



SYNOPSIS

House Bills and Joint Resolutions
2012 Maryland General Assembly Session

February 9, 2012
Schedule 21

PLEASE NOTE: February 10 – Bill introduction deadline.
All bills must be given to the Chief Clerk by 5:00 P.M. on Thursday, February 9.
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 FEBRUARY 8, 2012

HB 751 **Delegate McDonough**

UNIVERSITY SYSTEM OF MARYLAND – LAW SCHOOL CLINICS –
PROHIBITED ACTIVITIES

Prohibiting the law clinic of a law school at a constituent institution of the University System of Maryland from participating in litigation other than pro bono litigation on behalf of an indigent individual.

EFFECTIVE OCTOBER 1, 2012

ED, § 13-704 - added

Assigned to: Appropriations

Department of Legislative Services

90 State Circle, Annapolis, Maryland 21401–1991

Baltimore Area: 410–946–5400 — Washington Area: 301–970–5400

Other Maryland Areas: 1–800–492–7122 — Maryland Relay Service: 1–800–735–2258

HB 752 Delegate Parrott, et al**CAPITAL PROJECTS – ELIMINATING INDIVIDUAL BOND BILLS**

Proposing an amendment to the Maryland Constitution to prohibit members of the General Assembly from introducing legislation to create a State debt for the benefit of an individual project or entity; and submitting the amendment to the qualified voters of the State of Maryland for their adoption or rejection.

CONSTITUTIONAL AMENDMENT – CONTINGENT

Maryland Constitution, Art. III, § 33 - amended

Assigned to: House Rules and Executive Nominations

HOUSE BILLS INTRODUCED FEBRUARY 9, 2012**HB 753 Delegate Kach****MARYLAND STATE BOARD OF MORTICIANS AND FUNERAL DIRECTORS – PERMITS AND REGISTRATION REQUIRED TO REMOVE AND TRANSPORT HUMAN REMAINS**

Requiring that a mortuary transport service be issued a permit by the Maryland State Board of Morticians and Funeral Directors before removing or transporting human remains in the State; establishing application fees and requirements for obtaining a permit; requiring permit holders to use vehicles that have passed an inspection by specified inspectors; requiring that individuals employed by specified permit holders be registered with the Board before removing and transporting human remains; etc.

EFFECTIVE OCTOBER 1, 2012

HO, §§ 7-601 through 7-606 - added

Assigned to: Health and Government Operations

HB 754 Delegate Kach

STATE BOARD OF DENTAL EXAMINERS – LICENSES – EXAMINATION REQUIREMENTS FOR DENTISTS AND DENTAL HYGIENISTS

Requiring specified limited licensees to pass a specified examination before the State Board of Dental Examiners is authorized to issue a specified license; clarifying that the Board or its designee will give a specified examination; altering specified examination requirements that specified dentists licensed in specified states are required to satisfy to be granted a specified license in Maryland; etc.

EFFECTIVE OCTOBER 1, 2012

HO, §§ 4-303.1(d) and 4-306 - amended

Assigned to: Health and Government Operations

HB 755 Delegate Summers, et al

PRECIOUS METAL OBJECT DEALERS, PAWN SHOPS, SCRAP METAL PROCESSORS, AND AUTOMOTIVE DISMANTLERS AND RECYCLERS OR SCRAP PROCESSORS – FINGERPRINT REQUIREMENT

Requiring a precious metal object dealer, a pawnbroker, a junk dealer, a scrap metal processor, and an automotive dismantler and recycler or scrap processor to obtain a legible fingerprint of the thumb of an individual who provides an object at the time of the transaction and to include the fingerprint in the records of the transaction.

EFFECTIVE OCTOBER 1, 2012

BR, §§ 12-302 and 17-1011(b)(2) and TR, § 25-210 - amended

Assigned to: Economic Matters

HB 756 Delegate McDonough

PUBLIC INSTITUTIONS OF HIGHER EDUCATION – TUITION RATES – VETERANS

Extending to 4 years the time period within which an honorably discharged veteran must present specified evidence in order to qualify for the in-State tuition rate at a public institution of higher education.

EFFECTIVE JULY 1, 2012

ED, § 15-106.4 - amended

Assigned to: Appropriations

HB 757 Delegates Luedtke and Wilson**EDUCATION – CHILDREN IN STATE–SUPERVISED CARE – GEOGRAPHICAL ATTENDANCE AREA**

Authorizing a child to remain in a school in a specified geographical attendance area regardless of whether the child resides within the area under specified circumstances; requiring that specified determinations regarding the best interests of children in State–supervised care be made in accordance with specified factors; requiring a county superintendent to allow a child to remain at a school in the county regardless of where the child is currently domiciled under specified circumstances; etc.

EFFECTIVE JULY 1, 2012

ED, §§ 4-109 and 7-101(b) - amended

Assigned to: Ways and Means

HB 758 Delegates Hammen and Morhaim**HEALTH OCCUPATIONS BOARDS – REGULATIONS – SCOPE OF PRACTICE ADVISORY COMMITTEES**

Authorizing the Secretary of Health and Mental Hygiene to adopt regulations governing the practices of specified health occupations boards and commissions under specified circumstances; authorizing the Secretary to convene specified advisory committees for specified purposes; requiring specified advisory committees to consist of specified members with specified expertise; requiring specified advisory committees to take into account specified considerations when reviewing scope of practice disputes; etc.

EFFECTIVE JULY 1, 2012

HO, § 1-203 - amended and §§ 1-701 through 1-705 - added

Assigned to: Health and Government Operations

HB 759 Delegate Hammen**MARYLAND MEDICAL ASSISTANCE PROGRAM – HEALTH CARE DELIVERY SYSTEMS – PILOT PROJECT**

Establishing a pilot project in the Department of Health and Mental Hygiene to test alternative and innovative health care delivery systems that provide services to the fee-for-service Maryland Medical Assistance Program population in a specified manner; requiring the Secretary of Health and Mental Hygiene to develop a specified request for proposals in consultation with specified individuals and entities; establishing the requirements a health care delivery system must meet to be eligible to participate in the pilot project; etc.

EFFECTIVE OCTOBER 1, 2012

HG, § 15-147 - added

Assigned to: Health and Government Operations

HB 760 Delegate Clippinger, et al**CREATION OF A STATE DEBT – BALTIMORE CITY – WOMAN’S INDUSTRIAL EXCHANGE UPGRADE**

Authorizing the creation of a State Debt in the amount of \$50,000, the proceeds to be used as a grant to The Woman’s Industrial Exchange, Inc. for the design, repair, renovation, and capital equipping of the Woman’s Industrial Exchange, located in Baltimore; 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, 2012

Assigned to: Appropriations

HB 761 Delegate Dumais**FAMILY LAW – GRANDPARENT VISITATION**

Altering the circumstances under which an equity court may grant visitation rights to a grandparent of a child.

EFFECTIVE OCTOBER 1, 2012

FL, § 9-102 - amended

Assigned to: Judiciary

HB 762 Delegate Dumais**COURTS AND JUDICIAL PROCEEDINGS – MARYLAND MEDIATION CONFIDENTIALITY ACT**

Establishing that specified communications made in the course of and relating to specified mediations may not be disclosed by the mediators, parties to the mediations, or specified persons who participate in or are present for the mediations, under specified circumstances; establishing specified exceptions for specified communications; providing for the application of the Act; defining specified terms; providing that the Act may be cited as the Maryland Mediation Confidentiality Act; etc.

EFFECTIVE OCTOBER 1, 2012

CJ, §§ 3-1801 through 3-1806 - added

Assigned to: Judiciary

HB 763 Delegate Holmes**MARYLAND KINESIOTHERAPY ACT**

Requiring the State Board of Physicians to adopt regulations for the licensure and practice of kinesiotherapy; providing that the Act does not limit the rights of specified individuals to practice specified occupations; requiring the Board to set specified fees; establishing the Kinesiotherapy Advisory Committee; providing for the membership, powers, duties, and chair of the Committee; requiring an individual, on or before a specified date, to be licensed by the Board before the individual may practice kinesiotherapy; etc.

