



SYNOPSIS

House Bills and Joint Resolutions
2009 Maryland General Assembly Session

February 2, 2009
Schedule 14

PLEASE NOTE: February 13 – Bill introduction deadline.
All bills must be given to the Chief Clerk by 5:00 P.M. on Thursday, February 12.
As required by House Rule 32(b), bills introduced after this date will be referred to the House Rules and Executive Nominations Committee.

HOUSE BILLS INTRODUCED JANUARY 30, 2009

HB 319 Delegates McConkey and Beidle

ANNE ARUNDEL COUNTY – HIGHWAY RIGHTS-OF-WAY –
AUTHORITY TO REMOVE ILLEGAL OUTDOOR SIGNS

Authorizing, in Anne Arundel County, any employee of a unit of State or local government to remove and dispose of an outdoor sign erected or maintained in a highway right-of-way in violation of specified provisions of law; etc.

EFFECTIVE OCTOBER 1, 2009

TR, § 8-748 - amended

Assigned to: Environmental Matters

HB 320 Delegate George, et al**VOLTAGE REGULATION TECHNOLOGY – INCOME TAX SUBTRACTION MODIFICATION**

Allowing a subtraction modification under the Maryland individual and corporate income tax for expenses incurred to purchase and install specified voltage regulation technologies; and applying the Act to tax years after 2008.

EFFECTIVE JULY 1, 2009

TG, § 10-208(q) - added and § 10-308(b) - amended

Assigned to: Ways and Means

HB 321 Delegate Hixson, et al**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2005 – MONTGOMERY COUNTY – OLD BLAIR HIGH SCHOOL AUDITORIUM**

Amending the Maryland Consolidated Capital Bond Loan of 2005 to extend the date by which the Board of Directors of the Old Blair Auditorium Project, Inc. must present evidence that a matching fund will be provided.

EFFECTIVE JUNE 1, 2009

Chapter 445 of the Acts of 2005, § 1(3) Item ZA01(AR) and ZA02(AV), as amended - amended

Assigned to: Appropriations

HB 322 Delegate Hixson, et al**LIBRARIES – FUNDING – STATE LIBRARY RESOURCE CENTER**

Altering the minimum allocations per resident that the State Library Resource Center shall receive for operating and capital expenses in specified fiscal years; etc.

EFFECTIVE OCTOBER 1, 2009

ED, § 23-205(d) - amended

Assigned to: Ways and Means

HB 323 Delegate Waldstreicher, et al

TEXTING WHILE DRIVING BAN OF 2009

Prohibiting the use of a wireless communication device to write, send, or read a text message while operating a motor vehicle; establishing exceptions to the prohibition; and providing that specified use of a wireless communication device does not constitute writing, sending, or reading a text message under the Act.

EFFECTIVE OCTOBER 1, 2009

TR, § 21-1124.1 - added

Assigned to: Environmental Matters

HB 324 Delegate Taylor, et alMARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2007 –
MONTGOMERY COUNTY – DAMASCUS HERITAGE MUSEUM

Amending the Maryland Consolidated Capital Bond Loan of 2007 to extend the deadline by which the Board of Directors of the Damascus Heritage Society, Inc. may present evidence to the Board of Public Works that a matching fund will be provided.

EFFECTIVE JUNE 1, 2009

Chapter 488 of the Acts of 2007, § 1(3) Item ZA02(AX) - amended

Assigned to: Appropriations

HB 325 Delegate Hixson, et alCREATION OF A STATE DEBT – MONTGOMERY COUNTY – EASTER
SEALS INTER-GENERATIONAL CENTER

Authorizing the creation of a State Debt not to exceed \$70,000, the proceeds to be used as a grant to the Board of Directors of Easter Seals Greater Washington–Baltimore Region, Inc. for the construction, repair, and capital equipping of the Easter Seals Inter–Generational Center, located in Silver Spring; 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, 2009

Assigned to: Appropriations

HB 326 Delegate Weir, et al**PROCUREMENT – MINORITY BUSINESS ENTERPRISES –
RETENTION OF CERTIFICATION AND STATUS AND
PARTICIPATION IN THE MINORITY BUSINESS ENTERPRISE
PROGRAM**

Authorizing the certification agency for the minority business enterprise (MBE) program to allow, for a specified period of time, a minority business enterprise that graduates from the MBE program to retain its certification number and participate in the MBE program as if it were a certified minority business enterprise.

EFFECTIVE OCTOBER 1, 2009

SF, § 14-304 - amended

Assigned to: Health and Government Operations

HB 327 Delegate Beitzel, et al**NATURAL RESOURCES – BLACK BEAR DAMAGE – FUNDS FOR
REIMBURSEMENT**

Requiring application fees collected for the black bear hunting permit lottery to be used to reimburse specified persons for damage to beehives, fruit, other crops, livestock, or poultry caused by black bears under specified circumstances.

EFFECTIVE OCTOBER 1, 2009

NR, § 10-423.1 - amended

Assigned to: Environmental Matters

HB 328 Delegate Niemann**CRIMINAL LAW – MAIL THEFT – PENALTY**

Prohibiting a person from knowingly and willfully removing, taking, possessing, obtaining, or receiving mail under specified circumstances without the permission of the United States Postal Service or the intended recipient; providing penalties for a violation of the Act; repealing a provision that prohibits opening a letter without permission that is rendered inconsistent with the Act; etc.

EFFECTIVE OCTOBER 1, 2009

CR, § 3-905 - repealed and § 7-106.1 - added

Assigned to: Judiciary

HB 329 Delegate Krysiak**BUSINESS OCCUPATIONS AND PROFESSIONS – INDIVIDUAL TAX PREPARERS – REGISTRATION REQUIREMENTS**

Altering specified qualifications that an individual must meet to register as an individual tax preparer; requiring the Department of Labor, Licensing, and Regulation to develop an examination that meets specified requirements; and altering the form and content of an examination given by the State Board of Individual Tax Preparers.

EFFECTIVE OCTOBER 1, 2009

BOP, §§ 21-302 through 21-304 - amended

Assigned to: Economic Matters

HB 330 Delegate Anderson, et al**CRIMINAL LAW – MANSLAUGHTER AND VEHICULAR MANSLAUGHTER – PENALTIES**

Increasing from 10 to 30 years the possible term of imprisonment for a conviction of the crime of manslaughter or vehicular manslaughter.

EFFECTIVE OCTOBER 1, 2009

CR, §§ 2-207(a) and 2-209(d) - amended

Assigned to: Judiciary

HB 331 Delegate Stifler**STATE COMMISSION OF REAL ESTATE APPRAISERS AND HOME INSPECTORS FUND**

Establishing the State Commission of Real Estate Appraisers and Home Inspectors Fund as a special, nonlapsing fund in the Department of Labor, Licensing, and Regulation; repealing a provision of law requiring the State Commission of Real Estate Appraisers and Home Inspectors to pay specified money into the General Fund of the State; authorizing the Commission to set specified fees for its services beginning on a specified date; etc.

