CUSTODIAN OF RECORDS – INSPECTION OF PUBLIC RECORDS

Requiring a custodian of records to deny inspection of a public record or any part of a public record for which the request for inspection is related to a matter that is the subject of a pending civil action subject to specified exceptions; requiring a custodian to permit inspection of a public record if the court grants a petition for inspection on a showing of good cause; etc.

EFFECTIVE OCTOBER 1, 2008

SG, § 10-615 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 550 Senator Gladden

HEALTH CARE MALPRACTICE – DEATH – NONECONOMIC DAMAGES

Increasing specified limitations on noneconomic damages for a survival action and a wrongful death action concerning health care malpractice for a cause of action arising on or after January 1, 2009.

EFFECTIVE JANUARY 1, 2009

CJ, § 3-2A-09(b) - amended

Assigned to: Judicial Proceedings

SB 551 Senator Gladden

FAMILY LAW – CINA, GUARDIANSHIP, ADOPTION, AND CUSTODY PROCEEDINGS – BLINDNESS OF PARENT, GUARDIAN, OR CUSTODIAN

Prohibiting a court, in specified hearings concerning a child in need of assistance (CINA), from considering the blindness of the child's parent, guardian, or custodian in making a specified finding; prohibiting a court, in making a disposition on a CINA petition, from finding that a child is in need of assistance for the sole reason that the parent, guardian, or custodian of the child is blind; prohibiting a court from considering a party's blindness in a custody or visitation proceeding; etc.

EFFECTIVE OCTOBER 1, 2008

CJ, §§ 3-816.1(d), 3-819(b), and 3-819.2(a) and FL, Various Sections - amended and § 9-107 - added

Assigned to: Judicial Proceedings

SB 552 **Senator Gladden****CRIMINAL PROCEDURE – PENALTIES – THE “SMART ON CRIME” ACT**

Changing penalties for drug possession offenses based on the amount of drugs involved; specifying that a person convicted of specified drug-related offenses is not prohibited from participating in a drug treatment program; specifying that a person convicted of specified drug-related offenses who was previously convicted of specified offenses is not prohibited from participating in a drug treatment program; authorizing specified defendants to apply for a review of sentence; etc.

EFFECTIVE OCTOBER 1, 2008

CR, §§ 5-601 through 5-603 and 5-607 through 5-609 - amended and § 5-609.1 - added

Assigned to: Judicial Proceedings

SB 553 **Senator Gladden****INSURANCE – SLAVERY ERA INSURANCE POLICIES – REPORTING**

Requiring specified insurers to provide the Maryland Insurance Commissioner with a report of specified information about specified slaveholder insurance policies issued during the slavery era; authorizing a specified holding company to designate an insurer to be a reporting insurer on behalf of the member insurers of the holding company; requiring the Commissioner to adopt regulations that specify the form and content of a specified report; requiring a specified report to contain specified names; etc.

EFFECTIVE OCTOBER 1, 2008

IN, §§ 30-101 through 30-103 - added

Assigned to: Finance

SB 554 **Senator Gladden****PROPERTY TAX – CRIMES AND OFFENSES – FALSE INFORMATION ON REFUND CLAIMS**

Providing that a person who negligently relies on specified false information for the purpose of claiming a tax refund is guilty of a misdemeanor and is subject to a specified fine under specified circumstances; providing that a person who willfully relies on specified false information for the purpose of claiming a tax refund is guilty of a misdemeanor and is subject to a specified fine and imprisonment under specified circumstances and is subject to prosecution for perjury; etc.

EFFECTIVE JUNE 1, 2008

TP, §§ 14-1003 and 14-1004 - amended

Assigned to: Budget and Taxation

SB 555 **Senator Gladden****LOCAL CORRECTIONAL FACILITIES – DIMINUTION CREDITS – GOOD CONDUCT**

Increasing the allowed deduction of 5 days to 10 days from an inmate's term of confinement for each calendar month of presentence confinement for good conduct in a local correctional facility; increasing the allowed deduction of 5 days to 10 days from an inmate's term of confinement for each calendar month of postsentence commitment for good conduct for specified inmates in a local correctional facility; etc.

EFFECTIVE OCTOBER 1, 2008

CS, §§ 11-503 and 11-504 - amended

Assigned to: Judicial Proceedings

SB 556 **Senator Gladden****CORPORATIONS – OBJECTING STOCKHOLDERS – RIGHT TO FAIR VALUE OF STOCK**

Altering the circumstances under which a stockholder of a Maryland corporation who objects to specified transactions may demand and receive the fair value of the stockholder's stock; authorizing a stockholder to demand the fair value of stock listed on a national securities exchange under specified circumstances; altering the definition of "beneficial owner" under the Maryland Business Combination Act to exclude, under specified circumstances, a person that holds a revocable proxy from a stockholder; etc.

EFFECTIVE JUNE 1, 2008

CA, §§ 3-201, 3-202(c), and 3-601(d) - amended and § 3-202(d) and (e) - added

Assigned to: Judicial Proceedings

SB 557 **Senator Gladden****LEAD POISONING PREVENTION ACT OF 2008**

Requiring a specified application form for a contractor license to require a specified lead paint abatement accreditation number and accreditation expiration date if the applicant provides specified lead paint abatement services; requiring a licensee applying for a license renewal to submit to the Maryland Home Improvement Commission a specified lead paint abatement accreditation number and expiration date if the licensee performs specified lead paint abatement services; etc.

EFFECTIVE OCTOBER 1, 2008

BR, §§ 8-303(b), 8-308, and 8-611 and EN, § 6-801(m) - amended and RP, § 8-215 - added

Assigned to: Judicial Proceedings

SB 558 **Senators Gladden and McFadden (By Request – Baltimore City Administration)**

CRIMINAL PROCEDURE – CONSECUTIVE OR CONCURRENT SENTENCE FOR UNLAWFUL POSSESSION OF REGULATED FIREARM – DIMINUTION CREDIT ELIGIBILITY

Decreasing the number of days per month that an inmate serving a term of confinement that includes a consecutive or concurrent sentence for a crime of possession of a regulated firearm by a person prohibited from possessing a regulated firearm is allowed as a deduction in advance from the inmate's term of confinement; making stylistic changes; etc.

EFFECTIVE OCTOBER 1, 2008

CS, § 3-704 - amended

Assigned to: Judicial Proceedings

SB 559 **Senator Madaleno, et al**

RECORDATION TAX – INDEMNITY MORTGAGES

Providing that, for purposes of the recordation tax, secured debt with respect to an indemnity mortgage, deeds of trust, or other security interests in real property securing a guarantee of repayment of a loan for which the guarantor is not primarily liable is deemed to be incurred as debt is incurred on the guaranteed loan and the recordation tax applies as if the guarantor were primarily liable for the guaranteed loan; etc.

EFFECTIVE JULY 1, 2008

TP, § 12-105(f) - amended

Assigned to: Budget and Taxation

SB 560 **Senator Madaleno**

STATE EMPLOYEES AND RETIREES – HEALTH INSURANCE AND BENEFIT OPTIONS – COVERAGE

Authorizing a State employee or retiree to enroll specified members of the employee's or retiree's household in specified health insurance or other benefit options.