EFFECTIVE OCTOBER 1, 2012

HO, §§ 14-5F-01 through 14-5F-24 and SG, § 8-403(b)(33) - added

Assigned to: Health and Government Operations

HB 764 Delegate Frick, et al**TAX CREDIT EVALUATION ACT**

Establishing a legislative review and evaluation process for specified tax credits allowed against specified taxes; establishing dates for review and other legislative action with regard to specified tax credits; providing for termination of specified tax credits under specified circumstances; providing for the repeal of specified and obsolete tax credits; providing for a specified construction of the repeal of those tax credits; etc.

EFFECTIVE JULY 1, 2012

TG, §§ 1-301 through 1-311 - added and LE, §§ 11-1101 through 11-1107 and TG, §§ 10-704.9, 10-713, 10-719, and 10-728 - repealed

Assigned to: Ways and Means

HB 765 Delegate Luedtke, et al

STATE PERSONNEL – STATE PERSONNEL DISABILITY ACCOMMODATION FUND

Establishing the State Personnel Disability Accommodation Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary of Budget and Management to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; etc.

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

EFFECTIVE JULY 1, 2012

SP, § 2-801 and SF, § 6-226(a)(2)(ii)64. - added and SF, § 6-226(a)(2)(ii)62. and 63. - amended

Assigned to: Appropriations

HB 766 Delegate Vallario, et al

STATE GOVERNMENT – COMMEMORATIVE DAYS – CRIME VICTIMS AND ADVOCATES

Requiring the Governor annually to proclaim April 3 as Crime Victim and Advocate Commemorative Day to honor the individuals in the State who have become crime victims and the advocates who serve those victims; and requiring the Governor annually to take appropriate steps to publicize Crime Victim and Advocate Commemorative Day.

EFFECTIVE OCTOBER 1, 2012

SG, § 13-410 - added

Assigned to: Health and Government Operations

HB 767 Delegate Davis

ALCOHOLIC BEVERAGES – CLASS B LICENSES – RESTAURANTS

Authorizing a business in which a parent company has a direct or indirect interest and that operates using a specified trademark used in connection with restaurant services to obtain a Class B beer license, Class B beer and wine license, or a Class B beer, wine and liquor license for specified premises used as a restaurant; requiring an applicant for a specified license to apply for the license in a specified manner and pay a specified fee; limiting the granting of a specified license to a specified purpose; etc.

EFFECTIVE JUNE 1, 2012

Art. 2B, § 9-102(a-2) - added

Assigned to: Economic Matters

HB 768 Delegate Niemann**VEHICLE LAWS – JUNK AND ABANDONED VEHICLES – PENALTIES FOR VIOLATIONS**

Altering the criminal penalties for advertising for the purchase, towing, or removal of junk or abandoned vehicles without an automotive dismantler and recycler or scrap processor license; and altering the criminal penalties for and applying specified administrative penalties to violations of standards and procedures governing the disposition of specified vehicles to an automotive dismantler and recycler or scrap processor when the vehicle's certificate of title is defective, lost, or destroyed.

EFFECTIVE OCTOBER 1, 2012

TR, §§ 15-514 and 27-101(i) - amended

Assigned to: Environmental Matters

HB 769 Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)**UNEMPLOYMENT INSURANCE – COVERAGE – VICTIMS OF DOMESTIC VIOLENCE**

Prohibiting the Secretary of Labor, Licensing, and Regulation from charging specified unemployment insurance benefits against the earned rating record of an employing unit; authorizing the Secretary to find that a cause of voluntarily leaving employment is good cause if it is directly attributable to the individual or individual's immediate family member being a victim of domestic violence and the individual provides specified information; providing that specified information provided to the Secretary is confidential; etc.

EFFECTIVE OCTOBER 1, 2012

LE, § 8-105.1 - added and §§ 8-611(e) and 8-1001 - amended

Assigned to: Economic Matters

HB 770 Delegate Davis**PUBLIC SERVICE COMMISSION – ELECTRIC COMPANIES – NEW GENERATION FACILITIES AND CUSTOMER CREDITS**

Providing that the Public Service Commission may not require an electric company to construct, acquire, or lease, and operate, its own generating facilities and specified transmission facilities; providing that if a party to a merger or acquisition of an electric company or an electric company affiliate must distribute a credit to customers under an agreement with the Commission, the party or electric company must deposit the amount of the credit in the electric universal service program fund to be disbursed in a specified manner; etc.

EMERGENCY BILL

PU, § 7-510(c)(6) - amended and § 7-512.1(g) - added

Assigned to: Economic Matters

HB 771 Delegate Davis**ELECTRIC COMPANIES AND GAS COMPANIES – CUSTOMER ACCOUNTS AND INFORMATION**

Requiring an electric company, a gas company, or an electric and gas company, on request by a competitive supplier of electricity or gas, to provide specified information related to specified customer accounts to the supplier, subject to specified restrictions; requiring the distribution utility to provide the information in a specified form and to update it periodically; prohibiting a distribution utility from providing specified information without the prior authorization of a customer; etc.

EFFECTIVE JULY 1, 2012

PU, §§ 7-510.1 and 7-604(c) and CL, § 13-301(14)(xxviii) and (xxix) - added and CL, § 13-301(14)(xxvi) and (xxvii) - amended

Assigned to: Economic Matters

HB 772 Delegate Waldstreicher

ESTATES AND TRUSTS – MARYLAND UNIFORM PRINCIPAL AND INCOME ACT – CERTAIN PAYMENTS TO AND FROM TRUSTS

Establishing requirements concerning allocation of principal and income for a distribution to a marital trust from an individual retirement account, qualified retirement plan account or similar account or plan, or annuity; requiring a trustee of a marital trust to perform specified duties on request of a surviving spouse under specified circumstances; requiring a marital trust to increase receipts payable to a beneficiary under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2012

ET, §§ 15-516 and 15-527 - amended

Assigned to: Judiciary

HB 773 Delegate Waldstreicher

ESTATES AND TRUSTS – ALLOWANCE FOR FUNERAL EXPENSES

Defining the term “funeral expenses” for purposes of a specified allowance for payment from a decedent’s estate; increasing from \$5,000 to \$10,000 the maximum amount that a court may allow for funeral expenses for a small estate; and applying the Act prospectively.

EFFECTIVE OCTOBER 1, 2012

ET, § 8-106 - amended

Assigned to: Judiciary

HB 774 Delegate Waldstreicher

MARYLAND GENERAL AND LIMITED POWER OF ATTORNEY ACT

Specifying requirements to establish the legal sufficiency of statutory forms for a power of attorney; requiring specified coagents to act together unanimously unless otherwise provided; providing for the designation of coagents in specified statutory forms for a power of attorney; altering provisions in statutory forms for a power of attorney relating to authority to create or change a beneficiary designation in specified retirement plans and to nominate a person for appointment as a specified guardian; etc.

EFFECTIVE OCTOBER 1, 2012

ET, §§ 17-108(d), 17-201, 17-202, and 17-203 - amended

Assigned to: Judiciary

HB 775 Delegate Braveboy, et al**TASK FORCE TO STUDY REDISTRICTING IN MARYLAND**

Establishing a Task Force to Study Redistricting in Maryland; specifying the composition, powers, and duties of the Task Force; providing for the staffing of the Task Force; requiring the Task Force to report its findings and recommendations, including suggested constitutional and legislative changes, to the Governor and the General Assembly on or before December 31, 2013; and terminating the Act at the end of June 30, 2014.

EFFECTIVE JULY 1, 2012

Assigned to: House Rules and Executive Nominations

HB 776 Chair, Judiciary Committee (By Request – Sexual Offender Advisory Board)**CRIMINAL LAW – SEX OFFENDERS – STATUTORY SEX OFFENSE**

Altering the age difference required between a victim and an offender for the crime of third degree sex offense; prohibiting specified persons from engaging in specified sexual acts with a person who is 14 or 15 years old; providing for penalties for a violation of the Act; requiring a specified person convicted of engaging in specified sexual acts with a person who is 14 or 15 years old to register on the State sex offender registry; creating a nonpublic registry database for specified persons convicted of a specified crime; etc.