EFFECTIVE JULY 1, 2010

BOP, Various Sections - amended, added, and repealed and BR, §§ 2-106.7 and 2-106.8 - added

Assigned to: Economic Matters

HB 332 Delegate Frank, et al

VICTIMS OF CRIME – BURGLARY AND CRIMES OF VIOLENCE – CIVIL IMMUNITY

Providing that a person is not liable for damages for a personal injury or death of an individual who enters the person's dwelling or place of business with the intent to commit specified crimes under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2009

CJ, § 5-808 - added

Assigned to: Judiciary

HB 333 Delegate Beitzel

MARYLAND AGRICULTURAL LAND PRESERVATION FOUNDATION – EASEMENT PROPERTIES – NATURAL GAS DRILLING

Authorizing a landowner whose land is subject to an agricultural land preservation easement to drill for natural gas.

EFFECTIVE OCTOBER 1, 2009

AG, § 2-513(b)(1) - amended

Assigned to: Environmental Matters

HB 334 Delegate Beitzel

GARRETT COUNTY – ALCOHOLIC BEVERAGES – WINE AND BEER TASTING LICENSE – OFF-SITE RETAIL DELIVERY PROCEDURES – FEES

Requiring the Garrett County Board of License Commissioners to charge a \$100 issuing fee for a wine and beer tasting license; authorizing an alcoholic beverages licensee or an employee of the licensee to make an off-site retail delivery of alcoholic beverages under specified circumstances; requiring that specified delivery forms be submitted to the Board on or before the 10th day of the following month; requiring the Board to adopt regulations; etc.

EFFECTIVE JULY 1, 2009

Art. 2B, §§ 8-406.1 and 10-503(m) - amended and §§ 10-502(d) and 12-301(e) - added

Assigned to: Economic Matters

HB 335 Delegate BeitzelSTATE GOVERNMENT – HOYE CREST ON BACKBONE MOUNTAIN
– HIGHEST POINT IN MARYLAND

Designating Hoye Crest on Backbone Mountain as the highest point in the State.

EFFECTIVE OCTOBER 1, 2009

SG, § 13-322 - added

Assigned to: Health and Government Operations

HB 336 Delegate McHale, et alCREATION OF A STATE DEBT – BALTIMORE CITY – AMERICAN
VISIONARY ARTS MUSEUM

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the American Visionary Arts Museum, Inc. for the acquisition, repair, renovation, and capital equipping of the American Visionary Arts Museum, located in Baltimore City; 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 an easement to the Maryland Historical Trust; etc.

EFFECTIVE JUNE 1, 2009

Assigned to: Appropriations

HB 337 Delegate Hixson, et al

STREAMLINED SALES AND USE TAX AGREEMENT

Removing a provision making the State's adoption of the Streamlined Sales and Use Tax Agreement contingent on the enactment by the U.S. Congress of legislation consenting to the Agreement; and requiring the Comptroller by October 1, 2009, to prepare and submit draft legislation and proposed regulations relating to the implementation of the Agreement to the Governor, the Senate Budget and Taxation Committee, and the House Committee on Ways and Means.

EFFECTIVE JULY 1, 2009

TG, § 11-106 - amended

Assigned to: Ways and Means

HB 338 Delegate McHale, et al**CREATION OF A STATE DEBT – BALTIMORE CITY – MARYLAND SCIENCE CENTER GREEN ROOF PROJECT**

Authorizing the creation of a State Debt not to exceed \$400,000, the proceeds to be used as a grant to the Board of Trustees of the Maryland Academy of Sciences for a specified green roof project for the Maryland Science Center, located in Baltimore; 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, 2009

Assigned to: Appropriations

HB 339 Delegate Anderson, et al**EDUCATION FUNDING – MAINTENANCE OF EFFORT – SLOTS REVENUE**

Requiring that expenditures from the Education Trust Fund to primary and secondary education be in addition to State general funds provided for State aid for education; etc.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2009

SG, § 9-1A-30 - amended

Assigned to: Ways and Means

HB 340 Delegate Hixson, et al**INCOME TAX CREDIT FOR SERVICES DONATED TO COMMUNITY HEALTH ORGANIZATIONS**

Allowing a State income tax credit for specified health care professionals who donate services to community health organizations providing health care services to low-income individuals; providing for allocation of the tax credit among community health organizations; limiting the total tax credit that may be allocated to \$250,000 each year; etc.

EFFECTIVE JULY 1, 2009

TG, § 10-728 - added

Assigned to: Ways and Means

HB 341 Delegate McHale, et al**CREATION OF A STATE DEBT – BALTIMORE CITY – CHESAPEAKE CENTER FOR YOUTH DEVELOPMENT**

Authorizing the creation of a State Debt not to exceed \$382,000, the proceeds to be used as a grant to the Board of Directors of the Chesapeake Center for Youth Development, Inc. for the design, construction, renovation, and capital equipping of additions and alterations to the Chesapeake Center for Youth Development, 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, 2009

Assigned to: Appropriations

HB 342 Delegate Taylor, et al**PUBLIC EDUCATION – EDUCATION TRUST FUND – USE OF FUNDS**

Requiring that expenditures from the Education Trust Fund be additional funding for public elementary and secondary education, community colleges, and public senior higher education institutions and not supplant any existing funding.

EFFECTIVE JULY 1, 2009

SG, § 9-1A-30 - amended

Assigned to: Ways and Means

HB 343 Delegate Howard, et al**CONSUMER PROTECTION – DISCLOSURE OF PERSONAL INFORMATION BY CREDIT CARD ISSUERS – LIMITATIONS**

Prohibiting credit card issuers from disclosing specified personal information of a cardholder without express written authorization; requiring credit card issuers to provide a specified notice to cardholders at specified times; specifying the contents of the notice; providing that a cardholder's disclosure authorization is effective until a specified event occurs; etc.

EFFECTIVE OCTOBER 1, 2009

CL, § 14-1322 - added

Assigned to: Economic Matters

HB 344 Delegate Howard, et al**CONSUMER PROTECTION – SALE OR DISTRIBUTION OF PERSONAL INFORMATION – LIMITATIONS**

Prohibiting specified businesses from disclosing, for compensation, specified information obtained in a specified manner; providing that a violation of specified provisions of the Act is an unfair or deceptive trade practice; providing that a waiver of specified provisions of the Act is contrary to public policy and is void and unenforceable; prohibiting units of State government from selling or distributing specified mailing lists under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2009

CL, §§ 14-3701 through 14-3704 - added and SG, § 10-624(c) - amended

Assigned to: Economic Matters

HB 345 Delegates Love and Beidle**WORKERS' COMPENSATION – SOLE PROPRIETORS – COVERAGE**

Establishing that a specified sole proprietor is a covered employee under workers' compensation law unless the sole proprietor elects to be exempt from coverage; altering specified requirements for submission of a specified form; and eliminating the circumstances under which an individual is presumed to be a sole proprietor who is not a covered employee.