EFFECTIVE JUNE 1, 2008

SP, § 2-502 - amended

Assigned to: Budget and Taxation

SB 561 **Senator Madaleno****COUNTY PROPERTY TAXES – CLASSES OF PROPERTY AND SPECIAL RATES**

Authorizing the Mayor and City Council of Baltimore City or the governing body of a county to impose property tax on those classes of property that it selects to be subject to property tax; authorizing the Mayor and City Council of Baltimore City or the governing body of a county to set special rates for any class of property that is subject to the county property tax; etc.

EFFECTIVE OCTOBER 1, 2008

TP, § 6-202 - repealed and §§ 6-203 and 6-302 - amended

Assigned to: Budget and Taxation

SB 562 **Senator Madaleno, et al****ALCOHOLIC BEVERAGE TAX – SPECIAL FUND FOR ADULT AND ADOLESCENT ADDICTION TREATMENT AND PREVENTION SERVICES**

Increasing the State tax rates for alcoholic beverages sold in Maryland from \$1.50 to \$4.50 per gallon for distilled spirits, from 40 cents to \$1.20 per gallon for wine, and from 9 to 27 cents per gallon for beer; providing for the distribution of the additional revenue to a special fund to be used only for the purpose of providing additional funding for specified addiction treatment and prevention services; etc.

EFFECTIVE JULY 1, 2008

TG, §§ 2-301 and 5-105 - amended

Assigned to: Budget and Taxation

SB 563 **Senator Raskin****LILLY LEDBETTER FAIR PAY ACT OF 2008**

Authorizing the recovery of back pay for up to 2 years preceding the filing of complaint where the unlawful employment practice is similar or related to a specified other unlawful employment practice; clarifying that an unlawful employment practice with respect to discrimination in compensation occurs when a specified decision or practice is adopted, when an individual becomes subject to a specified decision or practice, or when an individual is affected by application of a specified decision or practice; etc.

EFFECTIVE OCTOBER 1, 2008

Art. 49B, §§ 11(e) and 11A(d) - amended and §§ 11B(e-1) and 16(f-1) - added

Assigned to: Judicial Proceedings

SB 564 **Senator McFadden (Chair, Joint Committee on Pensions), et al**

STATE RETIREMENT AND PENSION SYSTEM – REEMPLOYMENT OF RETIREES

Requiring local school superintendents to make reimbursements for failing to file certification of reemployed retirees with the State Retirement and Pension System and the State Department of Education; providing that retirees of the Employees' Retirement System or Employees' Pension System who are reemployed as judges to temporarily suspend their service retirement allowance while earning service credit in the Judges' Retirement System; etc.

EFFECTIVE JULY 1, 2008

SP, §§ 22-406(c)(1) and (9) and 23-407(c)(1) and (9) - amended and §§ 22-407 and 23-408 - added

Assigned to: Budget and Taxation

SB 565 **Senator Garagiola, et al**

INCOME TAX CREDIT – BIO-HEATING OIL

Allowing an individual or corporation to claim a credit against the State income tax for heating oil with a blend of at least 5% biodiesel that is purchased for space or water heating; requiring the Maryland Energy Administration to adopt specified regulations, to provide the Comptroller specified information, and to conduct a specified public relations campaign; etc.

EFFECTIVE JULY 1, 2008

TG, § 10-726 - added

Assigned to: Budget and Taxation

SB 566 **Senator Garagiola**

HEALTH CARE FACILITY VISITATION AND MEDICAL DECISIONS – DOMESTIC PARTNERS

Requiring specified health care facilities to allow domestic partners and specified relatives of domestic partners to visit a domestic partner except under specified circumstances; requiring two adults to be treated as domestic partners under specified circumstances related to medical emergencies; providing that a health care agent retains specified authority to make specified decisions notwithstanding specified provisions of law; etc.

EFFECTIVE JULY 1, 2008

HG, HO, RP, and ET, Various Sections - amended and HG, §§ 6-101 through 6-203 - added

Assigned to: Finance

SB 567 **Senator Garagiola, et al****COMPUTER SERVICES TAX REPEAL AND TRANSPORTATION FUNDING ACT**

Altering the distribution of motor fuel tax revenue and sales and use tax revenue; providing for specified increases in specified motor fuel tax rates for specified fiscal years; repealing the sales and use tax on specified computer services; providing for the payment of the motor fuel tax on specified tax-paid motor fuel held as of specified dates; establishing the Sales and Use Tax Study Task Force; etc.

VARIOUS EFFECTIVE DATES

TG, §§ 2-1103, 2-1302.2, 9-305, 11-101(m), and 11-219 - amended and § 11-101(c-1) - repealed

Assigned to: Budget and Taxation

SB 568 **Senators Stone and Della****MOTOR VEHICLES – CERTIFICATES OF TITLE – REBUILT SALVAGE**

Requiring that a certificate of title to a vehicle contain a conspicuous notation that the vehicle is “rebuilt salvage” whenever an insurance company’s application for a salvage certificate for the vehicle contains a statement that the cost to repair the vehicle for highway operation was equal to or less than its fair market value prior to its sustaining damage.

EFFECTIVE OCTOBER 1, 2008

TR, § 13-507 - amended

Assigned to: Judicial Proceedings

SB 569 **Senator Dyson****SECONDHAND PRECIOUS METAL OBJECT DEALERS AND PAWNBROKERS – DEFINITION OF DEALER**

Altering the definition of “dealer”, as it relates to the regulation of secondhand precious metal object dealers, to mean an individual who arranges for the sale or delivery of a secondhand precious metal object on behalf of a person who does not hold a license to do business as a dealer.

EFFECTIVE OCTOBER 1, 2008

BR, § 12-101(b) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 570 **Senator Garagiola, et al**

STATE EMERGENCY MEDICAL SERVICES BOARD – PUBLIC ACCESS AUTOMATED EXTERNAL DEFIBRILLATOR PROGRAM

Renaming the Automated External Defibrillator Program to be the Public Access Automated External Defibrillator Program; repealing the authority of the State Emergency Medical Services Board to set and require fees for the issuance and renewal of certificates under the program; authorizing the Board to approve educational and training programs that include training in automated external defibrillation; etc.

EFFECTIVE JULY 1, 2008

ED, § 13-517 - amended

Assigned to: Finance

SB 571 **Senator Astle**

SURETY INSURERS – FAILURE TO PAY BAIL BOND JUDGMENT – PENALTIES

Providing that a surety insurer that is precluded or removed from a specified list by a circuit court due to failure to timely resolve or satisfy specified bail bond forfeitures shall be subject to specified penalties; and requiring a clerk of a circuit court to notify the Maryland Insurance Commissioner of the names of specified surety insurers and specified bond forfeitures at a specified time.

