



# SYNOPSIS

Senate Bills and Joint Resolutions  
2012 Maryland General Assembly Session

**January 20, 2012**  
**Schedule 8**

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**PLEASE NOTE:** January 24 – Bill request deadline.  
February 3 – Bill introduction deadline.  
All bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 6.  
As required by Senate Rule 32(b), bills introduced after this date will be referred to the Senate Rules Committee.

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## **SENATE BILLS INTRODUCED January 20, 2012**

**SB 168** Senator Brochin, et al

CRIMINAL PROCEDURE – VICTIM'S COMPENSATION –  
TEMPORARY LODGING FOR DOMESTIC VIOLENCE VICTIMS

Making victims of domestic violence who are eligible for an award as the result of an injury resulting from a specified domestic violence incident and who sought temporary lodging to avoid further injury eligible to receive an award from the Criminal Injuries Compensation Fund for reasonable costs of up to 14 days of temporary lodging.

EFFECTIVE OCTOBER 1, 2012

CP, § 11-811 - amended

Assigned to: Judicial Proceedings

**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

**SB 169**     **Senator Shank**

## STATE GOVERNMENT – NOTARY PUBLIC – APPOINTMENT

Authorizing a State Senator to delegate the Senator's authority to approve an applicant for notary public to the Secretary of State; authorizing the Governor to appoint and commission, under specified circumstances, an individual as a notary public on approval by the Secretary; and requiring an application for notary public, under specified circumstances, to bear or be accompanied by the written approval of the Secretary.

EFFECTIVE OCTOBER 1, 2012

SG, §§ 18-101 and 18-103(a) - amended

Assigned to: Judicial Proceedings

**SB 170**     **Senator Shank, et al**

## WASHINGTON COUNTY – SHERIFFS AND DEPUTY SHERIFFS – PRACTICE OF LAW

Allowing an individual employed as a sheriff or deputy sheriff in Washington County who has been admitted to the Maryland Bar to practice law in a county other than Washington County.

EFFECTIVE JULY 1, 2012

BOP, § 10-603 - amended

Assigned to: Judicial Proceedings

**SB 171**     **Senator Miller**

## CREATION OF A STATE DEBT – CALVERT COUNTY – NORTH BEACH WATERFRONT PAVILION

Authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Mayor and Town Council of the Town of North Beach for the planning, design, and construction of the North Beach Waterfront Pavilion, located in North Beach; 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: Budget and Taxation

**SB 172**     **Senator Miller****CREATION OF A STATE DEBT – PRINCE GEORGE’S COUNTY – UNIVERSITY OF MARYLAND ATHLETIC FIELDS**

Authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the University System of Maryland for the acquisition, planning, installation, and construction of athletic fields with synthetic grass, located in College 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: Budget and Taxation

**SB 173**     **Senator Klausmeier, et al****PUBLIC SCHOOL BUILDINGS – CARBON MONOXIDE DETECTION AND WARNING EQUIPMENT**

Requiring the construction or remodeling of public school buildings to conform to a standard for the installation of carbon monoxide detection and warning equipment for commercial structures.

EFFECTIVE OCTOBER 1, 2012

ED, § 4-117 - amended

Assigned to: Budget and Taxation

**SB 174**     **Senator Klausmeier, et al****SUBSEQUENT INJURY FUND AND UNINSURED EMPLOYERS’ FUND – ASSESSMENTS ON SETTLEMENT AGREEMENTS**

Excluding from the assessments imposed by the Workers’ Compensation Commission and payable to the Subsequent Injury Fund and the Uninsured Employers’ Fund the amount of specified medical benefits under a settlement agreement under specified circumstances.

EFFECTIVE JULY 1, 2012

LE, §§ 9-806 and 9-1007 - amended

Assigned to: Finance

**SB 175 Senator Raskin, et al****CRIMES – ELECTRONIC COMMUNICATION – HARASSMENT**

Changing the prohibition against using electronic mail with the intent to harass to prohibit engaging in electronic communication with the intent to harass; changing the defined term “electronic mail” to “electronic communication” and altering the definition; and establishing penalties for a second or subsequent violation of the Act.