EFFECTIVE OCTOBER 1, 2009

LE, §§ 9-227 and 9-508 - amended

Assigned to: Economic Matters

HB 346 Delegate Love, et al**BAY RESTORATION FUND – NITROGEN-REMOVING SEPTIC SYSTEMS**

Authorizing the use of the Bay Restoration Fund for costs incurred by local governments in inspecting projects to ensure long-term performance of nitrogen-removing septic systems funded by the Bay Restoration Fund.

EFFECTIVE OCTOBER 1, 2009

EN, § 9-1605.2(i)(2)(ix) - amended

Assigned to: Environmental Matters

HB 347 Delegate Love, et al**CREATION OF A STATE DEBT – ANNE ARUNDEL COUNTY – LINTHICUM VETERANS MEMORIAL**

Authorizing the creation of a State Debt in the amount of \$200,000, the proceeds to be used as a grant to the Board of Directors of the Linthicum Veterans Memorial, Inc. for the planning, design, construction, and capital equipping of the Linthicum Veterans Memorial; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2009

Assigned to: Appropriations

HB 348 Delegate Love, et al**ANNE ARUNDEL COUNTY – BOARD OF EDUCATION – STUDENT MEMBER SCHOLARSHIP**

Establishing a \$5,000 scholarship for a student member of the Anne Arundel County Board of Education who completes a full term; and providing that the Act does not apply to the incumbent student board member.

Preliminary analysis: local government mandate

EFFECTIVE JUNE 1, 2009

ED, § 3-110(g) - amended

Assigned to: Ways and Means

HB 349 Washington County Delegation**WASHINGTON COUNTY – MENTAL HEALTH ADVISORY COMMITTEE**

Authorizing the governing body of Washington County to designate Washington County Mental Health Authority, Inc. as the mental health advisory committee for Washington County.

EFFECTIVE OCTOBER 1, 2009

HG, § 10-308 - amended

Assigned to: Health and Government Operations

HB 350 Washington County Delegation**WASHINGTON COUNTY – BOARD OF EDUCATION – PRESIDENT AND MEMBERS SALARY**

Increasing the salary of the president of the Washington County Board of Education to \$6,200; increasing the salary of other members of the county board to \$6,100; and providing that the Act does not apply to the salary or compensation of an incumbent president or member of the county board.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2009

ED, § 3-1302(a)(1) - amended

Assigned to: Ways and Means

HB 351 Washington County Delegation**WASHINGTON COUNTY – ALCOHOLIC BEVERAGES – WINERY LICENSE**

Authorizing the Washington County Board of License Commissioners to issue a Class W winery license to specified holders of a Class 4 manufacturer's license; specifying the privileges conferred by the Class W winery license, including the ability to sell wine and other products for consumption on or off the premises and to maintain furnishings to enable patrons to consume wine and food; specifying a license fee; etc.

EFFECTIVE JULY 1, 2009

Art. 2B, § 4-301 - added and § 11-522 - amended

Assigned to: Economic Matters

HB 352 Delegate Love, et al**CREATION OF A STATE DEBT – ANNE ARUNDEL COUNTY – BENSON–HAMMOND HOUSE RENOVATION**

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Anne Arundel County Historical Society, Inc. for the repair, renovation, reconstruction, and capital equipping of the Benson–Hammond House and related outbuildings; 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; etc.

EFFECTIVE JUNE 1, 2009

Assigned to: Appropriations

HB 353 Delegate Barnes, et al**PUBLIC INSTITUTIONS OF HIGHER EDUCATION – FIREARMS, KNIVES, AND DEADLY WEAPONS – PROHIBITION**

Prohibiting the carrying or possession of firearms, knives, and deadly weapons on the property of public institutions of higher education; providing for exceptions to this prohibition for law enforcement officers, a person hired for the purpose of protecting the institution's property, a person engaged in shooting activity for educational purposes, and a person who has a written invitation from the president of the institution to engage in a historical demonstration; etc.

EFFECTIVE OCTOBER 1, 2009

CR, § 4-102 - amended

Assigned to: Judiciary

HB 354 Delegate Barnes, et al**CIVIL JURY TRIALS – AMOUNT IN CONTROVERSY**

Increasing from more than \$10,000 to more than \$20,000 the amount in controversy in civil proceedings in which the right to a trial by jury may be limited by legislation; increasing from more than \$10,000 to more than \$20,000 the amount in controversy in civil cases in which the right to a jury trial shall be inviolably preserved; and submitting the constitutional amendment to the qualified voters of the State for their adoption or rejection.

CONTINGENT

CONSTITUTIONAL AMENDMENT

Maryland Constitution, Declaration of Rights, Art. 5(a) and 23 - amended

Assigned to: Judiciary

HB 355 Delegate Barnes, et al**COURTS – JURY TRIALS IN CIVIL ACTIONS – AMOUNT IN CONTROVERSY**

Increasing from \$10,000 to \$20,000 the maximum amount in controversy in a civil action in which a party may not demand a jury trial; providing for the construction and application of the Act; and making the Act contingent on the passage and ratification of a specified constitutional amendment.

CONTINGENT

CJ, § 4-402(e)(1) - amended

Assigned to: Judiciary

HB 356 Delegates Barnes and Frush (By Request)**CRIMINAL LAW – RECKLESS ENDANGERMENT – USE OF A MOTOR VEHICLE**

Establishing that a person may not recklessly create a substantial risk of death or serious physical injury to another by driving a motor vehicle through or into a part of a building or structure that is not designed or intended to accommodate motor vehicles if the person knows or has reason to know that the building or structure is occupied; and establishing that a specified penalty applies to a violation of the Act.

EFFECTIVE OCTOBER 1, 2009

CR, § 3-204 - amended

Assigned to: Judiciary

HB 357 Delegate Barnes**BUSINESS OCCUPATIONS AND PROFESSIONS – PLUMBERS – LEAD-FREE MATERIALS**

Prohibiting the use of specified plumbing materials containing more than a specified amount of lead from being used in the installation or repair of plumbing intended to dispense water for human consumption; prohibiting the sale of specified plumbing materials containing more than a specified amount of lead; requiring the State Board of Plumbing to adopt regulations; and providing that the Act shall take effect on January 1, 2011.

EFFECTIVE JANUARY 1, 2011

BOP, §§ 12-101(h-1) and (q), 12-605.1, and 12-605.2 - added and § 12-205(b) - amended

Assigned to: Economic Matters

HB 358 Delegate Weir, et al**VEHICLE LAWS – DRIVER IMPROVEMENT PROGRAMS – DEDUCTION OF ACCUMULATED POINTS**

Authorizing an individual who has accumulated 2 or more points on the individual's driving record to request the Motor Vehicle Administration to deduct 2 points from the individual's driving record if the individual attends a specified driver improvement program or driver safety program; prohibiting the Administration from deducting more than 2 points from an individual's driving record in a 2-year period; etc.