EFFECTIVE OCTOBER 1, 2008

IN, § 21-103 - amended

Assigned to: Finance

SB 572 **Senators Klausmeier and Stone**

JUVENILE LAW – TRUANCY REDUCTION PILOT PROGRAM – BALTIMORE COUNTY

Adding Baltimore County to the Truancy Reduction Pilot Program; making specified provisions relating to truancy reduction pilot programs in specified counties applicable to Baltimore County; etc.

CONTINGENT

EFFECTIVE JULY 1, 2008

CJ, §§ 3-8C-01 and 3-8C-02 and ED, § 7-301(e-1) and Chapter 551 of the Acts of 2004, § 3, as amended - amended

Assigned to: Judicial Proceedings

SB 573 **Senator Klausmeier****CREATION OF A STATE DEBT – BALTIMORE CITY – PORT DISCOVERY**

Authorizing the creation of a State Debt not to exceed \$400,000, the proceeds to be used as a grant to the Board of Directors of the Baltimore Children's Museum, Inc. for the planning, design, construction, renovation, and capital equipping of the current location of Port Discovery, located in Baltimore City, to include replacing windows, replacing the roof, and reconfiguring the stairways and doorways to improve the flow of traffic through the museum; etc.

EFFECTIVE JUNE 1, 2008

Assigned to: Budget and Taxation

SB 574 **Senator Klausmeier, et al****PUBLIC HEALTH – CONSTRUCTION SITES – REST ROOMS**

Prohibiting a State or local authority from issuing a building permit for specified construction projects unless the site has a toilet and lavatory that meet specified requirements; requiring toilets at specified sites to be flush toilets under specified circumstances; providing that the requirements of this section only apply to construction projects that have a total cost of \$500,000 or more; and defining "building permit".

EFFECTIVE OCTOBER 1, 2008

HG, § 24-1601 - added

Assigned to: Finance

SB 575 **Senator Forehand, et al****PUBLIC SAFETY – STATEWIDE DNA DATABASE SYSTEM – SEXUAL OFFENSES AND KIDNAPPING – SAMPLE COLLECTION ON ARREST**

Requiring the collection of a DNA sample from an individual who is arrested for specified sexual offenses or kidnapping; adding the facility where a specified arrest is processed as a location where a DNA sample shall be collected; requiring an individual who was arrested before a specified date and convicted on or after a specified date to submit a DNA sample; providing for the expungement, under specified circumstances, of specified DNA information collected due to an arrest; etc.

EFFECTIVE OCTOBER 1, 2008

PS, §§ 2-501, 2-504, and 2-511 - amended

Assigned to: Judicial Proceedings

SB 576 **Senator Forehand, et al****REAL ID ACT OF 2005 – IMPLEMENTATION OF REGULATIONS OR POLICIES – EXPENDITURE OF FUNDS**

Prohibiting the Department of Transportation and the Motor Vehicle Administration from expending any funds for the implementation of any regulations or policies intended to bring the State into compliance with the federal REAL ID Act of 2005, beginning with fiscal year 2009.

EFFECTIVE JULY 1, 2008

Assigned to: Judicial Proceedings

SB 577 **Senator Forehand****INDIVIDUALS WITH DISABILITIES – SERVICE ANIMALS**

Altering various provisions of law establishing specified rights and privileges for individuals with specified disabilities to include all individuals with disabilities; altering various provisions of law relating to the use of service animals by individuals with specified disabilities to include all individuals with disabilities and the parents of minor children with disabilities; altering various provisions of law relating to access by service animal trainers to specified places; etc.

EFFECTIVE OCTOBER 1, 2008

HU, §§ 7-701, 7-704, and 7-705 - amended

Assigned to: Judicial Proceedings

SB 578 **Senators Forehand and Stone****VEHICLE LAWS – MEDICAL ADVISORY BOARD – CONFIDENTIALITY**

Authorizing the Medical Advisory Board appointed by the Motor Vehicle Administrator to disclose specified information in specified records and reports for the purpose of medical research or statistical reporting, as determined by the Board, provided that the information disclosed does not identify any individual who is a subject of or is named in the records or reports.

EFFECTIVE OCTOBER 1, 2008

TR, §§ 16-118 and 16-119 - amended

Assigned to: Judicial Proceedings

SB 579 **Senator Forehand**IMMUNITY FROM LIABILITY – MEDICAL EMERGENCY – USE OF
AUTOMATED EXTERNAL DEFIBRILLATOR

Providing immunity from civil liability under specified circumstances, notwithstanding other provisions of law, to an individual or facility that acquires an automated external defibrillator (AED) or that owns or manages the premises where an AED is located, to an individual who retrieves an AED, or to an individual who uses, attempts to use, or fails to use an AED; etc.

EFFECTIVE OCTOBER 1, 2008

CJ, § 5-603(d) - added and ED, § 13-517(m)(3) and (4) - amended

Assigned to: Judicial Proceedings

SB 580 **Senator Conway, et al**RADIATION ONCOLOGY/ THERAPY TECHNOLOGISTS, MEDICAL
RADIATION TECHNOLOGISTS, RADIOLOGIST ASSISTANTS, AND
NUCLEAR MEDICINE TECHNOLOGISTS – LICENSURE

Requiring the State Board of Physicians to adopt specified regulations for the licensure of radiologist assistants; requiring the Board to set specified fees; requiring the Board to determine specified duties for radiologist assistants; requiring that specified individuals be licensed by the Board to practice radiology assistance on or before October 1, 2009; substituting licensure for certification as the professional credential for medical radiation technologists and nuclear medicine technologists; etc.

EFFECTIVE OCTOBER 1, 2008

HO, §§ 14-5B-01, 14-5B-03 through 14-5B-18, and 14-5B-20 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 581 **Senator Robey, et al**HOMETOWN HEROES ACT OF 2008 – INCOME TAX – SUBTRACTION
MODIFICATION FOR RETIREMENT INCOME OF LAW
ENFORCEMENT, FIRE, RESCUE, AND EMERGENCY SERVICES
PERSONNEL

Providing, under specified circumstances, a subtraction modification under the Maryland income tax for retirement income of residents who are at least 50 years old and are retired law enforcement officers or fire, rescue, or emergency services personnel; applying the Act to tax years after 2007; etc.

EFFECTIVE JULY 1, 2008

TG, § 10-209 - amended

Assigned to: Budget and Taxation

SB 582 **Senator Jones, et al**

EDUCATION – MULTIPLE SUSPENSIONS

Requiring principals to report suspensions of specified students in writing to county superintendents within specified periods of time; requiring principals to refer specified students to pupil services teams and give notice to specified students and specified parents or guardians that pupil services teams must meet within a specified period of time; requiring notice to be provided in specified languages or specified modes of communication; etc.

EFFECTIVE OCTOBER 1, 2008

ED, § 7-305(c-1) - added

Assigned to: Education, Health, and Environmental Affairs

SB 583 **Senator Della, et al**

ELECTRIC RESTRUCTURING – PURPOSES AND DUTIES OF THE PUBLIC SERVICE COMMISSION

Altering and adding to the purposes of the electric restructuring law; requiring the Public Service Commission to exercise its authority to ensure that electric companies satisfy reliability needs and electricity supply needs and provide specified customers with safe and reliable electricity supply at prices that reflect a specified balance; providing the Commission with oversight over specified generating facilities; etc.