EFFECTIVE OCTOBER 1, 2012

CJ, § 5-106(z), CR, §§ 3-307 and 3-308, and CP, §§ 11-701 and 11-713 - amended and CR, § 3-308.1 and CP, § 11-704.3 - added

Assigned to: Judiciary

HB 777 Delegate Feldman**CORPORATIONS AND ASSOCIATIONS – LIMITED LIABILITY ACT – REVISIONS**

Establishing that certain statutory provisions relating to limited liability companies apply unless otherwise agreed on in the limited liability company's articles of organization, in the operating agreement, or by unanimous consent; repealing the requirement that the purposes for which a limited liability company is formed be stated in the articles of organization; altering the requirements for a resident agent; repealing provisions relating to a member's authority regarding abandoning the business; etc.

EFFECTIVE OCTOBER 1, 2012

CA, Various Sections - amended and §§ 4A-403.1 and 4A-403.2 - added

Assigned to: Economic Matters

HB 778 Delegate McComas, et al**CRIMES – MANSLAUGHTER BY VEHICLE – DEFINITION OF “OPERATING”**

Establishing that for purposes of a specified provision of law stating the elements of the felony of manslaughter by vehicle, “operating” includes specified actions involving loading, unloading, or securing a load on a vehicle and specified actions required by law of a person driving, operating, or controlling a vehicle; etc.

EFFECTIVE OCTOBER 1, 2012

CR, § 2-209 - amended

Assigned to: Judiciary

HB 779 Chair, Health and Government Operations Committee (By Request – Departmental – Public Safety and Correctional Services)**PUBLIC SAFETY – 9–1–1 EMERGENCY TELEPHONE SYSTEMS – PREPAID SERVICE – COLLECTION OF SURCHARGE**

Establishing a prepaid wireless E 9–1–1 fee of 60 cents per retail transaction; providing that the fee shall be collected for specified transactions in the State for the purpose of contributing to the 9–1–1 Trust Fund; authorizing specified proportions of the money collected from the fee to be used for specified purposes; authorizing a seller to demonstrate a specified exemption from the fee in a specified manner; etc.

EFFECTIVE JULY 1, 2012

PS, §§ 1-301 through 1-303 and §§ 1-308 through 1-311 - amended and § 1-313 - added

Assigned to: Health and Government Operations

HB 780 Delegate Nathan–Pulliam, et al**MULTICULTURAL HEALTH CARE EQUITY CERTIFICATION AND ACCREDITATION – WORK GROUP**

Requiring the Maryland Health Care Commission to convene a Work Group on multicultural health care equity certification and accreditation to provide recommendations to strengthen cultural competency and health literacy training and assessments; providing for the membership of the Work Group; requiring the Work Group to develop specified criteria, standards, and programs and to make specified recommendations; requiring the Work Group to make a specified report to specified committees of the General Assembly on or before January 1, 2013; etc.

EFFECTIVE JUNE 1, 2012

Assigned to: Health and Government Operations

HB 781 Delegate Carr, et al**ELECTRICITY AND GAS SUPPLIERS – RESIDENTIAL ELECTRICITY SUPPLY CONTRACTS – INFORMATION AND CUSTOMER RELATIONS**

Prohibiting automatic renewal clauses in specified residential electricity supply contracts; prohibiting a residential supply contract from containing an early termination fee or penalty on cancellation of the contract unless the customer is given notice; etc.

EFFECTIVE OCTOBER 1, 2012

PU, §§ 1-101(c),(j), and (n), 2-108(d), and 7-507 - amended

Assigned to: Economic Matters

HB 782 Chair, Appropriations Committee (By Request – Departmental – University System of Maryland)**ACADEMIC FACILITIES BONDING AUTHORITY**

Approving specified projects for the acquisition, development, and improvement of specified academic facilities for the University System of Maryland; authorizing the University System of Maryland to issue bonds in a total principal amount of \$17,000,000 to finance specified projects; etc.

EFFECTIVE JUNE 1, 2012

Assigned to: Appropriations

HB 783 Delegate Barnes**WORKERS' COMPENSATION – WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY POLICE – OCCUPATIONAL DISEASE PRESUMPTION**

Extending the presumption of a compensable occupational disease under workers' compensation law to include paid police officers employed by the Washington Metropolitan Area Transit Authority who suffer from heart disease or hypertension resulting in partial or total disability or death under specified circumstances; requiring that workers' compensation benefits are in addition to specified retirement benefits; requiring specified paid police officers employed by the Authority to submit specified medical reports; etc.

EFFECTIVE OCTOBER 1, 2012

LE, §§ 9-503(b) and (e) and 9-628(a) - amended

Assigned to: Economic Matters

HB 784 Delegate Ivey, et al

STATE INDIVIDUAL INCOME TAX – MILLIONAIRES’ TAX

Increasing the State income tax rate for an individual to 6.25% of Maryland taxable income in excess of \$1,000,000; requiring the Comptroller to waive specified interest and penalties for the 2012 calendar year; and applying the Act to taxable years beginning after December 31, 2011; etc.

EFFECTIVE JULY 1, 2012

TG, § 10-105(a) - amended

Assigned to: Ways and Means

HB 785 Delegate Clagett

SALES AND USE TAX – EXEMPTION – CONSTRUCTION MATERIALS AND EQUIPMENT

Exempting from the sales and use tax sales of materials and equipment used directly and predominantly to perform State construction projects or electricity, fuel, and other utilities used to operate the machinery or equipment on a State construction project; requiring the Comptroller and the Board of Public Works to adopt regulations relating to an exemption from the sales and use tax; etc.

EFFECTIVE JULY 1, 2012

TG, § 11-232 - added

Assigned to: Ways and Means

HB 786 Delegate Olszewski, et al

FINANCIAL INSTITUTIONS – CREDIT UNIONS AND DEPOSITORY INSTITUTIONS – AUTHORITY TO CONDUCT SAVINGS PROMOTION RAFFLES

Repealing a contingency on provisions of law that authorize specified depository institutions and credit unions to conduct savings promotion raffles; altering the circumstances under which depository institutions may conduct savings promotion raffles; etc.

EFFECTIVE JUNE 1, 2012

Chapter 627 and Chapter 628 of the Acts of 2010, § 2 - repealed and § 3 - amended and CR, § 12-106(c) and FI, § 1-211 - amended

Assigned to: Economic Matters

HB 787 Frederick County Delegation**FREDERICK COUNTY – ALCOHOLIC BEVERAGES – LICENSED RESTAURANTS – REMOVAL OF TABLES AND CHAIRS FOR EXPANDED OCCUPANCY**

Authorizing in Frederick County a restaurant for which a Class B beer, wine and liquor license is issued to remove its tables and chairs to accommodate additional patrons at not more than four special events in a calendar year; requiring that a restaurant that removes its tables and chairs give notice to the Board of License Commissioners not less than 1 week before the event; and prohibiting a restaurant from allowing entry to more than the maximum number of occupants that the County Fire Marshal allows.

EFFECTIVE JULY 1, 2012

Art. 2B, § 6-201(l)(2)(iv) - added

Assigned to: Economic Matters

HB 788 Delegate Clagett**CREATION OF A STATE DEBT – FREDERICK COUNTY – DOWNTOWN FREDERICK HOTEL AND CONFERENCE CENTER**

Authorizing the creation of a State Debt in the amount of \$250,000, the proceeds to be used as a grant to the Mayor and Board of Aldermen of the City of Frederick for the acquisition, planning, and design of the Downtown Frederick Hotel and Conference Center; providing for disbursement of the loan proceeds; requiring the grantee to grant and convey an easement to the Maryland Historical Trust; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2012

Assigned to: Appropriations

HB 789 Delegate McComas, et al**PROPERTY TAX – ASSESSMENT WORKSHEETS – INTERNET ACCESS**

Requiring the State Department of Assessments and Taxation to maintain a database, available to the public on the Department's Web site, of assessment worksheets and cards that relate to the valuation of real property in the State; providing that assessment worksheets and cards may not include income and expense statements; etc.