EFFECTIVE OCTOBER 1, 2009

TR, § 16-404 - amended

Assigned to: Environmental Matters

HB 359 Delegate McConkey, et al**PUBLIC SAFETY – HANDGUN PERMITS – VICTIMS OF DOMESTIC VIOLENCE**

Specifying that an applicant for a handgun permit who is eligible for relief under the spousal domestic violence laws of the State for whose benefit a court has issued a temporary or final protective order meets the standard that the applicant has a good and substantial reason to wear, carry, or transport a handgun in order to be issued a handgun permit by the Secretary of State Police.

EFFECTIVE OCTOBER 1, 2009

PS, § 5-306 - amended

Assigned to: Judiciary

HB 360 Delegates Love and V. Clagett**ANNE ARUNDEL COUNTY TOURISM AND ECONOMIC DEVELOPMENT PROMOTION ACT OF 2009**

Requiring Anne Arundel County to impose a hotel tax at a rate of 7%; requiring the county to distribute a specified amount of revenue from the hotel tax to specified organizations and the county's general fund; making a technical correction; and repealing an obsolete provision.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2009

Art. 24, § 9-602 - amended

Assigned to: Ways and Means

HB 361 Washington County Delegation**PUBLIC SAFETY – HAGERSTOWN COMMUNITY COLLEGE POLICE FORCE**

Establishing a police force for the Hagerstown Community College; specifying the powers of a Hagerstown Community College police officer; requiring the Board of Trustees of the Hagerstown Community College to adopt specified standards and regulations; including a member of the police force of the Hagerstown Community College in the defined term "police officer" in connection with provisions of law relating to the authority to make arrests; etc.

EFFECTIVE OCTOBER 1, 2009

CP and PS, Various Sections - amended and added and CP, § 2-101(c)(24) and ED, § 16-407.1 - added

Assigned to: Judiciary

HB 362 Delegate Ali, et al**MOVING VIOLATION POINTS ACCOUNTABILITY ACT**

Establishing that points assessed against an individual's driving record are to be retained for a period of time that commences on the date of the conviction of the violation for which the points are assessed; etc.

EFFECTIVE OCTOBER 1, 2009

TR, § 16-407 - amended

Assigned to: Environmental Matters

HB 363 Delegate Taylor, et al**PUBLIC SAFETY – POTOMAC RIVER BRIDGES SECURITY ZONE PILOT PROGRAM**

Establishing the Potomac River Bridges Security Zone Pilot Program in the Department of State Police; providing that the purpose of the Program is to provide a 500-foot security zone in the water surrounding the Woodrow Wilson Memorial Bridge and the Harry W. Nice Memorial Bridge on the Potomac River; requiring the Department to contract with a private security firm to patrol the 500-foot security zone surrounding each bridge; etc.

EFFECTIVE OCTOBER 1, 2009

PS, § 2-314 - added

Assigned to: Judiciary

HB 364 Delegate Burns, et al**TASK FORCE TO STUDY STATE EMPLOYMENT ASSISTANCE FOR EX-FELONS**

Establishing a Task Force to Study State Employment Assistance for Ex-Felons; providing for the membership and duties of the Task Force; providing for the staffing of the Task Force; requiring the Governor to appoint the chair of the Task Force; prohibiting a member of the Task Force from receiving specified compensation; authorizing a member of the Task Force to receive reimbursement for specified expenses; etc.

EFFECTIVE JUNE 1, 2009

Assigned to: Economic Matters

HB 365 Delegate Hixson, et al

LABOR AND EMPLOYMENT – ADULT EDUCATION AND LITERACY GRANTS – FUNDING FORMULA

Requiring the Department of Labor, Licensing, and Regulation to provide competitive adult education grants beginning in fiscal year 2011 for specified eligible adult education providers; requiring that funding for State adult education grants shall be provided in the State budget; providing for the manner of calculation of the amount of a specified State adult education grant available for each county for distribution to specified adult education providers; etc.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2010

LE, § 11-806 - amended

Assigned to: Ways and Means

HOUSE BILLS INTRODUCED FEBRUARY 2, 2009**HB 366** Delegate Rosenberg, et al

CRIMINAL PROCEDURE – PETITION FOR WRIT OF ACTUAL INNOCENCE – NEWLY DISCOVERED EVIDENCE

Authorizing a convicted person to file a petition for writ of actual innocence in a specified court if the person claims that there is newly discovered evidence that meets specified requirements; establishing requirements for a petition; requiring the court to hold a hearing on the petition under specified circumstances, with a specified exception; authorizing the court to take specified actions in ruling on the petition; etc.

EFFECTIVE OCTOBER 1, 2009

CP, § 8-301 - added

Assigned to: Judiciary

HB 367 Delegate Malone**MARYLAND QUIET VEHICLES AND PEDESTRIAN SAFETY TASK FORCE – EXTENSION AND MEMBERSHIP**

Extending the duration of the Maryland Quiet Vehicles and Pedestrian Safety Task Force; altering the membership of the Task Force; altering the date on which the final findings and recommendations of the Task Force are due; requiring the Task Force to report its final findings and recommendations to the Governor; etc.

EMERGENCY BILL

Chapters 384 and 385 of 2008, §§ 1 and 2 - amended

Assigned to: Environmental Matters

HB 368 Delegate Anderson (By Request – Baltimore City Administration), et al**BALTIMORE CITY HEALTH DEPARTMENT – OVERDOSE PREVENTION PILOT PROGRAM**

Establishing an Overdose Prevention Pilot Program in the Baltimore City Health Department; authorizing the Department to issue and renew specified certificates, conduct specified educational and training programs and written and oral examinations, approve specified educational and training programs, and charge specified fees; authorizing a certificate holder to perform specified acts; providing that an individual may not be held civilly liable under specified circumstances; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2009

HG, §§ 24-8A-01 through 24-8A-10 - added

Assigned to: Health and Government Operations

HB 369 Delegate Ali, et al**SPECIAL ELECTION FOR US SENATE VACANCIES ACT**

Altering the process for filling a vacancy in the office of United States Senator; repealing the authority of the Governor to make an appointment to fill a vacancy in the office of United States Senator and requiring the Governor to issue a proclamation for a special election to fill the vacancy under specified circumstances; authorizing the Governor to fill a vacancy in the office of United States Senator temporarily under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2009

EL, § 8-602 - amended

Assigned to: Ways and Means

HB 370 Delegate King, et al**MARYLAND LOCKSMITHS ACT**

Requiring a specified business to be licensed by the Secretary of Labor, Licensing, and Regulation before the business may provide locksmith services; providing for the purpose of the Act; providing that the Act does not limit the rights of specified individuals to engage in locksmith services; authorizing the Secretary to adopt regulations for the licensure and regulation of locksmiths; etc.