EFFECTIVE JULY 1, 2008

PUC, §§ 7-504, 7-505(a), and 7-509(b) - amended and § 7-510(c)(10) - added

Assigned to: Finance

SB 584 **Senator Della, et al**

BALTIMORE CITY – ALCOHOLIC BEVERAGES ACT OF 2008

Increasing specified alcoholic beverages license fees and establishing other alcoholic beverages license fees in Baltimore City; revising and restating specified provisions concerning the issuance and transfer of specified licenses in specified areas of the City; updating specified obsolete references; increasing the salaries of the chairman and other members of the Board of Liquor License Commissioners; changing the positions and altering the salary grade level for specified Board employees; etc.

EFFECTIVE JUNE 1, 2008

Art. 2B, Various Sections - amended, added, and repealed

Assigned to: Education, Health, and Environmental Affairs

SB 585 **Senator Gladden, et al****PUBLIC SAFETY – REGULATED FIREARMS – REPORTING LOST OR STOLEN**

Requiring a dealer or other person who sells or transfers a regulated firearm to notify the purchaser or recipient at the time of purchase or transfer that the purchaser or recipient is required to report a lost or stolen regulated firearm to the local law enforcement agency; requiring the owner of a regulated firearm to report the loss or theft of the regulated firearm to the local law enforcement agency within 72 hours after the owner discovers the loss or theft; etc.

EFFECTIVE OCTOBER 1, 2008

PS, § 5-144 - added

Assigned to: Judicial Proceedings

SB 586 **Senators Gladden and McFadden (By Request – Baltimore City Administration), et al****PUBLIC SAFETY – RESTRICTIONS ON POSSESSION OF FIREARMS – CONVICTION OF DISQUALIFYING CRIME AND PROTECTIVE ORDER RESPONDENT**

Prohibiting a person from possessing a firearm if the person has been convicted of a disqualifying crime or is a respondent against whom a current final protective order has been entered; repealing prohibitions against possession of a regulated firearm by a person who has been convicted of a disqualifying crime or is a respondent against whom a current final protective order has been entered; etc.

EFFECTIVE OCTOBER 1, 2008

PS, § 5-133 - amended

Assigned to: Judicial Proceedings

SB 587 **Senator Kelley, et al****REAL PROPERTY – HOMEOWNERS ASSOCIATIONS AND CONDOMINIUMS – TRANSITION OF CONTROL**

Requiring a meeting to elect officers or directors of a condominium or the governing body of a homeowners association to be held when a specified percentage of units or lots is sold; requiring a developer of a condominium or homeowners association to take specified actions to facilitate specified meetings and ensure delivery of specified items within specified times; prohibiting specified officers, boards of directors, or governing bodies from entering into specified contracts; etc.

EFFECTIVE OCTOBER 1, 2008

RP, §§ 11-109(c)(16), 11-116, 11-132, 11B-101, 11B-102(e), and 11B-112(a) - amended and § 11B-106.1 - added

Assigned to: Judicial Proceedings

SB 588 **Senator Kelley, et al****COMMON OWNERSHIP COMMUNITIES – FIDELITY BOND COVERAGE**

Requiring specified governing or managing bodies of a cooperative housing corporation, condominium, or homeowners association to execute a fidelity bond for specified purposes in a specified amount; prohibiting the total liability of the surety to all insured persons under the bond from exceeding the sum of the bond; establishing that specified unit or lot owners may submit a specified dispute to the Division of Consumer Protection of the Office of the Attorney General; etc.

EFFECTIVE OCTOBER 1, 2008

CA, § 5-6B-18.6 and RP, §§ 11-114.1 and 11B-111.6 - added

Assigned to: Judicial Proceedings

SB 589 **Senator Kelley, et al**COMMERCIAL LAW – COMMON OWNERSHIP COMMUNITIES –
MANAGEMENT COMPANIES

Requiring management companies that perform the financial, administrative, maintenance, or other services for condominiums, cooperative housing corporations, or homeowners associations to register with the Consumer Protection Division of the Office of the Attorney General; requiring these management companies to execute a fidelity bond to be used for the benefit of a person who suffers harm caused by a fraudulent or dishonest act of the management company; etc.

EFFECTIVE OCTOBER 1, 2008

CL, §§ 14-12C-01 through 14-12C-08 - added

Assigned to: Finance

SB 590 **Senator Pinsky, et al**

ENVIRONMENT – STATUTE OF LIMITATIONS

Altering the statute of limitations for prosecution of and suits for violations of specified laws relating to the environment.

EFFECTIVE OCTOBER 1, 2008

CJ, §§ 5-106(a) and 5-107 - amended and § 5-106(n) - repealed and EN, Various Sections - repealed and § 1-303 - added

Assigned to: Judicial Proceedings

SB 591 **Senator Pinsky, et al**HIGHER EDUCATION – TUITION CHARGES – MARYLAND HIGH
SCHOOL STUDENTS

Establishing that specified individuals, other than specified nonresident individuals, shall be exempt from paying nonresident tuition at specified public institutions of higher education under specified circumstances; requiring specified individuals to provide documentation regarding Maryland income tax withholding; and requiring the governing board of each public institution of higher education to adopt specified policies.

EFFECTIVE JULY 1, 2008

ED, § 15-106.7 - added

Assigned to: Education, Health, and Environmental Affairs

SB 592 **Senator Pinsky****MICRO-BREWERIES – SALES OF MALT BEVERAGES TO RETAIL LICENSEES**

Authorizing a holder of a Class 7 micro-brewery license to sell and deliver malt beverages to retail licensees; and limiting the yearly sales to 5,000 barrels of malt beverages that are brewed and bottled at the license location.

EFFECTIVE JUNE 1, 2008

Art. 2B, § 2-208(c)(1) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 593 **Senator Pinsky, et al****ELECTION LAW – PUBLIC CAMPAIGN FINANCING ACT FOR CANDIDATES FOR THE GENERAL ASSEMBLY**

Establishing a system of public financing of campaigns for candidates for the General Assembly; establishing an Election Financing Commission; creating the Public Election Fund; requiring the Comptroller to distribute specified proceeds to the Public Election Fund; specifying procedures, requirements, and conditions participating candidates must meet to receive a distribution from the Fund; requiring specified campaign expenditure limits; etc.

CONTINGENT

EFFECTIVE JULY 1, 2009

CL, § 17-317 and EL, § 13-235(d) - amended and EL, §§ 15.5-101 through 15.5-121 - added

Assigned to: Education, Health, and Environmental Affairs

SB 594 **Senator Haines****CREDIT REGULATION – MORTGAGE LENDING – PREPAYMENT PENALTIES**

Prohibiting a lender from requiring or authorizing the imposition of a prepayment penalty, fee, premium, or other charge in connection with specified subprime loans; etc.

EFFECTIVE OCTOBER 1, 2008

CL, § 12-105 - amended

Assigned to: Finance

SB 595 **Senator Astle, et al**HEALTH INSURANCE – CARRIER CREDENTIALING –
REIMBURSEMENT OF PROVIDERS OF HEALTH CARE SERVICES

Requiring specified carriers to reimburse providers for covered health care services provided to enrollees on or after a specified date under specified circumstances.