EFFECTIVE OCTOBER 1, 2012

TP, § 14-201(e) - added

Assigned to: Ways and Means

HB 790 Delegate Mizeur

INCOME TAX – SUBTRACTION MODIFICATION – SEGAL AMERICORPS EDUCATION AWARD

Providing a subtraction modification under the State income tax for education awards from the AmeriCorps program; and applying the Act to taxable years beginning after December 31, 2012.

EFFECTIVE JULY 1, 2012

TG, § 10-207(y) - added

Assigned to: Ways and Means

HB 791 Delegates Summers and George

ELECTION LAW – DECLARATION OF INTENT – ESTABLISHMENT OF CAMPAIGN FINANCE ENTITY

Prohibiting an individual from filing a declaration of intent to seek nomination by petition or nomination by a political party not required to nominate candidates in a primary election until the individual establishes a campaign finance entity.

EFFECTIVE JUNE 1, 2012

EL, § 13-202 - amended

Assigned to: Ways and Means

HB 792 Delegate Ready, et al

HEALTH – MEDICAL ASSISTANCE PROGRAMS – FRAUD AND ABUSE PREVENTION

Requiring the Department of Health and Mental Hygiene to implement specified prepayment systems and services to prevent fraud and abuse in the payment of claims for the Maryland Medical Assistance Program and the Maryland Children's Health Program; requiring the Department to use specified information to refine and enhance a specified system; requiring the Department, under specified circumstances, to take specified action and allow specified entities to access specified information; etc.

EFFECTIVE OCTOBER 1, 2012

HG, §§ 15-1001 through 15-1005 - added

Assigned to: Health and Government Operations

HB 793 Delegate Ross, et al**CREATION OF A STATE DEBT – PRINCE GEORGE’S COUNTY – RIVERDALE PARK YOUTH AND COMMUNITY CENTER**

Authorizing the creation of a State Debt not to exceed \$400,000, the proceeds to be used as a grant to the Mayor and Town Council of the Town of Riverdale Park for the design, engineering, and construction of a youth and community center, located in Riverdale Park; 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, 2012

Assigned to: Appropriations

HB 794 Delegate Waldstreicher, et al**CRIMINAL PROCEDURE – REVISION OF VERDICT OR JUDGMENT – PROCEDURES**

Establishing that, in a criminal case, the court may not exercise revisory power and control over a judgment unless the court follows the procedures set forth in a specified Maryland Rule; and establishing that, in a criminal case, the court may not exercise revisory power and control over a verdict unless the court follows procedures set forth in a specified Maryland Rule.

EFFECTIVE OCTOBER 1, 2012

CJ, § 6-408 - amended and § 6-408.1 - added

Assigned to: Judiciary

HB 795 Delegate Rosenberg, et al**CREATION OF A STATE DEBT – BALTIMORE CITY – BROOKS ROBINSON STATUE – BABE RUTH BIRTHPLACE FOUNDATION**

Authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the Babe Ruth Foundation, Inc. for the design and construction of the Brooks Robinson Statue at the Babe Ruth Birthplace Foundation, located in Baltimore City; 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, 2012

Assigned to: Appropriations

HB 796 Delegate Mizeur, et al**BRINGING MARYLAND FAMILIES TOGETHER ACT**

Requiring the Department of Public Safety and Correctional Services to establish a specified video visitation program under which a specified inmate may visit with specified persons via Internet; requiring the Department to establish an approval process and guidelines for specified organizations to provide Internet video access to specified persons; authorizing the Department to establish a fee for participation in a video visitation program; etc.

EFFECTIVE OCTOBER 1, 2012

CS, §§ 10-1001 through 10-1005 - added

Assigned to: Judiciary

HB 797 Delegate Burns, et al**BALTIMORE COUNTY – ROADSIDE SOLICITATION OF MONEY OR DONATIONS – PROHIBITION**

Prohibiting a person from standing in a highway in Baltimore County to solicit money or donations from the occupant of a vehicle, except under specified circumstances; prohibiting an adult from encouraging or allowing a child to stand in a highway in Baltimore County to solicit money or donations from the occupant of a vehicle; providing for the issuance of a specified warning to a first-time offender; providing a specified penalty for subsequent offenses; etc.

EFFECTIVE OCTOBER 1, 2012

TR, § 21-507(h) - amended

Assigned to: Environmental Matters

HB 798 Delegate Vallario, et al**JUVENILE OFFENDERS – DUAL SENTENCING**

Authorizing a court exercising criminal jurisdiction in a specified prosecution involving a child to impose simultaneously a juvenile disposition and an adult criminal sentence; authorizing the court to order the child to complete the juvenile disposition and to suspend the adult criminal sentence under specified circumstances; and authorizing the court to take specified actions if the child commits a new offense or violates a condition of the suspended adult criminal sentence.

EFFECTIVE OCTOBER 1, 2012

CP, § 4-202.3 - added

Assigned to: Judiciary

HB 799 Delegate Summers, et al**CREATION OF A STATE DEBT – PRINCE GEORGE’S COUNTY – ELIZABETH SETON HIGH SCHOOL WINDOW UPGRADES**

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 Elizabeth Seton High School for the acquisition, renovation, and installation of energy efficient windows at Elizabeth Seton High School, located in Bladensburg; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; etc.

EFFECTIVE JUNE 1, 2012

Assigned to: Appropriations

HB 800 Delegate Proctor, et al**STATE PERSONNEL – APPLICANTS FOR EMPLOYMENT – CRIMINAL HISTORY RECORDS CHECKS**

Prohibiting specified appointing authorities in the Judicial, Executive, and Legislative branches of State government from inquiring into the criminal record or criminal history of an applicant for employment until the applicant has been provided an opportunity for an interview; providing that the Act does not prohibit specified appointing authorities from notifying an applicant for employment of specified information; etc.

EFFECTIVE OCTOBER 1, 2012

SP, § 2-203 - added

Assigned to: Appropriations

HB 801 Delegate Griffith, et al**STATE RETIREMENT AND PENSION SYSTEM – TRANSFER OF MEMBERS BETWEEN SYSTEMS**

Providing that if an individual who was a member of one of the several systems in the State Retirement and Pension System on June 30, 2011, becomes a member of another one of the several systems on or after July 1, 2011, the individual shall be considered to be a new member of the subsequent system as of the date the individual joins the system, but is subject to specified requirements that were in place for the subsequent system on June 30, 2011; etc.

EFFECTIVE JULY 1, 2012

SP, §§ 23-215.2, 24-208, 25-207, and 26-207 - added

Assigned to: Appropriations

HB 802 Prince George's County Delegation

EDUCATION – PRINCE GEORGE'S COUNTY SCHOOL BOARD
BUDGETS – TRANSPARENCY PG 410–12

Requiring a specified Web site of the Prince George's County Board of Education to include specified budget data; and requiring the Web site to include annual data and to be searchable based on individual schools.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2012

ED, § 5-118 - amended

Assigned to: Ways and Means

HB 803 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – BOARD OF EDUCATION –
OPERATION OF SCHOOLS – YEAR-ROUND BASIS PG 405–12

Authorizing the Prince George's County Board of Education to operate one or more schools within the county on a year-round basis under specified circumstances.

EFFECTIVE JULY 1, 2012

ED, § 7-103 - amended

Assigned to: Ways and Means

HB 804 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – SPECIAL ELECTIONS – REDUCTION
OF POLLING PLACES PG 404–12

Authorizing the Prince George's County Board of Elections to direct that a minimum of five polling places be open for voting in a special election for the Prince George's County Council or the Prince George's County Board of Education; and requiring the board of elections to mail specified information to voters, facilitate absentee voting, and establish polling places during a specified period if the board exercises its authority under the Act.