EFFECTIVE OCTOBER 1, 2009

BR, §§ 12.5-101 through 12.5-601 - added

Assigned to: Economic Matters

HB 371 Charles County Delegation**MOTOR VEHICLES – LOW SPEED VEHICLE – DEFINITION**

Altering the defined term “low speed vehicle” to include a qualifying nonelectric vehicle.

EFFECTIVE OCTOBER 1, 2009

TR, § 11-130.1 - amended

Assigned to: Environmental Matters

HB 372 Charles County Delegation**CHARLES COUNTY – ALCOHOLIC BEVERAGES VIOLATIONS – PENALTIES**

Increasing specified fines for alcoholic beverages violations in Charles County; and providing that the Charles County Board of License Commissioners may impose both a fine and a license suspension for an alcoholic beverages violation.

EFFECTIVE OCTOBER 1, 2009

Art. 2B, § 16-507(j) - amended

Assigned to: Economic Matters

HB 373 Charles County Delegation**CRIMINAL LAW – LAWFUL WIRETAPPING – SEXUAL OFFENSE IN THE THIRD DEGREE**

Providing that it is lawful for an investigative or law enforcement officer, under specified circumstances, to intercept a wire, oral, or electronic communication in order to provide evidence of the commission of a sexual offense in the third degree.

EFFECTIVE OCTOBER 1, 2009

CJ, § 10-402(c)(2)(ii)1.D. - amended

Assigned to: Judiciary

HB 374 Delegate Reznik**RADIATION THERAPISTS, RADIOGRAPHERS, NUCLEAR MEDICINE TECHNOLOGISTS, AND RADIOLOGIST ASSISTANTS – RENEWAL REQUIREMENTS FOR LICENSES**

Repealing a renewal requirement for licensed radiation therapists, radiographers, nuclear medicine technologists, and radiologist assistants; and requiring specified licensees to meet any new license renewal requirements established by the State Board of Physicians.

EFFECTIVE OCTOBER 1, 2009

HO, § 14-5B-12(c) - amended

Assigned to: Health and Government Operations

HB 375 Delegate Weir, et al**VEHICLE LAWS – OFF-HIGHWAY VEHICLES – TITLING AND REGISTRATION**

Creating an Off-Highway Vehicle Fund in the Department of Natural Resources; defining “off-highway vehicle”; providing for titling and registration with the Motor Vehicle Administration for off-highway vehicles; exempting specified off-highway vehicles from registration requirements; etc.

EFFECTIVE OCTOBER 1, 2009

NR, §§ 5-209.1 and 5-209.2 - added and TR, Various Sections - added, amended, and repealed

Assigned to: Environmental Matters

HB 376 Delegate Schuler**CRIMINAL PROCEDURE – CONCURRENT COURT JURISDICTION – SECOND OR SUBSEQUENT OFFENSE OF FAILURE TO REGISTER WITH SEX OFFENDER REGISTRY**

Providing that the jurisdiction of the District Court is concurrent with that of the circuit court in a criminal case in which a person is charged with a second or subsequent offense of knowingly failing to register, knowingly failing to provide a specified notice, or knowingly providing false information of a material fact as required under provisions relating to registration of sexual offenders.

EFFECTIVE OCTOBER 1, 2009

CJ, §§ 4-301 and 4-302(a) and (d) - amended

Assigned to: Judiciary

HB 377 Delegate Feldman**BUSINESS REGULATION – REGISTRATION OF RETAIL SERVICE STATION DEALERS AND SALE OF GASOLINE PRODUCTS**

Extending to October 1, 2014, the expiration date of the conditional prohibition against the Comptroller on the issuance of a certificate of registration to a retail service station dealer who markets motor fuel through a retail service station that has been altered, enlarged, or structurally modified; etc.

EFFECTIVE OCTOBER 1, 2009

BR, §§ 10-304 and 10-312 - amended

Assigned to: Economic Matters

HB 378 Delegate Feldman**CORPORATIONS – CORPORATE DOCUMENTS, FRACTIONAL SHARES, AND REDEMPTION OF STOCK**

Repealing the requirement that the original or a certified copy of the bylaws of a corporation, including amendments to them, be kept at the corporation's principal office; authorizing a corporation to eliminate fractional shares of stock by rounding up, but not down, to a full share of stock; increasing the amount of the aggregate net asset value of shares that a corporation may redeem from a stockholder under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2009

CA, §§ 2-110, 2-214(a), 2-310.1, 2-313, and 2-512 - amended

Assigned to: Economic Matters

HB 379 Delegate Olszewski, et al**EDUCATION – REPORTING REQUIREMENT – CLASS SIZE**

Requiring the State Department of Education to develop a uniform data collection method to track the number of students who regularly participate in a classroom teacher's class by the beginning of the 2012–2013 academic year; requiring the method to reflect the number of these students in a classroom teacher's class as of September 30 of each year; requiring each county board of education to implement the method and report the results to the Department on or before December 1 of each year; etc.

EFFECTIVE OCTOBER 1, 2009

ED, § 7-119 - added

Assigned to: Ways and Means

HB 380 Charles County Delegation**CHARLES COUNTY – WORKERS' COMPENSATION – AUXILIARY VOLUNTEER OF SHERIFF'S OFFICE**

Establishing that each auxiliary volunteer of the Charles County Sheriff's Office is a covered employee while performing work assigned by the Sheriff of the county.

EFFECTIVE OCTOBER 1, 2009

LE, § 9-233 - amended

Assigned to: Economic Matters

HB 381 Delegate Levy**CREATION OF A STATE DEBT – CHARLES COUNTY – HOSPICE HOUSE**

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 Hospice of Charles County, Inc. for the acquisition, planning, design, construction, and capital equipping of the Hospice House, located in La Plata; 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, 2009

Assigned to: Appropriations

HB 382 Delegate Cardin, et al**CREATION OF A STATE DEBT – BALTIMORE COUNTY – NEW TOWN HIGH SCHOOL STADIUM**

Authorizing the creation of a State Debt in the amount of \$250,000, the proceeds to be used as a grant to the County Executive and County Council of Baltimore County for the planning, design, construction, and capital equipping of the New Town High School Stadium, located in Owings Mills; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2009

Assigned to: Appropriations

HB 383 Delegate Jones, et al**MANAGING FOR RESULTS – EVIDENCE-BASED PRACTICES**

Requiring the Department of Health and Mental Hygiene, the Department of Human Resources, the Department of Juvenile Services, and the State Department of Education to submit to the Department of Budget and Management descriptions of the use of evidence-based practices; requiring that the descriptions include specified items; etc.

