SENATE BILL 223

P5 EMERGENCY BILL 5lr1496

By: **The President (By Request – Department of Legislative Services)**
Introduced and read first time: February 2, 2015
Assigned to: Rules

A BILL ENTITLED

AN ACT concerning

Annual Corrective Bill

FOR the purpose of correcting certain errors or omissions in certain articles of the Annotated Code and in certain uncodified laws; clarifying language; correcting certain obsolete references; reorganizing certain sections of the Annotated Code; ratifying certain corrections made by the publishers of the Annotated Code; providing that this Act is not intended to affect any law other than to correct technical errors; providing for the correction of certain errors and obsolete provisions by the publishers of the Annotated Code; providing for the effect and construction of certain provisions of this Act; and making this Act an emergency measure.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–201(h)(3)(vii) and 9–204.3(d)(1)(ii)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing
Article 2B – Alcoholic Beverages
Section 9–217(f)(3)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 2–508(a)
Annotated Code of Maryland
(2007 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions

EXPLANATION: **CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**
[Brackets**]** indicate matter deleted from existing law.

Section 15–305(b)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 20–403(a)(1)(i)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 5–6C–07(a)(1)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(l)(5)(ii)2. and 7–409(a)(2)(xi)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 3–107(a)(2)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 3–114(f), 3–1401(c)(3), 4–306.2(c), 7–1608(a)(1), 8–501(b), 16–414.1(a)(16), 17–302(a), 18–406(e), and 18–1502(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 8–202(b)(2) and 13–504
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 6–804(b)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–505(a)(19)(i), 9–677(a), and 9–1601(dd)(1)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 14.5–103(d)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–512(a)(2)(ii)2. and (4)(ii)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 5–515(f) and 5–702(c)(1)
Annotated Code of Maryland
(2014 Volume)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 4–101, 4–102(a)(1), 4–306(b)(5), 7–307(a), 13–203(b)(2), 13–3307(e)(2), 19–703(f)(1), 21–2A–07(b)(2), 21–304(e)(2), and 24–804(c)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 13–203(b)(1) and (3)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing
Article – Health – General
Section 19–706(m), (n), and (o)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations

Section 1–208(a)(2)(iii), 1–212(a), (b)(3), (d), and (e), 2–101(t)(2), 8–101(m)(2)(iv), 8–6B–19(h)(1), 9–306(b)(2), 14–5F–09, 14–5F–20(b) and (c)(1), 14–5F–21(c), (d), and (e), 14–5F–22(a), and 17–6A–22(a) and (b)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Human Services
The part designation "Part III. Interagency Council on Homelessness" immediately preceding Section 6–417
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Human Services
Section 6–417(a)
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 5–205(i)(1) and 8–223
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing
Article – Labor and Employment
The subtitle designation "Subtitle 10. Bloodborne Pathogen Standard" immediately preceding former Section 5–1001
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 10–312(e)(2)
Annotated Code of Maryland
(2013 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–701(j)(1) and 5–1203(b), (d)(1)(concerning Parcel 2), (l)(concerning Parcel 8), (q)(5), (r)(3)(concerning Parcel 4), (v)(3)(concerning Parcel 3), (gg), (jj)(1), and (mm)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 1–401(b)(9) and 3–506.1(c)(2) and (3)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105.1(m)(2)(i) and 11–111(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–309(e)(2)(ii) and 14–302(a)(9)(i)1.
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 2–403(a)(2)(vii), 6.5–303(2), 9–120(a)(2), and 9–1A–24(b)(1)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–601(d)(3)(ii)2., 22–405(c), and 29–303(g)(2)(i)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–1104(a)(1) and (b)(3), 2–1302.1(a)(2) and (b)(2), 10–204(j), 10–402(c)(2)(vii), and 10–702(a)(5) through (7)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing
Article – Tax – General
Section 10–702(a)(4)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY adding to
Article – Tax – General
Section 10–702(a)(7)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–803(j)(2), 17–105(a), and 25–111(a)(3)(ii), (b), and (f)(2)(iv)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Chapter 505 of the Acts of the General Assembly of 2014
Section 2

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 2B – Alcoholic Beverages

6–201.

(h) (3) (vii) Upon payment of an additional annual license fee of $250, the holder of a Class BR license has the privileges of the holder of a Class BC license specified in subparagraph **[**(3)(iii)3 of this subsection**] (III)3 OF THIS PARAGRAPH**, subject to the restrictions set forth in subparagraph (iv) of this **[**subsection**] PARAGRAPH**.

DRAFTER'S NOTE:

Error: Erroneous internal references in Art. 2B, § 6–201(h)(3)(vii).

Occurred: Ch. 388, Acts of 1994.

9–204.3.

(d) (1) This subsection applies only to an area bounded by:

(ii) West Cross Street **AND AMITY STREET** on the west, Clifford Street on the north, Scott Street on the east, and Carroll Street on the south.

DRAFTER'S NOTE:

Error: Omitted language in Art. 2B, § 9–204.3(d)(1)(ii).

Occurred: Chs. 346 and 347, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for S.B. 846 (Ch. 346)/H.B. 831 (Ch. 347) of 2014, dated April 28, 2014.