EFFECTIVE OCTOBER 1, 2008

IN, § 15-112(d) - amended

Assigned to: Finance

SB 596 **Senator Brochin, et al**COURTS – NONPROFIT ASSOCIATIONS – STANDING TO
PARTICIPATE IN GOVERNMENTAL PROCEEDINGS

Authorizing a nonprofit association to institute, defend, intervene, or participate in specified governmental proceedings under specified circumstances; authorizing a nonprofit association to assert a claim in its name on behalf of its members under specified circumstances; requiring an unincorporated nonprofit association to designate a resident agent and file the person's written consent with the State Department of Assessments and Taxation; etc.

EFFECTIVE OCTOBER 1, 2008

CJ, § 6-406.1 - added

Assigned to: Judicial Proceedings

SB 597 **Senator Kramer, et al**RECORDATION AND TRANSFER TAXES – EXEMPTIONS –
DOMESTIC PARTNERS

Exempting from recordation tax and State and county transfer taxes instruments of writing transferring property between domestic partners and former domestic partners under specified circumstances; requiring the submission of specified evidence to qualify for specified exemptions; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2008

TP, § 12-101(e-1) through (e-5) - added and §§ 12-108(c) and (d), 13-207(a)(2) and (3), and 13-403 - amended

Assigned to: Budget and Taxation

SB 598 **Senator Kramer, et al****CREATION OF A STATE DEBT – MONTGOMERY GENERAL HOSPITAL**

Authorizing the creation of a State Debt not to exceed \$900,000, the proceeds to be used as a grant to the Board of Directors of Montgomery General Hospital, Inc. for the planning, design, renovation, expansion, repair, construction, relocation, and capital equipping of an Emergency Services Department, located in Olney; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2008

Assigned to: Budget and Taxation

SB 599 **Senator Conway, et al****AGRICULTURE – PROHIBITED ACTS – FORCE–FEEDING BIRDS**

Prohibiting a person from force–feeding birds or hiring another person to engage in force–feeding birds to produce foie gras; prohibiting a person from selling, transporting, or offering for sale any product that is the result of force–feeding birds to produce foie gras; prohibiting specified food service establishments from serving products that are the result of force–feeding birds; and providing for specified penalties for specified violations.

EFFECTIVE JUNE 1, 2008

AG, § 4-218.1 - added

Assigned to: Education, Health, and Environmental Affairs

SB 600 **Senator Conway, et al****SCHOOLS – EARLY INTERVENTION – HEARING AND VISION SCREENINGS**

Altering a timeframe for when county boards of education and county health departments are required to provide hearing and vision screenings to specified students; requiring county boards of education and county health departments to provide specified forms; requiring specified parents or guardians to report specified information; etc.

EFFECTIVE OCTOBER 1, 2008

ED, § 7-404 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 601 The President (By Request – Department of Legislative Services)

ANNUAL CORRECTIVE BILL

Correcting specified errors and omissions in various articles of the Annotated Code and Public Local Laws and in specified uncodified laws; establishing that the Act is not intended to affect any law other than to correct technical errors; ratifying and validating specified corrections made by the publisher of the Annotated Code; applying and construing the Act; etc.

EMERGENCY BILL

Various Articles and Sections - amended

Assigned to: Senate Rules

SB 602 Senator Pinsky

DIRECT BILLING OF ANATOMIC PATHOLOGY SERVICES

Requiring specified clinical laboratories and physicians that provide anatomic pathology services to specified patients to present or cause to be presented claims, bills, or demands for payment to specified individuals and entities; prohibiting specified health care practitioners from directly or indirectly charging, billing, or otherwise soliciting payment for specified anatomic pathology services; etc.

EFFECTIVE OCTOBER 1, 2008

HO, § 1-306 - added and amended

Assigned to: Education, Health, and Environmental Affairs

SB 603 Senator Pugh, et al

MARYLAND AUTOMOBILE INSURANCE FUND – ACCEPTANCE OF PREMIUMS ON INSTALLMENT BASIS

Authorizing the Maryland Automobile Insurance Fund to accept premiums on an installment basis; etc.

EFFECTIVE OCTOBER 1, 2008

IN, § 20-507 - amended

Assigned to: Finance

SB 604 Senator Pugh**COMMERCIAL LAW – MARYLAND GASOHOL AND GASOLINE PRODUCTS MARKETING ACT – MARKETING PREMISES**

Prohibiting a producer or refiner under the Maryland Gasohol and Gasoline Products Marketing Act from selling, transferring, or assigning to another person the producer's or refiner's fee simple or leasehold interest in specified premises leased to a dealer unless the producer or refiner makes specified offers of the producer's or refiner's interest to the dealer; etc.

EFFECTIVE JULY 1, 2008

CL, §§ 11-301(k) and (l) and 11-304(n) - added

Assigned to: Finance

SB 605 Senator Pugh, et al**MARYLAND NOT-FOR-PROFIT DEVELOPMENT CENTER PROGRAM**

Establishing the Maryland Not-For-Profit Development Center Program in the Department of Business and Economic Development; requiring the Program to provide specified training and technical assistance services to not-for-profit entities; establishing the Maryland Not-For-Profit Development Center Program Fund; requiring the Department to designate a specified number of organizations to implement the Program and providing specified criteria for the designations; etc.

EFFECTIVE OCTOBER 1, 2008

EC, §§ 5-1201 through 5-1205 and CA, § 1-203(b)(11) and (e) - added and CA, § 1-203(b)(1) - amended

Assigned to: Finance and Judicial Proceedings

SB 606 Senator Pugh, et al**STATE GOVERNMENT – BROKERAGE AND INVESTMENT BANKING SERVICES – USE OF MINORITY BUSINESS ENTERPRISES**

Requiring specified State entities responsible for the management of specified funds to attempt to use to the greatest extent feasible minority business enterprise brokerage and investment banking firms; requiring the entities to undertake steps to remove any barriers that limit participation by minority business enterprises in brokerage and investment banking opportunities afforded by the entities; requiring the entities to adopt guidelines and to submit an annual report; etc.

EFFECTIVE OCTOBER 1, 2008

IN, § 20-303, LE, § 10-122, SF, § 6-222, and SP, § 21-116 - amended

Assigned to: Finance and Budget and Taxation

SB 607 **Senators Pugh and McFadden (By Request – Baltimore City Administration), et al**

CHILDREN – RECORDS – ACCESS BY THE BALTIMORE CITY HEALTH DEPARTMENT

Extending the termination date for specified provisions of law relating to specified records and reports concerning children and access by the Baltimore City Health Department; authorizing access to specified court records and police records by the Baltimore City Health Department under specified circumstances; requiring the State Department of Education to disclose to the Baltimore City Health Department specified records concerning specified children under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2008

CJ, HU, and PS, Various Sections and Chapter 10 of the Acts of 2006, § 2 - amended and ED, § 2-107 - added

Assigned to: Judicial Proceedings

SB 608 **Senator Garagiola, et al**

EDUCATION – VETERANS OF THE AFGHANISTAN AND IRAQ CONFLICTS SCHOLARSHIP – EXTENSION

Extending the date by which the Office of Student Financial Assistance may award an initial Veterans of the Afghanistan and Iraq Conflicts Scholarship; and extending the date by which the Office may renew a Veterans of the Afghanistan and Iraq Conflicts Scholarship under specified circumstances.