EFFECTIVE OCTOBER 1, 2009

SF, § 3-1002(c) - amended

Assigned to: Appropriations

HB 384 Delegate Stein, et al**CREATION OF A STATE DEBT – BALTIMORE COUNTY – HOPEWELL CANCER SUPPORT FACILITY**

Authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Trustees of HopeWell Cancer Support, Inc. for the planning, design, construction, and renovation of the HopeWell Cancer Support Facility, located in Brooklandville; 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, 2009

Assigned to: Appropriations

HB 385 Delegate Kaiser, et al**INSURANCE – IN VITRO FERTILIZATION BENEFIT – DEFINITION OF SUCCESSFUL PREGNANCY**

Defining a successful pregnancy as a pregnancy that results in a live birth for the purposes of determining the in vitro fertilization insurance benefit.

EFFECTIVE OCTOBER 1, 2009

IN, § 15-810 - amended

Assigned to: Health and Government Operations

HB 386 Delegate Kaiser, et al**PHYSICIANS – PATIENT HEALTH INFORMATION PRIVACY RIGHTS – FORM AND DISTRIBUTION**

Requiring licensed physicians with a private medical office to distribute specified information about how a patient's information is protected by the Privacy Rule; requiring specified information to be written using specified language; and requiring licensed physicians with a private medical office to post a sign in a specified location that states specified information.

EFFECTIVE OCTOBER 1, 2009

HO, § 14-508 - added

Assigned to: Health and Government Operations

HB 387 Delegate Malone, et al**VEHICLE LAWS – DRIVERS' LICENSES, IDENTIFICATION CARDS, AND MOPED OPERATORS' PERMITS – PROOF OF LEGAL PRESENCE**

Adding a requirement to provide specified documentation certifying that an individual is either a United States citizen or is lawfully present in the United States in accordance with federal law to the requirements for the issuance of a driver's license, an identification card, or a moped operator's permit; etc.

EFFECTIVE OCTOBER 1, 2009

TR, §§ 12-301(a) and (i), 16-103.1, 16-104.2, and 16-115(a) - amended and § 16-106(e)(4) - added

Assigned to: Judiciary

HB 388 Delegate Simmons**CRIMINAL LAW – NARCOTIC DRUGS – ENHANCED PENALTIES**

Adding conspiracy to distribute specified narcotic drugs and the commission of a specified crime in another state as predicates for an enhanced penalty for offenses relating to narcotic drugs.

EFFECTIVE OCTOBER 1, 2009

CR, § 5-608 - amended

Assigned to: Judiciary

HB 389 Delegate Taylor, et al**MINORITY BUSINESS ENTERPRISE PROGRAM – PROHIBITIONS AND PENALTIES FOR CONTRACTORS**

Prohibiting contractors who are required to use a certified minority business enterprise from engaging in specified acts when submitting a bid or proposal or performing a contract under specified circumstances; requiring the Board of Public Works to impose penalties against contractors who engage in the prohibited acts; requiring the Board to consider specified factors when determining the penalty; etc.

EFFECTIVE OCTOBER 1, 2009

SF, § 14-308 - amended

Assigned to: Health and Government Operations

HB 390 Delegate Pendergrass, et al**HOMESTEAD PROPERTY TAX CREDIT – ELIGIBILITY OF EMPLOYEES OF THE FEDERAL GOVERNMENT STATIONED OUT OF STATE**

Providing that a homeowner who is an employee of the federal government stationed out of State may qualify for the homestead property tax credit for a dwelling under specified circumstances even though the homeowner does not live in the dwelling for the required period of time.

EFFECTIVE JUNE 1, 2009

TP, § 9-105(c)(6) - added

Assigned to: Ways and Means

HB 391 Delegate Rosenberg, et al

VOTER'S RIGHTS PROTECTION ACT OF 2009

Altering the circumstances under which an individual may be offered the opportunity to cast a provisional ballot; requiring the State Board of Elections to ensure that the program of instruction for election judges incorporates a thorough and detailed treatment of specified information; prohibiting a vacancy in polling place staff from delaying the opening of the polling place; authorizing a court to impose a civil penalty or issue an injunction only after making specified findings; prohibiting specified conduct; etc.

EFFECTIVE OCTOBER 1, 2009

EL, §§ 9-404, 10-206, 10-301, 10-305, 10-310, 10-311, 16-101, 16-201, and 16-1002 - amended and §§ 13-401.1 and 16-201.1 - added

Assigned to: Ways and Means

HB 392 Delegates Malone and DeBoy

BALTIMORE COUNTY – STATE HIGHWAYS – PROHIBITION ON USE FOR SOLICITATION

Prohibiting, in Baltimore County, a person from standing in a roadway, median divider, or intersection to solicit money or donations from the occupant of a vehicle; and providing that the Act applies only to State highways in Baltimore County.

EFFECTIVE OCTOBER 1, 2009

TR, § 21-507(c) - amended

Assigned to: Environmental Matters

HB 393 Delegate Rosenberg, et al

DISCRIMINATION IN EMPLOYMENT – EXPANSION OF DISABILITY RIGHTS

Altering the definition of disability applicable to provisions prohibiting discrimination in employment; prohibiting an employer from failing or refusing to make reasonable accommodations for known disabilities of otherwise qualified employees; providing that an employer is not required to reasonably accommodate an employee's disability if the accommodation would cause undue hardship on the employer's business; and prohibiting retaliation against specified individuals.

EFFECTIVE OCTOBER 1, 2009

SG, §§ 20-601(b), 20-603, and 20-606 - amended

Assigned to: Health and Government Operations

HB 394 Delegate Nathan–Pulliam, et al**CREATION OF A STATE DEBT – BALTIMORE COUNTY –
AUTOMOTIVE VOCATIONAL TRAINING CENTER**

Authorizing the creation of a State Debt not to exceed \$350,000, the proceeds to be used as a grant to the Board of Directors of the National Center on Institutions and Alternatives, Inc. for the planning, design, construction, and capital equipping of the Automotive Vocational Training Center in Baltimore; 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, 2009

Assigned to: Appropriations

HB 395 Delegate Hubbard, et al**ENVIRONMENT – AMMONIA EMISSIONS FROM ANIMAL WASTE
ON POULTRY FARMS – REPORTING**

Requiring poultry farm facilities to report ammonia emissions to the Department of the Environment every 6 months; requiring the reports submitted to the Department be made available to the public; and providing for alternative methods of making reports.

EFFECTIVE OCTOBER 1, 2009

EN, §§ 2-10A-01 and 2-10A-02 - added

Assigned to: Environmental Matters

HB 396 Delegate Anderson (By Request – Baltimore City Administration), et al**BALTIMORE CITY – VEHICLE LAWS – SPEED MONITORING
SYSTEMS**

Authorizing the placement of speed monitoring systems on specified highways in Baltimore City; making specified provisions of law relating to the enforcement of speed limit laws with speed monitoring systems applicable in Baltimore City; etc.