EFFECTIVE OCTOBER 1, 2012

CR, § 3-805 - amended

Assigned to: Judicial Proceedings

**SB 176 Senator Robey****CRIMINAL LAW – IMPERSONATION OF A POLICE OFFICER – PENALTIES**

Altering the classification of the crime of impersonating police officers, special police officers, sheriffs, deputy sheriffs, constables, or other law enforcement officers wearing a specified police article without authorization, or having a simulation or imitation of a specified police article under specified circumstances, from a misdemeanor to a felony; and increasing the penalties for a violation of the offense.

EFFECTIVE OCTOBER 1, 2012

PS, § 3-502 - amended

Assigned to: Judicial Proceedings

**SB 177 Senators Robey and Klausmeier****VEHICLE LAWS – NONFUNCTIONING TRAFFIC CONTROL SIGNALS – REQUIREMENT TO STOP**

Altering a provision of law requiring vehicular traffic to stop and take specified actions when approaching a nonfunctioning traffic control signal at specified intersections to apply the requirement to all intersections; and requiring vehicular traffic approaching a nonfunctioning traffic control signal at an intersection to stop in a specified manner, yield to other vehicles or pedestrians in the intersection, and remain stopped until it is safe to enter and continue through the intersection.

EFFECTIVE OCTOBER 1, 2012

TR, § 21-209 - amended

Assigned to: Judicial Proceedings

**SB 178**     **Senators Jacobs and Montgomery**EDUCATION – INFORMAL KINSHIP CARE – DOCUMENTATION  
SUPPORTING AFFIDAVIT – REPEAL

Repealing the requirement that specified supporting documentation accompany an affidavit verifying to a county superintendant of schools that a child is living in an informal kinship care arrangement for specified school attendance purposes; and repealing a requirement that specified instructions explain the necessity of and encourage the submission of specified supporting documentation.

EFFECTIVE JULY 1, 2012

ED, § 7-101 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 179**     **Senator Pugh, et al**

## KATHLEEN A. MATHIAS CHEMOTHERAPY PARITY ACT OF 2012

Prohibiting insurers, nonprofit health service plans, and health maintenance organizations that provide coverage for cancer chemotherapy under specified health insurance policies or contracts from imposing limits or cost sharing on coverage for orally administered cancer chemotherapy that are less favorable to an insured or enrollee than the limits or cost sharing on coverage for cancer chemotherapy that is administered intravenously or by injection; etc.

EFFECTIVE OCTOBER 1, 2012

IN, § 15-846 and HG, § 19-706(Illl) - added

Assigned to: Finance

**SB 180**     **Senator Pugh, et al**HEALTH OCCUPATIONS – STATE BOARD OF NATUROPATHIC  
MEDICINE

Establishing the State Board of Naturopathic Medicine; specifying the duties of the Board; establishing the State Board of Naturopathic Medicine Fund; requiring, beginning January 1, 2014, an individual to have a license before practicing naturopathic medicine in the State; establishing the Naturopathic Formulary Council; requiring the Council to establish a naturopathic formulary, transmit the formulary to the Board, and review the formulary under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2012

HO, §§ 7.5-101 through 7.5-802, CJ, § 5-722, and SG, § 8-403(b)(40) - added

Assigned to: Education, Health, and Environmental Affairs

**SB 181 Senator Raskin****TASK FORCE TO STUDY THE PUBLIC FINANCING OF JUDICIAL ELECTIONS**

Establishing the Task Force to Study the Public Financing of Judicial Elections; providing for the composition, chair, and staffing of the Task Force; requiring the Task Force to study and develop a proposal regarding the public financing of judicial elections in the State; requiring the Task Force to report its findings and proposal to the General Assembly on or before December 31, 2012; terminating the Act at the end of June 30, 2013; etc.

EFFECTIVE JULY 1, 2012

Assigned to: Education, Health, and Environmental Affairs

**SB 182 Senators Ferguson and Gladden****TAX SALES – COMPLAINT TO FORECLOSE RIGHT OF REDEMPTION – NOTICE**

Prohibiting a holder of a certificate of tax sale from filing a complaint to foreclose the right of redemption until at least 30 days after sending the second notice required by law to specified persons; and requiring that a notice be sent in a specified manner.