EFFECTIVE OCTOBER 1, 2008

ED, § 18-604 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 609 **Senator Simonaire**

FAMILY LAW – CHILD CUSTODY AND VISITATION – CHANGE OF CHILD'S PERMANENT RESIDENCE

Repealing a specified provision of law authorizing a court to require a specified notice of intent to relocate as a condition of a custody or visitation order; establishing that a child who is the subject of a custody order has a permanent residence with each party to the order for purposes of a specified provision of law; prohibiting a party to a specified order from changing the permanent residence of a child by more than 100 miles without the consent of the other party or the court's approval; etc.

EFFECTIVE OCTOBER 1, 2008

FL, § 9-106 - repealed and added

Assigned to: Judicial Proceedings

SB 610 **Senator Frosh, et al****VEHICLE LAWS – VIOLATIONS BY DRIVERS UNDER THE AGE OF 18 YEARS – DRIVER’S LICENSE SUSPENSIONS**

Requiring a court to order the Motor Vehicle Administration to initiate an action to suspend the driving privilege of a child for specified periods of time, on making a finding that the child has committed specified violations relating to alcoholic beverages, leaving the scene of an accident, and fleeing or eluding a police officer; providing that the Administration may not issue restricted licenses to individuals whose drivers’ licenses are suspended under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2008

CJ, §§ 3-8A-19(e)(1) and 3-8A-23(a) and TR, §§ 16-206(b), 16-404, and 21-1123 - amended and TR, § 21-905 - added

Assigned to: Judicial Proceedings

SB 611 **Senator Pipkin****HEALTH INSURANCE – PROVIDER CONTRACTS – CONDITIONS OF PARTICIPATION WITH CARRIERS**

Repealing a prohibition that specified health insurance carriers may not require a health care provider to serve on a provider panel of another health benefit plan of the carrier under specified circumstances; repealing a specified exception to the prohibition for a carrier that offers health care services as a managed care organization; prohibiting a provider contract from containing a provision that requires a provider, as a condition of participation with a carrier, to participate with a different carrier; etc.

EFFECTIVE JUNE 1, 2008

IN, § 15-112(l) - amended and § 15-112.2 - added

Assigned to: Finance

SB 612 **Senator Lenett, et al****PROCUREMENT – PREFERENCE PROCUREMENT PROGRAM FOR SHELTERED WORKSHOPS – INDIVIDUAL WITH DISABILITY OWNED BUSINESSES**

Expanding eligibility in the preference procurement program for sheltered workshops within the Department of General Services to include a specified entity; defining the entity and specifying requirements for the entity to qualify to participate in the program; requiring a specified committee to establish and review specified eligibility guidelines for participation in the program; requiring a specified committee to maintain and revise a specified list of entities eligible for the program; etc.

EFFECTIVE JULY 1, 2008

SF, §§ 14-101, 14-103, 14-106, 14-107, and 14-108 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 613 **Senator Munson****CITY OF HAGERSTOWN – FIRE AND EXPLOSIVES INVESTIGATORS – AUTHORITY**

Providing that under specified circumstances, a City of Hagerstown fire and explosive investigator operating in the City of Hagerstown has the same authority as the State Fire Marshal and a full-time investigative and inspection assistant in the Office of the State Fire Marshal to make arrest without a warrant and to exercise specified powers of arrest; etc.

EFFECTIVE JULY 1, 2008

CR, § 4-201(d) - amended, CP, § 2-208.5 - added, and PS, §§ 3-101(e)(2) and 3-201(e)(2) - amended

Assigned to: Judicial Proceedings

SB 614 **Senator Raskin****DEATH PENALTY – MARYLAND COMMISSION ON CAPITAL PUNISHMENT**

Establishing a Maryland Commission on Capital Punishment; providing for the membership of the Commission; providing for the chair of the Commission; authorizing the Commission to hold public hearings; providing for the staffing of the Commission; requiring specified entities to cooperate with the Commission; providing for the funding of the Commission; providing that a member of the Commission may not receive compensation but is entitled to specified reimbursement; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2008

CS, § 3-910 - added

Assigned to: Judicial Proceedings

SB 615 **Senator Raskin, et al****STALKING AND DOMESTIC VIOLENCE – CRUELTY TOWARD A PET OR SERVICE ANIMAL**

Authorizing a District Court Commissioner or judge in a specified interim, temporary, or final protective order to order a respondent to remain away from, refrain from cruelty or aggravated cruelty toward, or give a specified pet or service animal to another; providing specified penalties for failure to comply with relief ordered in a protective order; changing the definition of “stalking” to include a course of conduct that puts a person in reasonable fear that a pet or service animal may suffer cruelty; etc.

EFFECTIVE OCTOBER 1, 2008

CR, § 3-802 - amended and FL, Various Sections - amended and added

Assigned to: Judicial Proceedings

SB 616 **Senator Raskin, et al****ALCOHOLIC BEVERAGES – DIRECT WINE SHIPPER’S LICENSE**

Repealing provisions that provided for a direct wine seller’s permit; establishing a direct wine shipper’s license to be issued by the Office of the Comptroller to specified persons in or outside of the State; requiring a person to be licensed before the person may engage in shipping wine directly to a resident in the State; requiring a direct wine shipper to perform specified actions; prohibiting a direct wine shipper from performing specified actions; etc.

EFFECTIVE JULY 1, 2008

Art. 2B, §§ 7.5-101 through 7.5-110 - repealed and added and § 2-101(b)(1)(i) and TG, §§ 5-101(f) and 5-201(d) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 617 **Senator Raskin, et al****HIGHER EDUCATION – COLLECTIVE BARGAINING – ADJUNCT FACULTY AND GRADUATE STUDENT EMPLOYEES**

Providing collective bargaining rights to adjunct faculty and graduate students in specified public institutions of higher education; and establishing separate collective bargaining units for adjunct faculty and graduate students.

EFFECTIVE JULY 1, 2008

SP, §§ 3-101, 3-102, and 3-403(d) - amended

Assigned to: Finance

SB 618 **Senator Jones, et al****PROPERTY TAX – HOMEOWNERS’ PROPERTY TAX CREDIT AND RENTERS’ PROPERTY TAX RELIEF**

Altering the eligibility requirements for renters’ property tax relief; altering the computation of specified property tax relief and credits; altering the maximum amount of specified property tax relief provided to specified renters; altering the minimum amount of specified property tax relief and credits which may be granted; etc.