EFFECTIVE OCTOBER 1, 2009

TR, § 21-809 - amended

Assigned to: Environmental Matters

HB 397 Delegate Rosenberg**EDUCATION – LOAN REPAYMENT ASSISTANCE AND SCHOLARSHIP – PRIORITY FOR PARTICIPATION AND ELIGIBILITY**

Removing the requirement that a student attend a postsecondary institution in the State to be eligible for the Janet L. Hoffman Loan Assistance Repayment Program, the Walter Sondheim Jr. Public Service Summer Internship Scholarship Program, and the William Donald Schaefer Scholarship; and altering certain criteria for determining priority for participation in the Janet L. Hoffman Loan Assistance Repayment Program.

EFFECTIVE OCTOBER 1, 2009

ED, §§ 18-502(b)(1)(i), 18-1503(a)(3), 18-1701(b), and 18-2703(d) - amended

Assigned to: Ways and Means

HB 398 Delegate Rosenberg**ESTATES – DISQUALIFICATION OF PERSONS CONVICTED OF UNLAWFULLY OBTAINING PROPERTY FROM VULNERABLE ADULTS**

Clarifying that a person convicted of a specified prohibition against unlawfully obtaining property from a vulnerable adult shall be disqualified from inheriting, taking, enjoying, receiving, or otherwise benefitting from the estate, insurance proceeds, or property of the vulnerable adult under specified circumstances.

EFFECTIVE OCTOBER 1, 2009

ET, § 3-111 - amended

Assigned to: Judiciary

HB 399 Delegate Rosenberg**ORPHANS' COURT – JURISDICTIONAL LIMIT – QUESTIONS OF TITLE TO PERSONAL PROPERTY**

Increasing the limit on the amount involved for jurisdiction of an orphans' court in the determination of questions of title to personal property.

EFFECTIVE OCTOBER 1, 2009

ET, § 1-301 - amended

Assigned to: Judiciary

HB 400 Delegate V. Clagett, et al

ANNE ARUNDEL COUNTY – ALCOHOLIC BEVERAGES – YACHT CLUB LICENSE

Altering specified requirements that a yacht club in Anne Arundel County must meet to be issued a special Class C (yacht club) alcoholic beverages license.

EFFECTIVE JULY 1, 2009

Art. 2B, § 6-301(c)(5) - amended

Assigned to: Economic Matters

HB 401 Delegate Simmons, et al

CRIMINAL LAW – PROCEEDS FROM DRUG CRIMES – MISDEMEANOR

Establishing that a person is guilty of a misdemeanor if the person violates the law prohibiting a person, with the intent to promote a drug crime or with the intent to conceal or disguise the nature, location, source, ownership, or control of proceeds of a drug crime, from taking specified actions with respect to the proceeds derived from a drug crime in circumstances in which the proceeds that are derived from the drug crime are less than \$10,000; etc.

EFFECTIVE OCTOBER 1, 2009

CR, § 5-623 - amended

Assigned to: Judiciary

HB 402 Delegate Robinson, et al

EDUCATION – BALTIMORE CITY COMMUNITY COLLEGE – ACADEMIC FACILITY BONDS

Increasing the amount of available bond debt for Baltimore City Community College; and authorizing Baltimore City Community College to issue bonds for academic facilities.

EFFECTIVE JULY 1, 2009

ED, § 19-102 - amended

Assigned to: Appropriations

HB 403 Delegate V. Clagett, et al**ANNE ARUNDEL COUNTY – HISTORIC LONDON TOWN VISITORS CENTER AND MUSEUM LOAN OF 2001**

Amending the Anne Arundel County – Historic London Town Visitors Center and Museum Loan of 2001 to change the grantee from the Board of Directors of The London Town Foundation, Inc. to the County Executive and County Council of Anne Arundel County; and altering the purpose of the loan.

EFFECTIVE JUNE 1, 2009

Chapter 432 of the Acts of 2001, § 1, as amended - amended

Assigned to: Appropriations

HB 404 Delegate Stein, et al**CREATION OF A STATE DEBT – BALTIMORE COUNTY – OWINGS MILLS HIGH SCHOOL STADIUM**

Authorizing the creation of a State Debt in the amount of \$250,000, the proceeds to be used as a grant to the County Executive and County Council of Baltimore County for the planning, design, construction, and capital equipping of the Owings Mills High School Stadium; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

EFFECTIVE JUNE 1, 2009

Assigned to: Appropriations

HB 405 Delegate Pena–Melnyk, et al**HEALTH INSURANCE – MANDATED BENEFITS – BREAST CANCER SCREENING**

Requiring insurers, nonprofit health service plans, health maintenance organizations, and the State Employee and Retiree Health and Welfare Benefits Program to provide coverage for breast cancer screening in accordance with specified guidelines; repealing requirements for coverage of screening mammograms; etc.

EFFECTIVE OCTOBER 1, 2009

IN, § 15-814 and SP, §§ 2-502 and 2-503(b) - amended and HG, § 19-706(ttt) - added

Assigned to: Health and Government Operations

HB 406 Delegate Holmes, 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 under specified circumstances; requiring the Maryland Insurance Commissioner to ensure specified provisions of the Fund's installment payment plan; prohibiting the Fund from discriminating among insureds in a specified manner; prohibiting the Fund from paying a higher commission to specified producers; requiring specified written and electronic communications to include a specified statement under specified circumstances; etc.

VARIOUS EFFECTIVE DATES

IN, §§ 20-404, 20-507, 23-304, and 23-505.2 - amended

Assigned to: Economic Matters

HB 407 Delegate McConkey, et al**CRIMINAL PROCEDURE – JURORS – PEREMPTORY CHALLENGES**

Altering from four to two the number of peremptory challenges to jurors allowed to each party in specified criminal trials.

EFFECTIVE OCTOBER 1, 2009

CJ, § 8-420 - amended

Assigned to: Judiciary

HB 408 Delegate Malone**AUTOMOTIVE DISMANTLERS, RECYCLERS, AND SCRAP PROCESSORS – NOTICE OF VEHICLE ACQUISITION**

Expanding the exception to the requirement that an automotive dismantler and recycler or scrap processor provide notice of vehicle acquisition to the Motor Vehicle Administration to include vehicles obtained through an out-of-state salvage certificate; and making the Act an emergency measure.

EMERGENCY BILL

TR, § 15-511 - amended

Assigned to: Environmental Matters

HB 409 Delegate Anderson, et al**CRIMINAL LAW – ASSAULT – LAW ENFORCEMENT OFFICERS AND PAROLE AND PROBATION AGENTS**

Prohibiting a person from intentionally causing physical injury to another if the person knows or has reason to know that the other is a parole or probation agent engaged in performing the agent's official duties; providing a penalty for a violation of the Act; increasing the penalty for the crime of intentionally causing physical injury to another if the person knows or has reason to know that the other is a law enforcement officer engaged in the performance of the officer's official duties; etc.