EFFECTIVE OCTOBER 1, 2012

TP, § 14-833(a-1)(1) and (6) - amended

Assigned to: Budget and Taxation

**SB 183 Senators Kelley and Miller****CONDOMINIUMS AND HOMEOWNERS ASSOCIATIONS – TRANSITION OF CONTROL – TERMINATION OF CONTRACTS**

Authorizing, without liability for the termination and on 30 days' notice to the contractor, the board of directors of a condominium to terminate a contract entered into by the developer, officers, or previous board within 60 days after the board of directors is elected at a transitional meeting, and the governing body of a homeowners association to terminate a contract entered into by the declarant or previous governing body within 60 days after the governing body is elected at a transitional meeting; etc.

EFFECTIVE OCTOBER 1, 2012

RP, §§ 11-109(c)(16)(v) and 11B-106.1(e) - amended

Assigned to: Judicial Proceedings

**SB 184**     **Senator Kelley, et al****REAL PROPERTY – COMMON OWNERSHIP COMMUNITIES – DISPUTE SETTLEMENT MECHANISM**

Altering the application of a specified dispute settlement mechanism under the Maryland Condominium Act; establishing a specified dispute settlement mechanism under the Maryland Homeowners Association Act; requiring a governing body of a homeowners association to follow specified procedures before imposing a sanction for a rule violation; authorizing a specified action against a lot owner for damages or injunctive relief; etc.

EFFECTIVE OCTOBER 1, 2012

RP, § 11-113 - amended and § 11B-111.7 - added

Assigned to: Judicial Proceedings

**SB 185**     **Senator Forehand, et al****MOTOR VEHICLES – CHILD SEATING AND SAFETY SEATS – REQUIREMENTS AND PROHIBITION**

Requiring a person transporting a child under the age of 2 years in a motor vehicle to secure the child in a rear-facing child safety seat in accordance with specified instructions; repealing the exception for children weighing more than 65 pounds to the requirement that a child under the age of 8 years must be secured in a child safety seat; prohibiting a person from transporting a child under the age of 13 years in a motor vehicle if the child is seated in the outboard front seat of the motor vehicle; etc.

EFFECTIVE OCTOBER 1, 2012

TR, § 22-412.2 - amended

Assigned to: Judicial Proceedings

**SB 186**     **Senator McFadden****BALTIMORE CITY – ALCOHOLIC BEVERAGES LICENSES – FEES**

Altering specified fees for specified alcoholic beverages licenses in Baltimore City; and repealing a provision of law requiring specified licensees in Baltimore City to pay a specified amount each year if they provide live entertainment or outdoor table or cafe service.

EFFECTIVE JULY 1, 2012

Art. 2B, § 6-201(d)(6) - repealed and Various Sections - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 187**     **Chair, Finance Committee**

## STATE COMMISSION OF REAL ESTATE APPRAISERS AND HOME INSPECTORS – SUNSET EXTENSION AND PROGRAM EVALUATION

Continuing the State Commission of Real Estate Appraisers and Home Inspectors in accordance with the provisions of the Maryland Program Evaluation Act by extending to July 1, 2023, the termination date; renaming the Commission; requiring that an evaluation of the Commission be performed by July 1, 2022; repealing a requirement for the Commission to submit a specified report to specified committees of the General Assembly by December 1, 2002; requiring the Commission to submit a specified report by October 1, 2013; etc.

EFFECTIVE JULY 1, 2012

BOP, and BR, Various Sections and SG, § 8-403(b)(59) - amended and Chapter 470 of the Acts of 2001, § 3 - repealed

Assigned to: Finance

**SB 188**     **Senator Shank, et al**

## WASHINGTON COUNTY – DISTRIBUTION OF AMOUNTS TO TOWN OF WILLIAMSPORT – PAYMENTS IN LIEU OF PROPERTY TAXES ON ELECTRICITY GENERATION FACILITIES

Altering the requirement that Washington County distribute to the Town of Williamsport 35% of any amount received under specified payments in lieu of property taxes from an electricity generation facility under specified circumstances; applying the Act to all taxable years beginning after June 30, 2012; etc.

EFFECTIVE JUNE 1, 2012

TP, § 7-514(e) - amended

Assigned to: Budget and Taxation

**SB 189**     **Senator Shank, et al**

## MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2006 – RURAL HERITAGE TRANSPORTATION MUSEUM

Amending the Maryland Consolidated Capital Bond Loan of 2006 to change the location of a grant for the Rural Heritage Transportation Museum.