EFFECTIVE JUNE 1, 2012

EL, § 8-402 - added

Assigned to: Ways and Means

HB 805 Prince George's County Delegation**PRINCE GEORGE'S COUNTY BOARD OF EDUCATION – RECYCLING PROGRAM – SCHOOL FACILITIES PG 403–12**

Requiring the Prince George's County Board of Education to develop and implement a recycling program for all facilities under the jurisdiction of the county board; requiring the county board to address specified issues while developing a recycling program; and requiring the county board to submit a report including specified information to the Prince George's County Delegation to the General Assembly on or before September 1, 2012, regarding the recycling program.

EFFECTIVE JULY 1, 2012

ED, § 4-127 - added

Assigned to: Environmental Matters

HB 806 Delegate Griffith (Chair, Joint Committee on Pensions)**STATE RETIREMENT AND PENSION SYSTEM – INVESTMENT DIVISION – SALARY SETTING**

Authorizing the Board of Trustees of the State Retirement and Pension System to determine the qualifications and compensation for the deputy chief investment officer and managing director in the Investment Division of the State Retirement Agency; prohibiting the Board of Trustees from setting or increasing the salary of specified positions above a specified amount; prohibiting the Board of Trustees from granting bonuses under specified authority; prohibiting increases in salary from exceeding a specified amount; etc.

EFFECTIVE JULY 1, 2012

SP, § 21-122(a) - amended

Assigned to: Appropriations

HB 807 Delegate Griffith (Chair, Joint Committee on Pensions)

STATE RETIREMENT AND PENSION SYSTEM – CONTRIBUTION RATES AND REINVESTMENT OF SAVINGS – TECHNICAL CLARIFICATIONS

Clarifying how contribution rates for the employees' and teachers' retirement and pension systems are calculated to reflect legislative changes that result in a change to normal cost or accrued liabilities; repealing a requirement that the Board of Trustees for the State Retirement and Pension System certify a calculation of the difference between specified contributions resulting from specified legislative changes; altering the method for determining an amount to be included in the annual budget bill; etc.

EFFECTIVE JULY 1, 2012

SP, §§ 21-304(a), (e), and (f) and 21-308(a) - amended

Assigned to: Appropriations

HB 808 Delegate Griffith (Chair, Joint Committee on Pensions)

STATE RETIREMENT AND PENSION SYSTEMS – COST-OF-LIVING ADJUSTMENTS – CLARIFICATION

Clarifying that each type of cost-of-living adjustment for the State Retirement and Pension System does not apply to benefits paid in a single payment, the return of accumulated contributions, or benefits attributable to additional contributions; clarifying that the cost-of-living adjustment is applied as a rate and not a fraction; clarifying that a zero-adjustment fiscal year cost-of-living adjustment does not apply to a retiree's first cost-of-living adjustment; etc.

EFFECTIVE JULY 1, 2012

SP, Various Sections - amended and § 29-402 - added

Assigned to: Appropriations

HB 809 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – DEER HUNTING ON PRIVATE PROPERTY – SUNDAYS PG 304-12

Authorizing a person in Prince George's County to hunt deer on specified Sundays on private property during specified deer hunting seasons; and removing Prince George's County from the list of counties in which deer hunting on private property on specified Sundays is prohibited.

EFFECTIVE JULY 1, 2012

NR, § 10-410(a) - amended

Assigned to: Environmental Matters

HB 810 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – VOLUNTEER FIRE DEPARTMENTS –
POKER EVENTS PG 303–12

Authorizing specified volunteer fire departments in Prince George's County to hold poker events in which the public may play poker card games; limiting the number of poker events that a volunteer fire department may hold to one per month; requiring that a volunteer fire department obtain a permit from the Prince George's County Department of Environmental Resources before holding a poker event; specifying the conditions under which a permit for a poker event shall be issued; etc.

EFFECTIVE JULY 1, 2012

CR, § 13-1912 - amended

Assigned to: Ways and Means

HB 811 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – POKER EVENTS PG 305–12

Authorizing in Prince George's County specified volunteer fire departments and organizations that promote the arts and preserve the culture to hold events in which the public may play poker card games; limiting the number of poker events that may be held to one a month; requiring that a permit be obtained from the Prince George's County Department of Environmental Resources before a poker event may be held; specifying requirements to qualify for a permit; specifying the contents of an application for a permit; etc.

EFFECTIVE JULY 1, 2012

CR, § 13-1912(b) - amended and § 13-1913 - added

Assigned to: Ways and Means

HB 812 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – REAL PROPERTY – DWELLINGS
RENTED TO INDIVIDUALS AT LEAST 55 YEARS OLD –
RESIDENTIAL LEASES PG 413–12

Requiring, in Prince George's County, a landlord of a specified residential dwelling structure that is offered for rent to individuals at least 55 years old, composed of at least five dwelling units, and constructed or improved with funding received from the State on or after October 1, 2012, to offer a 36-month residential lease; and requiring the 36-month residential lease required under the Act to be offered to specified individuals.

EFFECTIVE OCTOBER 1, 2012

RP, § 14-133 - added

Assigned to: Environmental Matters

HB 813 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – HYATTSVILLE – ARTS AND ENTERTAINMENT DISTRICT – LICENSED ALCOHOLIC BEVERAGES ESTABLISHMENTS – DISTANCE FROM CHURCHES PG 308–12

Reducing the minimum distance required between a licensed alcoholic beverages establishment and a church in the part of the Gateway Arts and Entertainment District located in the City of Hyattsville; and specifying the manner in which the distance between a licensed establishment and a church is to be measured.

EFFECTIVE JUNE 1, 2012

Art. 2B, § 9-217(e)(1) - amended

Assigned to: Economic Matters

HB 814 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – ALCOHOLIC BEVERAGES LICENSEE – RETAIL DELIVERY TO CONSUMER – PROHIBITION PG 301–12

Prohibiting an alcoholic beverages licensee in Prince George's County from making an off-site retail delivery of alcoholic beverages to the residence of a consumer.

EFFECTIVE JULY 1, 2012

Art. 2B, § 12-301 - amended

Assigned to: Economic Matters

HB 815 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – FORECLOSED PROPERTY REGISTRY PG 412–12

Authorizing Prince George's County to enact a local law establishing a foreclosed property registry for specified property located in the county; requiring the local law to require a successor in interest to register specified foreclosed residential property, pay a specified registration fee, be responsible for the maintenance and security of the foreclosed property, and provide the county with specified information about the property; requiring the county to establish a fund for the deposit of registration fees for specified uses; etc.

EFFECTIVE OCTOBER 1, 2012

RP, § 14-126(d) - added

Assigned to: Environmental Matters

HB 816 Prince George's County Delegation

STATE LOTTERY – LICENSES – PRINCE GEORGE'S COUNTY VETERANS' ORGANIZATIONS PG 306–12

Authorizing the Director of the State Lottery Agency to issue specified Prince George's County veterans' organizations a license for up to five instant ticket lottery machines to each veterans' organization under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2012

SG, §§ 9-112, 9-120(b), and 9-913 - amended

Assigned to: Ways and Means

HB 817 Prince George's County Delegation

PRINCE GEORGE'S COUNTY – CITY OF BOWIE – ALCOHOLIC BEVERAGES LICENSES FOR SUPERMARKETS PG 307–12

Altering the maximum number of licenses of a specified class of alcoholic beverages licenses allowed to be issued in Prince George's County; authorizing the Prince George's County Board of License Commissioners to issue a Class D beer and light wine license with an off-sale privilege for use by a supermarket or similar type of premises in the City of Bowie under specified circumstances; and prohibiting the Board of License Commissioners from issuing a specified license under specified circumstances.

EFFECTIVE JULY 1, 2012

Art. 2B, § 9-217(b) and (h) - amended

Assigned to: Economic Matters

HB 818 Delegate Stocksdales, et al

CRIMES – RIOTING – RESTRICTIONS ON PUBLIC BENEFITS

Restricting eligibility for specified public benefits for individuals convicted on or after July 1, 2012, of common law riot under the laws of Maryland or a crime under the laws of another state or the United States that would be common law riot if committed in Maryland; revoking specified public benefits for individuals convicted of specified crimes on or after July 1, 2012; and creating specified exceptions.