EFFECTIVE JUNE 1, 2008

TP, §§ 9-102(a)(9), (h), and (i) and 9-104(h) and (k)(2) - amended

Assigned to: Budget and Taxation

SB 619 **Senator Jones, et al**

INCOME TAX – CREDIT TO OFFSET INCREASED SALES TAX

For the purpose of allowing specified individuals having income not exceeding specified poverty income levels to claim a credit against the State income tax in specified amounts; providing for refundability of the credit; providing that specified individuals are ineligible for the tax credit; applying the Act to tax years after 2008; etc.

EFFECTIVE JULY 1, 2008

TG, § 10-726 - added

Assigned to: Budget and Taxation

SB 620 **The President (By Request – Department of Legislative Services)**

ANNUAL CURATIVE BILL

Generally curing previous Acts of the General Assembly with possible title or other defects.

EMERGENCY BILL

Assigned to: Senate Rules

SB 621 **Senator Brinkley, et al**

VEHICLE LAWS – DRIVERS’ LICENSES – LAWFUL PRESENCE IN UNITED STATES

Prohibiting the Motor Vehicle Administration from issuing a driver’s license to an individual who cannot provide specified documentation certifying that the individual is either a United States citizen or is lawfully present in the United States in accordance with federal law.

EFFECTIVE OCTOBER 1, 2008

TR, § 16-103.1 - amended

Assigned to: Judicial Proceedings

SB 622 **Senator Brinkley, et al**

BUSINESS REGULATION – STATIONARY ENGINEERS – BOILERS

Altering the types of boilers specified stationary engineers may oversee; and defining specified terms.

EFFECTIVE OCTOBER 1, 2008

BOP, §§ 6.5-101 and 6.5-302 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 623 **Senator Rosapepe, et al**

TUITION CAP AND COLLEGE OPPORTUNITY ACT OF 2008

Requiring the State to provide General Fund support for the University System of Maryland and Morgan State University to achieve 100% of the Maryland Higher Education Commission funding guidelines by 2014; providing for a phase-in of increased General Fund support for the University System of Maryland and Morgan State University; etc.

EFFECTIVE JULY 1, 2008

ED, § 10-101 - amended and §§ 11-108, 12-117, and 15-106.7 - added

Assigned to: Budget and Taxation

SB 624 **Senator Rosapepe, et al**

ELECTION LAW – MARYLAND STUDENT VOTING RIGHTS ACT OF 2008

Requiring public institutions of higher education to develop a specified plan to promote student involvement in the electoral process; requiring those institutions to provide their students with the opportunity to register to vote or to update a voter registration record; making the implementation of specified requirements contingent on the appropriation of specified funds in the State budget; requiring the State Board of Elections to post specified information on its website regarding voting units; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2008

EL, § 1-305 - added and §§ 3-204, 9-306, 10-302, and 16-206 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 625 **Senator Muse**

INCOME TAX – SUBTRACTION MODIFICATION – MILITARY RETIREMENT INCOME

Increasing the subtraction modification under the State income tax for military retirement income from \$5,000 to the total amount of military retirement income received; providing for a delayed effective date; applying the Act to taxable years beginning after December 31, 2009; etc.

EFFECTIVE JULY 1, 2008

TG, § 10-207(q) - amended

Assigned to: Budget and Taxation

SB 626 **Senator Muse****PRINCE GEORGE'S COUNTY – ALCOHOLIC BEVERAGES –
CONVENTION CENTER LICENSE**

Establishing a Class B–CC (convention center) beer, wine and liquor license in Prince George's County; specifying that a license may be issued only to a specified establishment that is equipped with specified rooms and facilities; providing for a \$20,000 annual license fee; specifying hours of sale; etc.

EMERGENCY BILL

Art. 2B, § 6-201(r)(16) - added and §§ 9-101(d)(6), 9-102(a), and 9-217(d) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 627 **Senator Muse****TASK FORCE TO STUDY THE FEASIBILITY OF ESTABLISHING A
MOTOR VEHICLE ADMINISTRATION OFFICE IN LEGISLATIVE
DISTRICT 26**

Establishing a Task Force to Study the Feasibility of Establishing a Motor Vehicle Administration Office in Legislative District 26; providing for the composition of the Task Force; requiring the Motor Vehicle Administrator to designate two cochairs of the Task Force in a specified manner; requiring the Motor Vehicle Administration to provide staff for the Task Force; prohibiting a member of the Task Force from receiving compensation; entitling a member of the Task Force to reimbursement for specified expenses; etc.

EFFECTIVE JULY 1, 2008

Assigned to: Budget and Taxation

SB 628 **Senator Jacobs, et al****CRIMINAL PROCEDURE – LEGAL RESIDENCY STATUS –
SENTENCING AND PAROLE CONSIDERATIONS**

Authorizing a hearing examiner or commissioner determining whether an inmate is suitable for parole, or the Maryland Parole Commission before entering into a predetermined parole release agreement, to consider whether the prisoner is lawfully present in the United States under federal law; authorizing an examiner, commissioner, or the Commission to make inquiry into whether a specified prisoner would be legally subject to deportation from the United States while on parole; etc.

EFFECTIVE OCTOBER 1, 2008

CS, § 7-305 - amended and CP, § 6-233 - added

Assigned to: Judicial Proceedings

SB 629 **Senator Jacobs**CRIMINAL PROCEDURE – OFFENDER REGISTRY –
RETROACTIVITY

Providing that provisions requiring the registration on an offender registry of specified persons convicted of committing specified offenses are to be applied retroactively to include a person convicted on or after October 1, 1995, of an offense committed before October 1, 1995; etc.

EFFECTIVE OCTOBER 1, 2008

CP, § 11-702.1 - amended

Assigned to: Judicial Proceedings

SB 630 **Senator Jacobs**

OFFICE OF THE STATE PROSECUTOR – SUBPOENA AUTHORITY

Authorizing the State Prosecutor to issue subpoenas for the attendance of witnesses and the production of evidence when the State Prosecutor investigates or prosecutes a case under specified circumstances; specifying the rights of a person served with a subpoena and the requirements the State Prosecutor must meet when a subpoena is served; authorizing the State Prosecutor to report the failure of a person to obey a subpoena; and authorizing a court to grant relief under specified circumstances.

EFFECTIVE OCTOBER 1, 2008

CP, § 14-110 - amended

Assigned to: Judicial Proceedings

SB 631 **Senators Jacobs and Kittleman**DEPARTMENT OF HEALTH AND MENTAL HYGIENE – UMBILICAL
CORD BLOOD BANKING – EDUCATIONAL PUBLICATION

Requiring a hospital to allow a pregnant patient to arrange for the donation of umbilical cord blood to a private cord blood bank; requiring the Department of Health and Mental Hygiene, in consultation with specified groups, to develop an educational publication; specifying the content of the publication; requiring the Department to update and distribute a specified publication; requiring providers of obstetrical services to distribute the publication; etc.

EFFECTIVE JULY 1, 2008

HG, § 19-308.7 - amended

Assigned to: Finance

SB 632 **Senator Jacobs, et al****SOCIAL SERVICES ADMINISTRATION – CHILDREN SUBJECT TO THREATENED INJURY – IDENTIFICATION AND NOTICE**

Requiring the Secretary of Health and Mental Hygiene to allow the disclosure of birth records data to the Executive Director of the Social Services Administration in the Department of Human Resources; requiring the Executive Director to use birth records data and data from the child abuse or neglect central registry to identify children who may be subject to threatened injury by an individual responsible for the child's care; etc.