EFFECTIVE JUNE 1, 2012

Chapter 46 of the Acts of 2006, § 1(3) Item ZA01(CM) - amended

Assigned to: Budget and Taxation

**SB 190**     **Senator Jacobs, et al**

## EDUCATION – SCHOOL CONSTRUCTION – APPLICABILITY OF PRIORITY FUNDING AREAS

Repealing a specified policy of the State to target funds to existing public schools; excluding school construction from specified provisions of law; applying the Act to the fiscal 2013 public school construction capital improvement program; and making the Act an emergency measure.

EMERGENCY BILL

ED, § 5-301(d)(3) and SF, § 5-7B-07 - amended

Assigned to: Budget and Taxation

**SB 191**     **Chair, Budget and Taxation Committee (By Request – Departmental – Comptroller)**

## COMPTROLLER – MONITORING AND RECORDING OF TELEPHONE CALLS – TRAINING AND QUALITY ASSURANCE

Authorizing the Comptroller of the State to manage the monitoring and recording of specified incoming telephone conversations to employees of the Comptroller's call centers for training and quality assurance purposes; prohibiting the Comptroller from recording or monitoring calls to or from direct individual lines in the Office of the Comptroller; etc.

EFFECTIVE JULY 1, 2012

TG, § 2-114 - added

Assigned to: Budget and Taxation

**SB 192**     **Carroll County Senators**

## CREATION OF A STATE DEBT – CARROLL COUNTY – GOODWILL INDUSTRIES OF MONOCACY VALLEY – WESTMINSTER RENOVATION

Authorizing the creation of a State Debt not to exceed \$800,000, the proceeds to be used as a grant to the Board of Directors of the Goodwill Industries of Monocacy Valley, Inc. for the renovation of the Goodwill facility, located in Westminster; 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: Budget and Taxation

**SB 193**     **Senator Young, et al**

## AGRICULTURE – MARYLAND STANDARD OF IDENTITY FOR HONEY

Establishing a Maryland standard of identity for honey; requiring the standard to be applied to specified products; authorizing the designation of specified products as honey; requiring specified products to be distinguished from pure honey under specified circumstances; authorizing a person that has suffered specified damages to bring a specified action to recover damages in a specified court; etc.

EFFECTIVE OCTOBER 1, 2012

AG, §§ 10-1901 through 10-1907 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 194**     **Senator Young, et al**

## REAL PROPERTY – RESIDENTIAL LEASES – INTEREST ON SECURITY DEPOSITS

Changing the interest rate paid on a security deposit under a residential lease from 3 percent per annum to the daily U.S. Treasury yield curve rate for 1 year as of the first business day of each year or 1.5%, whichever is greater; requiring the Department of Housing and Community Development to maintain a specified list on its Web site; applying the Act prospectively; etc.

EFFECTIVE JANUARY 1, 2013

RP, § 8-203(e) and (h) - amended and § 8-203(k) - added

Assigned to: Judicial Proceedings

**SB 195**     **Senator Kasemeyer**

## CREATION OF A STATE DEBT – BALTIMORE COUNTY – CATONSVILLE RAILS TO TRAILS

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 Catonsville Rails to Trails, Inc. for the planning, design, site-development, construction, and capital equipping of the Short Line Trail, located in Catonsville; 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: Budget and Taxation

**SB 196**     **Senator Young, et al**

PUBLIC SAFETY – BUILDING CODES – BALCONY INSPECTIONS  
("JONATHAN'S LAW")

Requiring a political subdivision to conduct inspections of specified multifamily dwellings with balconies at least once every 5 years to ensure that each balcony meets the requirements of the applicable local housing code or the Minimum Livability Code; authorizing a political subdivision to authorize a third party to conduct the periodic inspections; authorizing a political subdivision to charge a fee for a periodic inspection; and defining the term "multifamily dwelling".

EFFECTIVE OCTOBER 1, 2012

PS, § 12-203 - amended

Assigned to: Education, Health, and Environmental Affairs

**SENATE JOINT RESOLUTION INTRODUCED January 20, 2012****SJ 2**     **Senators Raskin and Forehand**

MARYLAND RATIFICATION OF THE 17TH AMENDMENT TO THE  
UNITED STATES CONSTITUTION

Ratifying the 17th Amendment to the United States Constitution relative to the popular election of United States Senators.

Assigned to: Education, Health, and Environmental Affairs