EFFECTIVE JULY 1, 2012

SG, §§ 10-1301 and 10-1302 - added

Assigned to: Appropriations

HB 819 Delegate W. Miller, et al

OFFICE OF THE INSPECTOR GENERAL – ESTABLISHMENT

Establishing the office of the Inspector General; specifying qualifications that an individual must meet to be eligible for the office; providing that the Inspector General is subject to removal by the General Assembly under specified circumstances; specifying the duties and powers of the Inspector General; submitting the amendment to the qualified voters of the State of Maryland for their adoption or rejection; etc.

CONSTITUTIONAL AMENDMENT – CONTINGENT

Maryland Constitution, Art. XX, §§ 1 through 6 - added

Assigned to: Health and Government Operations

HB 820 Delegate W. Miller, et al

STATE GOVERNMENT – INSPECTOR GENERAL

Specifying that there is an Inspector General of the State; establishing the Office of the Inspector General; requiring the Inspector General to examine and investigate the management and affairs of units and conduct audits of the units; authorizing the Inspector General to investigate specified matters; requiring that a unit cooperate fully with the Inspector General under specified circumstances; requiring that the Inspector General have access to specified documents of a unit under specified circumstances; etc.

CONTINGENT

SG, §§ 7.5-101 through 7.5-112 - added and EL, § 8-401 - amended and § 8-402 - added

Assigned to: Health and Government Operations

HB 821 Delegate Cluster

CRIMINAL PROCEDURE – PAROLE – ELIGIBILITY

Increasing from 6 months to 1 year the minimum period that an inmate must be sentenced to serve before becoming eligible to be considered for an investigation by the Division of Parole and Probation or the Division of Correction to enable the Maryland Parole Commission to determine the advisability of granting parole to the inmate.

EFFECTIVE OCTOBER 1, 2012

CS, § 7-301(a) - amended

Assigned to: Judiciary

HB 822 Delegate Waldstreicher**MARYLAND UNIFORM TRANSFERS TO MINORS ACT – ORPHANS’ COURT**

Altering the definition of the term “court” to include an orphans’ court or a court exercising the jurisdiction of an orphans’ court for the purposes of the Maryland Uniform Transfers to Minors Act.

EFFECTIVE OCTOBER 1, 2012

ET, § 13-301(e) - amended

Assigned to: Judiciary

HB 823 Delegate Waldstreicher**ORPHANS’ COURT – MINOR – GUARDIANSHIP OF THE PERSON**

Altering the authority of an orphans’ court to exercise jurisdiction over guardianship of the person of a minor by repealing a specified requirement that the presiding judge of the orphans’ court be a member of the Bar of Maryland; providing that an orphans’ court may exercise jurisdiction over guardianship of the person of a minor in uncontested matters; and applying the Act prospectively.

EFFECTIVE OCTOBER 1, 2012

ET, § 13-105 - amended

Assigned to: Judiciary

HB 824 Delegate Hammen (Chair, Health and Government Operations Committee)**STATE BOARD OF PHYSICIANS AND ALLIED HEALTH ADVISORY COMMITTEES – SUNSET EXTENSION AND PROGRAM EVALUATION**

Continuing the State Board of Physicians and specified allied health advisory committees in accordance with the provisions of the Maryland Program Evaluation Act (Sunset Law) by extending to a specified date the termination provisions relating to the statutory and regulatory authority of the Board and the committees; altering to a specified date the termination provision related to the Perfusion Advisory Committee; etc.

VARIOUS EFFECTIVE DATES

HO, Various Sections - amended and added and § 15-310(e) - repealed

Assigned to: Health and Government Operations

HB 825 Delegate Malone**VEHICLE LAWS – REGISTRATION PLATES FOR MOTORCYCLES – INDIVIDUALS WITH DISABILITIES**

Authorizing an individual to possess a specified number of special registration plates for individuals with disabilities for specified motorcycles in addition to the special registration plate and parking placards authorized under provisions of law.

EFFECTIVE OCTOBER 1, 2012

TR, §§ 13-616(c) and 13-616.1(c) - amended

Assigned to: Environmental Matters

HB 826 Delegates K. Kelly and Bromwell**SALES AND USE TAX – TAXABLE PRICE – MANDATORY GRATUITY**

Altering an exclusion from the definition of “taxable price” under the sales and use tax for a mandatory gratuity or service charge in the nature of a tip for serving food or beverage for consumption on the premises of the vendor.

EFFECTIVE JULY 1, 2012

TG, § 11-101(l)(3)(i)4. - amended

Assigned to: Ways and Means

HB 827 Delegate Hubbard**POLYSOMNOGRAPHIC TECHNOLOGISTS – EDUCATION AND EXAMINATION REQUIREMENTS**

Altering the education requirements for a license to practice polysomnography; and requiring the State Board of Physicians to waive specified education requirements for a license to practice polysomnography if, in addition to meeting other requirements, an applicant has passed a specified examination on or before September 30, 2013.

EFFECTIVE OCTOBER 1, 2012

HO, §§ 14-5C-09 and 14-5C-10 - amended

Assigned to: Health and Government Operations

HB 828 Delegate Hixson

STATE GOVERNMENT – COMMEMORATIVE DAYS – SAINT DAVID’S DAY

Requiring the Governor annually to proclaim March 1 as Saint David’s Day; and making the Act an emergency measure.

EMERGENCY BILL

SG, § 13-410 - added

Assigned to: Health and Government Operations

HB 829 Delegate Dumais, et al

CREATION OF A STATE DEBT – MONTGOMERY COUNTY – POTOMAC COMMUNITY RESOURCES HOME

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 the Potomac Community Resources, Inc. for the planning and design of the Potomac Community Resources Home for Individuals with Developmental Differences/Intellectual Disabilities, located in Potomac; 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, 2012

Assigned to: Appropriations

HB 830 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 to June 1, 2014, 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; requiring the Board of Public Works to expend or encumber the proceeds of the loan by June 1, 2014; etc.

EFFECTIVE JUNE 1, 2012

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

Assigned to: Appropriations

HB 831 Delegate Bates, et al**EDUCATION – PUBLIC SCHOOLS – PARENT TRIGGER**

Authorizing parents and legal guardians of students attending public schools that are subject to corrective action and are not making adequate yearly progress to petition county boards of education to implement interventions; requiring county boards to notify the State Superintendent of Schools and the State Board of Education on receipt of petitions and of the final dispositions regarding the petitions; etc.

EFFECTIVE OCTOBER 1, 2012

ED, §§ 9.5-101 through 9.5-107 - added

Assigned to: Ways and Means

HB 832 Chair, Judiciary Committee (By Request – Departmental – Human Resources)**FAMILY LAW – SUBSTANCE-EXPOSED INFANTS – MANDATED REPORTERS**

Adding specified reporting requirements for specified health care providers involved in the delivery or care of infants born with and identified as being affected by specified symptoms under specified circumstances.

EFFECTIVE OCTOBER 1, 2012

FL, § 5-704 - amended

Assigned to: Judiciary

HB 833 Delegate Reznik, et al**RESPIRATORY CARE PRACTITIONERS – PRACTICING POLYSOMNOGRAPHY – LICENSING EXCEPTIONS**

Providing that a licensed respiratory care practitioner has the right to practice respiratory care within the scope of practice of the respiratory care practitioner's license, including in a sleep laboratory; and providing that the licensing requirements to practice polysomnography do not apply to a respiratory care practitioner who was licensed by the State Board of Physicians on or before December 31, 2012, and whose duties include practicing polysomnography.

EFFECTIVE OCTOBER 1, 2012

HO, §§ 14-5C-02 and 14-5C-08 - amended

Assigned to: Health and Government Operations

HB 834 Chair, Judiciary Committee (By Request – Departmental – Human Resources)

CHILD ABUSE AND NEGLECT – CHILD WELFARE – ALTERNATIVE RESPONSE

Authorizing the Secretary of Human Resources to establish an alternative response program for specified reports of child abuse or neglect; requiring the Department to establish an advisory council; prohibiting specified reports of child abuse or neglect from being assigned for an alternative response; authorizing specified reports of child abuse and neglect to be reassigned for an alternative response; defining the term “alternative response”; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2012

FL, § 5-706 - amended

Assigned to: Judiciary

HB 835 Delegate Barnes

WORKERS’ COMPENSATION – PERMANENT PARTIAL DISABILITY BENEFITS – WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY

Altering the definition of “public safety employee” so as to apply a specified workers’ compensation provision relating to permanent partial disability benefits to police officers employed by the Washington Metropolitan Area Transit Authority.