EFFECTIVE OCTOBER 1, 2008

HG, § 4-222 and FL, § 5-715 - added

Assigned to: Judicial Proceedings

SB 633 **Senator Jacobs****CRIMINAL LAW – PROPERTY USED IN GANG ACTIVITY – SEIZURE AND FORFEITURE**

Authorizing the seizure of specified property used or intended for use in connection with criminal gang activity; establishing procedures to be followed for the forfeiture of specified property; etc.

EFFECTIVE OCTOBER 1, 2008

CR, § 9-805 and CP, §§ 13-401 through 13-416 - added

Assigned to: Judicial Proceedings

SB 634 **Senator Jacobs, et al****CRIMINAL LAW – GANG ACTIVITY – JURISDICTION OVER JUVENILE OFFENDERS**

Excluding from the jurisdiction of juvenile court a child at least 16 years old who is alleged to have committed, as a member of a criminal gang, a specified act that would be a crime if committed by an adult; and providing for the application of the Act.

EFFECTIVE OCTOBER 1, 2008

CJ, § 3-8A-03(d)(4)(xvi) and (xvii) - amended and
3-8A-03(d)(4)(xviii) - added

§

Assigned to: Judicial Proceedings

SB 635 **Senator Jacobs, et al**REAL PROPERTY – CRIMINAL GANGS – ABATEMENT OF
NUISANCE

Establishing that the use of property by members of a criminal gang in the furtherance of specified criminal gang activity is a nuisance that may be the subject of an action for abatement.

EFFECTIVE OCTOBER 1, 2008

RP, § 14-120(a)(5) - amended

Assigned to: Judicial Proceedings

SB 636 **Senator Jacobs, et al**

CRIMINAL LAW – DEFINITION OF “CRIMINAL GANG”

Altering the definition of “criminal gang” to include any association of 3 or more persons meeting specified criteria.

EFFECTIVE OCTOBER 1, 2008

CR, § 9-801(c) - amended

Assigned to: Judicial Proceedings

SB 637 **Senator Jacobs, et al**CRIMINAL LAW – CRIMINAL GANG PARTICIPATION –
SENTENCING

Altering a provision of law to require that a specified sentence for a violation of the prohibition against participation in a criminal gang under specified conditions be separate from and consecutive to a sentence for the underlying crime.

EFFECTIVE OCTOBER 1, 2008

CR, § 9-804(c) - amended

Assigned to: Judicial Proceedings

SB 638 **Senator Jacobs****DRUNK AND DRUGGED DRIVING – REFUSAL TO TAKE A BLOOD OR BREATH TEST – PROHIBITION**

Prohibiting a person who is detained for specified alcohol– or drug–related driving offenses from knowingly refusing to take a specified blood or breath test if the person was detained previously for specified alcohol– or drug–related driving offenses and refused to take a blood or breath test; and providing that a violation is punishable by a fine of not more than \$1,000 or imprisonment for not more than 1 year or both.

EFFECTIVE OCTOBER 1, 2008

TR, §§ 21-902.2 and 27-101(bb) - added

Assigned to: Judicial Proceedings

SB 639 **Senator Jacobs, et al****COURTS – EVIDENCE – EXISTENCE OF OR MEMBERSHIP IN A CRIMINAL GANG**

Establishing that specified evidence is probative of the existence of or membership in a criminal gang; and authorizing the admissibility of specified evidence in a civil or criminal proceeding to prove the existence of or membership in a criminal gang.

EFFECTIVE OCTOBER 1, 2008

CJ, § 10-922 - added

Assigned to: Judicial Proceedings

SB 640 **Senator Jacobs, et al****CRIMINAL LAW – CRIMINAL GANGS – UNDERLYING CRIME**

Altering the definition of “underlying crime” for purposes of specified criminal gang offenses to add misdemeanor assaults, malicious destruction, human trafficking, receiving earnings of a prostitute, and betting, wagering, and gambling.

EFFECTIVE OCTOBER 1, 2008

CR, § 9-801(f) - amended

Assigned to: Judicial Proceedings

SB 641 **Senator Jacobs, et al****CRIMINAL GANG ACTIVITY – FINANCIAL TRANSACTIONS – PENALTY**

Prohibiting a person from receiving specified proceeds and using or investing \$10,000 or more of those proceeds in the acquisition of specified property or establishment or operation of a criminal gang; prohibiting a person from directly acquiring, maintaining an interest in, or asserting control of a criminal gang through a pattern of criminal gang activity; prohibiting a person from engaging in a money transmission with specified proceeds; establishing specified penalties; etc.

EFFECTIVE OCTOBER 1, 2008

CR, §§ 9-805, 9-806, and 9-807 - added

Assigned to: Judicial Proceedings

SB 642 **Senators Gladden and McFadden (By Request – Baltimore City Administration)****CRIMINAL PROCEDURE – RESTRICTIONS ON PRETRIAL RELEASE – OFFENSES INVOLVING FIREARMS – REPEAT OFFENDERS**

Prohibiting a District Court commissioner from authorizing the pretrial release of a defendant charged with a specified offense involving a firearm if the defendant has previously been convicted of a specified offense involving a firearm; providing that a judge may authorize the pretrial release of such a defendant on specified conditions; requiring a judge to order the continued detention of such a defendant under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2008

CP, § 5-202 - amended

Assigned to: Judicial Proceedings

SB 643 **Senator Gladden****CREATION OF A STATE DEBT – BALTIMORE CITY – GIRL SCOUT URBAN PROGRAM AND TRAINING CENTER**

Authorizing the creation of a State Debt not to exceed \$450,000, the proceeds to be used as a grant to the Board of Directors of the Girl Scouts of Central Maryland, Inc. for the acquisition, construction, renovation, and capital equipping of the Girl Scout Urban Program and Training Center located in Baltimore; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2008

Assigned to: Budget and Taxation

SB 644 **Senator Pugh, et al****BALTIMORE REGIONAL TRANSPORTATION AUTHORITY STUDY
TASK FORCE**

Establishing a Baltimore Regional Transportation Authority Study Task Force to consider specified transportation-related issues, and to study and make recommendations regarding the creation of an independent transportation authority for a specified region; providing for the membership of the Task Force; requiring the Task Force to report to the Governor and the General Assembly by a specified date; etc.

EFFECTIVE JUNE 1, 2008

Assigned to: Finance

SB 645 **Senator Gladden, et al****CRIMINAL LAW – DEATH PENALTY – REPEAL**

Repealing the death penalty; repealing procedures and requirements related to the death penalty; providing that specified inmates who have been sentenced to death may not be executed and shall be considered as having received a sentence of life imprisonment without the possibility of parole under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2008

CS, CP, CJ, CR, and HG, Various Sections - amended and repealed

Assigned to: Judicial Proceedings