EFFECTIVE OCTOBER 1, 2009

CR, § 3-203 - amended

Assigned to: Judiciary

HB 410 Delegate Robinson, et al**MINORITY BUSINESS ENTERPRISE PROGRAM – ELIGIBILITY**

Altering the amount of the cap on the personal net worth requirement for certification as a minority business enterprise.

EFFECTIVE OCTOBER 1, 2009

SF, § 14-301(i) - amended

Assigned to: Health and Government Operations

HB 411 Delegate Hubbard**COMMUNITY MENTAL HEALTH SERVICES PROGRAMS – FINANCIAL STATEMENTS AND SALARY INFORMATION**

Requiring a community mental health services program to submit annually financial statements and salary information in accordance with the Department of Health and Mental Hygiene's regulations; and authorizing the Mental Hygiene Administration to impose a penalty on a community mental health services program for failing to submit financial statements and salary information.

EFFECTIVE OCTOBER 1, 2009

HG, § 10-901.1 - added

Assigned to: Health and Government Operations

HB 412 Delegate Hubbard**MENTAL HEALTH PROGRAMS AND FACILITIES – REPORTS OF DEATH**

Defining the term “program or facility” so as to restrict the application of specified reporting requirements regarding the death of a mentally ill individual to specified mental health programs and facilities; specifying that specified programs or facilities are required to submit only one report of death; requiring the administrative head of specified nonresidential psychiatric rehabilitation programs to make a report of death to the Director of the Mental Hygiene Administration by a specified time; etc.

EFFECTIVE OCTOBER 1, 2009

HG, § 10-714 - amended

Assigned to: Health and Government Operations

HB 413 Delegate Kaiser, et al**ELECTION LAW – BALLOT ISSUE COMMITTEE – ADDITIONAL CAMPAIGN FINANCE REPORT**

Requiring a ballot issue committee to file a campaign finance report on or before the fourth Friday immediately preceding a general election.

EFFECTIVE JULY 1, 2009

EL, § 13-309 - amended

Assigned to: Ways and Means

HB 414 Delegate Reznik, et al**CREATION OF A STATE DEBT – MONTGOMERY COUNTY – NORTHGATE HOMES LIGHTING UPGRADE**

Authorizing the creation of a State Debt not to exceed \$50,000, the proceeds to be used as a grant to the Board of Directors of Northgate Homes Corporation for the design, construction, repair, renovation, reconstruction, and capital equipping, including environmental and safety upgrades, to street lights, 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, 2009

Assigned to: Appropriations

HB 415 Delegate Kullen, et al**MENTAL HYGIENE ADMINISTRATION – RIGHTS OF INDIVIDUALS WITH MENTAL DISORDERS IN FACILITIES**

Altering policies of the State concerning the rights of individuals with mental disorders who receive services in specified facilities; repealing the authority of staff in specified facilities to use a technique to transition individuals to a restraint position; etc.

EFFECTIVE OCTOBER 1, 2009

HG, § 10-701 - amended

Assigned to: Health and Government Operations

HB 416 Delegate Rudolph, et al**PUBLIC SAFETY – EMERGENCY MANAGEMENT – ESSENTIAL GOODS AND SERVICES**

Prohibiting a person from selling or offering to sell essential goods and services during a state of emergency for a price of more than 20% above the price charged by that person for those goods and services a specified time prior to the state of emergency; prohibiting a person from selling or offering to sell repair or reconstruction services or services used for emergency cleanup for a price of more than 20% above the price charged by that person for those services immediately prior to the state of emergency; creating an exception; etc.

EFFECTIVE OCTOBER 1, 2009

PS, § 14-101(c) - amended and §§ 14-1101 through 14-1104 - added

Assigned to: Economic Matters

HB 417 Delegate Benson, et al**STATE GOVERNMENT – HUMAN RELATIONS – DISCRIMINATION BY BUSINESS ESTABLISHMENTS AGAINST INDIVIDUALS WITH DISABILITIES**

Guaranteeing individuals with disabilities full and equal access to business establishments; prohibiting a business establishment from denying or abridging the right to full and equal access of an individual with a disability; prohibiting a business establishment from violating the Americans with Disabilities Act; providing specified damages and other relief for a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2009

SG, § 20-101(d) - amended and §§ 20-5A-01 through 20-5A-05 - added

Assigned to: Health and Government Operations

HB 418 Delegate Benson**CRIMES – PROHIBITION OF SALE OF KITS, PIPES, CIGARETTE ROLLING PAPERS, AND CIGAR LEAF WRAPPERS – COUNTY ORDINANCES**

Authorizing the legislative body of a county to adopt an ordinance that prohibits a person from selling, subject to an exception, cocaine freebase kits, glass or ceramic tubes of a specified size that are sold with or without a screen-like device, cigarette rolling papers, and cigar leaf wrappers; providing that a commercial wholesale or retail establishment may sell cigarette rolling papers and cigar leaf wrappers under specified circumstances; and authorizing a county to impose criminal and civil penalties.

EFFECTIVE OCTOBER 1, 2009

CR, § 5-619.1 - added

Assigned to: Judiciary

HB 419 Delegate Hubbard**MARYLAND HEALTH AND WELLNESS COMMISSION – WELLNESS REPORT CARD PILOT PROGRAM**

Establishing the Maryland Health and Wellness Commission in the Department of Health and Mental Hygiene; providing for the purpose, membership, staffing, and duties of the Commission; requiring the Governor to designate the chair of the Commission; establishing the Wellness Report Card Pilot Program; providing for the purpose of the Program; requiring the Department to designate the entity to establish the Wellness Report Card; etc.

EFFECTIVE OCTOBER 1, 2009

HG, §§ 13-2801 through 13-2807 - added

Assigned to: Health and Government Operations

HB 420 Delegate Love, et al**ENVIRONMENT – LIMITATION OF ACTIONS – POLITICAL SUBDIVISIONS**

Extending to political subdivisions the 3-year statute of limitations for suits instituted seeking a civil penalty for violations of provisions of the Environment Article or any rule, regulation, order, or permit adopted or issued under the Environment Article.

EFFECTIVE OCTOBER 1, 2009

EN, § 1-303 - amended

Assigned to: Environmental Matters

HOUSE BILL REASSIGNED JANUARY 30, 2009

HB 154 Delegate Morhaim, et al

ENVIRONMENT – GREEN BUILDING COUNCIL

Expanding the responsibilities of the Green Building Council to include providing recommendations on how to expand green building in the State; removing specified obsolete dates; and expanding the scope of specified recommendations that the Council is required to make relating to the implementation of a higher performance building program.

EFFECTIVE OCTOBER 1, 2009

SF, § 4-809(f) and (g) - amended

Reassigned to: Health and Government Operations and Appropriations