EFFECTIVE OCTOBER 1, 2012

LE, § 9-628 - amended

Assigned to: Economic Matters

HB 836 Delegate Healey, et al

INCOME TAX – REPEAL OF THE 1997 TAX REDUCTION

Increasing the State income tax rate by 0.25% on specified individual income tax brackets; increasing the maximum county income tax rate that a county may impose from 3.2% to 3.325%; increasing the amount that must be withheld from specified payments; requiring the Comptroller to waive interest and penalties for the 2012 calendar year to the extent interest and penalties are due to the tax rate increase; applying the Act to taxable years after December 31, 2011; etc.

EFFECTIVE JULY 1, 2012

TG, §§ 10-105(a), 10-106(a)(1), and 10-908(e) and (f) - amended

Assigned to: Ways and Means

HB 837 Delegate Malone

VEHICLE LAWS – DISTRACTED DRIVING – ANIMALS

Prohibiting a person from driving a vehicle if there is an animal or animal activity in the front seat of the vehicle that obstructs the view of the driver in a specified manner or interferes with the control of the driver over the driving mechanism of the vehicle.

EFFECTIVE OCTOBER 1, 2012

TR, § 21-1104 - amended

Assigned to: Environmental Matters

HB 838 Delegate Kipke

HEALTH INSURANCE – PHARMACY BENEFITS MANAGERS – AUDITS AND REIMBURSEMENT OF PHARMACIES OR PHARMACISTS

Altering requirements a pharmacy benefits manager must comply with when conducting an audit of a pharmacy or pharmacist; prohibiting a pharmacy benefits manager from disrupting the provision of services to the customers of a pharmacy during an audit; prohibiting a pharmacy benefits manager from taking specified actions relating to an audit of a pharmacy or pharmacist; prohibiting a pharmacy benefits manager from recouping by setoff specified money until specified conditions are fulfilled; providing for an appeal; etc.

EFFECTIVE OCTOBER 1, 2012

IN, § 15-1629 - amended and § 15-1631 - added

Assigned to: Health and Government Operations

HB 839 Delegates Stifler and Norman

GOVERNOR'S ADVISORY COMMISSION ON MARYLAND WINE AND GRAPE GROWING – MEMBERSHIP

Increasing the membership of the Governor's Advisory Commission on Maryland Wine and Grape Growing by adding one member who is a representative of the Office of Tourism Development.

EFFECTIVE OCTOBER 1, 2012

AG, § 10-1203(a) - amended

Assigned to: Environmental Matters

HB 840 Delegate Stifler, et al

PROCUREMENT – LIVING WAGE – REPEAL

Repealing the provisions of law regarding the living wage for State contracts; repealing the requirement that specified employers pay specified hourly wages to employees who work on specified State contracts; etc.

EFFECTIVE OCTOBER 1, 2012

SF, §§ 18-101 through 18-109 - repealed

Assigned to: Economic Matters

HB 841 Delegate Frick, et al

FOOD SERVICE FACILITIES – OPEN WINDOWS AND DOORS – REGULATIONS

Requiring the Department of Health and Mental Hygiene, on or before January 1, 2013, to adopt regulations that allow a food service facility to operate with the outer windows or outer doors of the facility open for ventilation or other purposes if a specified determination is made by a local health department.

EFFECTIVE OCTOBER 1, 2012

HG, § 21-324.1 - added

Assigned to: Health and Government Operations

HB 842 Delegate Oaks

MARYLAND TRANSIT ADMINISTRATION – FREE RIDERSHIP FOR STATE EMPLOYEES

Requiring the Maryland Transit Administration to extend to employees of the Judicial Branch and the Legislative Branch of State government the application of any program, policy, or practice through which free ridership on transit vehicles is offered to employees of the Executive Branch of State government.

EFFECTIVE JUNE 1, 2012

Assigned to: Ways and Means

HB 843 Delegate Bates, et al**GENERAL ASSEMBLY – REDUCTION IN BUDGET APPROPRIATIONS FOR REPEAT LEGISLATIVE AUDIT FINDINGS**

Requiring the General Assembly, if a legislative audit contains more than three repeat findings, to reduce the amount included in the budget bill submitted by the Governor by up to 5% each year until the unit reports to the Office of Legislative Audits and the Office of Legislative Audits determines that the unit has satisfactorily addressed the repeat findings; etc.

EFFECTIVE OCTOBER 1, 2012

SG, § 2-1506 - added

Assigned to: Appropriations

HB 844 Delegate Stein, et al**CREATION OF A STATE DEBT – BALTIMORE COUNTY – ACORN HILL NATURAL PLAY AREA**

Authorizing the creation of a State Debt in the amount of \$215,000, the proceeds to be used as a grant to the County Executive and County Council of Baltimore County for the design and construction of the Acorn Hill Natural Play Area, located in Towson; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2012

Assigned to: Appropriations

HB 845 Delegate Parrott, et al**TRANSPORTATION – HIGHWAY USER REVENUES – DISTRIBUTION**

Altering the allocation of funds in the Gasoline and Motor Vehicle Revenue Account between the Department of Transportation and Baltimore City, the counties, and the municipalities; and altering the allocation of highway user revenues to Baltimore City and the counties and municipalities.

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

EFFECTIVE JULY 1, 2012

TR, §§ 8-402 and 8-403 - amended

Assigned to: Appropriations

HB 846 Delegate George

COUNTY TRANSFER TAX – COLLECTION

Authorizing the governing body of a county to provide for the direct collection of the county transfer tax imposed on specified articles or documents filed with the Department of Assessments and Taxation or the clerk of the circuit court of a county; etc.

EFFECTIVE JULY 1, 2012

TP, § 13-404(a) and (d) - amended

Assigned to: Ways and Means

HB 847 Delegate McComas, et al

VEHICLE LAWS – SPECIAL REGISTRATION PLATES – “IN GOD WE TRUST”

Requiring the Motor Vehicle Administration to develop and make available a specially designed registration plate using the phrase “In God We Trust”; specifying the vehicles that are eligible for the registration plate; requiring the owner of a vehicle issued the registration plate to pay specified fees; restricting the amount and use of fees paid for registration plates under the Act; and requiring the Administration to adopt specified regulations.

EFFECTIVE OCTOBER 1, 2012

TR, § 13-619.3 - added

Assigned to: Environmental Matters

HB 848 Delegate Conaway

VEHICLE LAWS – RED LIGHT AND SPEED MONITORING SYSTEMS – EMERGENCY VEHICLES

Providing that specified images of an emergency vehicle recorded by a traffic control signal monitoring system, a speed monitoring system, or a work zone speed control system may not be the basis for a civil penalty or the issuance of a citation under specified provisions of law; etc.

EFFECTIVE OCTOBER 1, 2012

TR, §§ 21-202.1(d), 21-809(c), and 21-810(c) - amended

Assigned to: Environmental Matters

HB 849 Delegates Gilchrist and Niemann**REAL PROPERTY – CONDOMINIUMS – ALLOCATION OF UTILITY COSTS**

Requiring a council of unit owners, only in a condominium regime established on or after October 1, 2013, to have the ability to allocate utility costs for water, electricity, gas, or oil service to each unit based on usage and to grant or deny utility service to each unit.

EFFECTIVE OCTOBER 1, 2013

RP, § 11-108.2 - added

Assigned to: Environmental Matters

HB 850 Delegates Gilchrist and Niemann**REAL PROPERTY – CONDOMINIUMS – PAYMENT OF ASSESSMENTS AND FEES**

Authorizing a council of unit owners to petition the District Court for relief if a unit owner has failed to pay assessments and fees for 90 days or longer and is renting the unit to a tenant; requiring a certified copy of the petition to be mailed to the unit owner and served on the tenant in a specified manner; authorizing the District Court, after a hearing, to enter an order directing the tenant to pay rent due under the lease to the council of unit owners or a designated custodian; etc.

EFFECTIVE OCTOBER 1, 2012

RP, § 11-110.1 - added

Assigned to: Environmental Matters

HB 851 Delegate Conaway**VEHICLE LAWS – REGISTRATION FEES – PAYMENT PLANS**

Authorizing the deferral of payment of the registration fee for specified classifications of vehicles subject to specified requirements; authorizing the Motor Vehicle Administration to revoke the registration of a vehicle if the owner fails to complete payment of the vehicle registration fee in accordance with the Act; requiring the Administration to adopt regulations to implement the Act; terminating the Act at the end of September 30, 2015; etc.

EFFECTIVE OCTOBER 1, 2012

TR, § 13-901.1 - added

Assigned to: Environmental Matters

HB 852 Delegate Conaway

CORRECTIONAL SERVICES – DIVISION OF CORRECTION – LENGTH OF SENTENCE

Altering a specified provision of law so as to prohibit a judge from sentencing an individual to the jurisdiction of the Division of Correction for 12 months or less unless the individual is an inmate under the jurisdiction of the Division of Correction.

EFFECTIVE OCTOBER 1, 2012

CS, § 9-104 - amended

Assigned to: Judiciary

HB 853 Delegate Conaway

MOTOR VEHICLES – SEATBELTS – EXCEPTION FOR LAW ENFORCEMENT OFFICERS

Providing that specified provisions of law requiring seat belt use do not apply to a law enforcement officer under specified circumstances.

EFFECTIVE OCTOBER 1, 2012

TR, § 22-412.3 - amended

Assigned to: Environmental Matters

HB 854 Delegate Gilchrist

FOREST CONSERVATION ACT – EXCEPTION FOR LOCAL STORMWATER MANAGEMENT ACTIVITY

Creating an exception to the requirements of the Forest Conservation Act for stormwater management activity performed by a local jurisdiction.

EFFECTIVE OCTOBER 1, 2012

NR, § 5-1602 - amended

Assigned to: Environmental Matters

HB 855 Delegate Conaway

STATE LOTTERY AGENCY – EDUCATION LOTTERY

Requiring the State Lottery Agency to conduct a specified monthly lottery for the benefit of the public school systems in the State; requiring the Comptroller to pay to the public school systems in the State a specified percentage of the money that remains in the State Lottery Fund from the proceeds of a certain lottery after a specified distribution; requiring the Agency to meet specified advertising criteria in conducting the lottery; etc.

EFFECTIVE OCTOBER 1, 2012

SG, § 9-120 - amended and § 9-120.2 - added

Assigned to: Ways and Means

HB 856 Delegate Conaway

CRIMINAL LAW – USE OF DANGEROUS WEAPONS DURING CRIME

Prohibiting a person from using a specified dangerous weapon in the commission of a crime; establishing a penalty for a violation of the Act; prohibiting a court from imposing less than or suspending any part of a specified minimum sentence; providing that a specified person is not eligible for parole in less than a specified period; establishing that for a first offense the sentence may be consecutive to or concurrent with a specified other sentence; etc.

EFFECTIVE OCTOBER 1, 2012

CR, § 4-110 - added

Assigned to: Judiciary

HB 857 Delegate ConawayVEHICLE LAWS – RED LIGHT AND SPEED MONITORING SYSTEMS
– LAW ENFORCEMENT VEHICLES

Providing that specified images of a law enforcement vehicle recorded by a traffic control signal monitoring system, a speed monitoring system, or a work zone speed control system may not be the basis for a civil penalty or the issuance of a citation under specified provisions of law.

EFFECTIVE OCTOBER 1, 2012

TR, §§ 21-202.1(d), 21-809(c), and 21-810(c) - amended

Assigned to: Environmental Matters

HB 858 Delegate Gilchrist

LAND USE – LOCAL HISTORIC DISTRICT COMMISSIONS AND HISTORIC PRESERVATION COMMISSIONS – ALTERNATE MEMBERS

Authorizing a local jurisdiction that creates a historic district commission or historic preservation commission to designate one alternate member for the historic district commission or historic preservation commission to sit on the commission under specified circumstances; authorizing the local jurisdiction to designate a temporary alternate when the alternate member is absent; providing for the effective date of specified provisions of the Act; and providing for the termination of specified provisions of the Act.

EFFECTIVE JUNE 1, 2012

Art. 66B, § 8.03(a) and LU, § 8-202 - amended

Assigned to: Environmental Matters

HB 859 Delegate Conaway, et al

ELECTRIC COMPANIES – INTERRUPTION OF SERVICE – REPORTING TO ADULT PROTECTIVE SERVICES

Requiring an electric company to report an interruption of service for specified customers due to a failure to pay an electric bill to the adult protective services program under specified circumstances.

EFFECTIVE OCTOBER 1, 2012

PU, § 7-309 - added

Assigned to: Economic Matters

HB 860 Delegate Stein

CHILDREN IN NEED OF ASSISTANCE – SEXUAL ABUSE – DEFINITION

Altering the definition of “sexual abuse” for provisions of law relating to children in need of assistance, child abuse, and child neglect to include specified actions relating to human trafficking, obscene material, pornography, and prostitution.

EFFECTIVE OCTOBER 1, 2012

CJ, § 3-801(x) and FL, § 5-701(x) - amended

Assigned to: Judiciary

HB 861 Delegate Braveboy**INSURANCE – UNFAIR CLAIM SETTLEMENT PRACTICES – REFUSAL TO PAY A CLAIM**

Altering the circumstances under which it is an unfair claim settlement practice and a violation of specified provisions of law for an insurer, nonprofit health service plan, or health maintenance organization to refuse to pay a claim.

EFFECTIVE OCTOBER 1, 2012

IN, § 27-303 - amended

Assigned to: Economic Matters

HB 862 Delegate Hammen**RESIDENTIAL CHILD AND YOUTH CARE PRACTITIONERS – CERTIFICATION – MODIFICATIONS**

Requiring the State Board for Certification of Residential Child Care Program Professionals to establish a tiered certification structure for residential child and youth care practitioners; requiring the Board to establish training requirements for the residential child and youth care practitioners certified by the Board; authorizing the Board to waive specified fees; prohibiting the Board from requiring fees for the examination of qualified certified residential child and youth care practitioner applicants; etc.

VARIOUS EFFECTIVE DATES

HO, Various Sections - amended and § 20-302.2 - added and HU, §§ 8-704(10) and 8-1002 - amended and § 8-1003 - repealed

Assigned to: Health and Government Operations

HB 863 Delegate Serafini**TEACHERS' RETIREMENT AND PENSION SYSTEMS – LOCAL EMPLOYER CONTRIBUTIONS**

Requiring the State Board of Education to provide for the calculation of a payment of a portion of the employer contributions for local school board employees and community college employees who are members of the Teachers' Retirement System or the Teachers' Pension System; requiring specified counties to pay a portion of the employer contributions for local school board employees and community college employees who are members of the Teachers' Retirement System or the Teachers' Pension System; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2012

SP, §§ 21-304 and 21-308 - amended and § 21-309.1 - added

Assigned to: Appropriations

HOUSE BILL REASSIGNED FEBRUARY 8, 2012**HB 565 Delegate Zucker, et al****HOMESTEAD PROPERTY TAX CREDIT – ELIGIBILITY – CHILD SUPPORT PAYMENTS**

Authorizing the Child Support Enforcement Administration to send a specified certification to the State Department of Assessments and Taxation concerning specified child support obligors; requiring the Administration to conduct an investigation and notify the obligor of the outcome; requiring the Department to revoke the homestead property tax credit of certain homeowners under specified circumstances; etc.

EFFECTIVE JUNE 1, 2013

FL, § 10-113.3 and TP, § 9-105(i-1) - added and TP, § 9-105(b)(1) - amended

Reassigned to: Ways and Means