9–217.

(f) **[**(3) Notwithstanding other provisions of this subsection or other provisions of this article, the Board of License Commissioners may permit an individual, partnership, or corporation to hold or have an interest in not more than four BH licenses.**] RESERVED.**

DRAFTER'S NOTE:

Error: Obsolete provision in Art. 2B, § 9–217(f)(3).

Occurred: As a result of Ch. 676, Acts of 2008, which repealed the four license limit but failed to make this corresponding correction.

Article – Agriculture

2–508.

(a) (1) For purposes of this subtitle the following words have the meanings indicated.

[(2) "Total amount to be allotted" means the amount, as certified by the Comptroller, which remains in the Maryland Agricultural Land Preservation Fund at the beginning of the fiscal year after payment of all expenses of the Foundation and the board of trustees during the previous fiscal year as specified in § 2–505(c)(1) and (2) of this subtitle, and after subtraction of funds committed for payment as consideration for easements purchased during previous fiscal years, and after subtraction of any money remaining in the Fund as a result of a transfer of local Program Open Space funds made pursuant to § 5–903 of the Natural Resources Article.

(3) "General purchases of easements" means purchases of agricultural land preservation easements under this subtitle in which the governing body of the county in which the land is located is not required to make a contribution to the Maryland Agricultural Land Preservation Fund.

(4) "Matching purchases of easements" means purchases of agricultural land preservation easements under this subtitle in which the governing body of the county in which the land is located is required to make a contribution to the Maryland Agricultural Land Preservation Fund of an amount equal to at least 40 percent of the value of the easement for each such purchase.

(5) "Allotted purchases" means general or matching purchases made pursuant to offers to buy tendered by the Foundation on or before January 31 of any fiscal year.

(6) "County" means any county containing productive agricultural land which is being actively farmed and which meets the criteria for land for which easements may be purchased.

(7) "Eligible county" means a county as defined in paragraph (6) of this subsection which has secured approval from the Foundation for a local agricultural land preservation program.**]**

(2) "ALLOTTED PURCHASES" MEANS GENERAL OR MATCHING PURCHASES MADE PURSUANT TO OFFERS TO BUY TENDERED BY THE FOUNDATION ON OR BEFORE JANUARY 31 OF ANY FISCAL YEAR.

(3) "COUNTY" MEANS ANY COUNTY CONTAINING PRODUCTIVE AGRICULTURAL LAND WHICH IS BEING ACTIVELY FARMED AND WHICH MEETS THE CRITERIA FOR LAND FOR WHICH EASEMENTS MAY BE PURCHASED.

(4) "ELIGIBLE COUNTY" MEANS A COUNTY AS DEFINED IN PARAGRAPH (3) OF THIS SUBSECTION WHICH HAS SECURED APPROVAL FROM THE FOUNDATION FOR A LOCAL AGRICULTURAL LAND PRESERVATION PROGRAM.

(5) "GENERAL PURCHASES OF EASEMENTS" MEANS PURCHASES OF AGRICULTURAL LAND PRESERVATION EASEMENTS UNDER THIS SUBTITLE IN WHICH THE GOVERNING BODY OF THE COUNTY IN WHICH THE LAND IS LOCATED IS NOT REQUIRED TO MAKE A CONTRIBUTION TO THE MARYLAND AGRICULTURAL LAND PRESERVATION FUND.

(6) "MATCHING PURCHASES OF EASEMENTS" MEANS PURCHASES OF AGRICULTURAL LAND PRESERVATION EASEMENTS UNDER THIS SUBTITLE IN WHICH THE GOVERNING BODY OF THE COUNTY IN WHICH THE LAND IS LOCATED IS REQUIRED TO MAKE A CONTRIBUTION TO THE MARYLAND AGRICULTURAL LAND PRESERVATION FUND OF AN AMOUNT EQUAL TO AT LEAST 40 PERCENT OF THE VALUE OF THE EASEMENT FOR EACH SUCH PURCHASE.

(7) "TOTAL AMOUNT TO BE ALLOTTED" MEANS THE AMOUNT, AS CERTIFIED BY THE COMPTROLLER, WHICH REMAINS IN THE MARYLAND AGRICULTURAL LAND PRESERVATION FUND AT THE BEGINNING OF THE FISCAL YEAR AFTER PAYMENT OF ALL EXPENSES OF THE FOUNDATION AND THE BOARD OF TRUSTEES DURING THE PREVIOUS FISCAL YEAR AS SPECIFIED IN § 2–505(C)(1) AND (2) OF THIS SUBTITLE, AND AFTER SUBTRACTION OF FUNDS COMMITTED FOR PAYMENT AS CONSIDERATION FOR EASEMENTS PURCHASED DURING PREVIOUS FISCAL YEARS, AND AFTER SUBTRACTION OF ANY MONEY REMAINING IN THE FUND AS A RESULT OF A TRANSFER OF LOCAL PROGRAM OPEN SPACE FUNDS MADE PURSUANT TO § 5–903 OF THE NATURAL RESOURCES ARTICLE.

DRAFTER'S NOTE:

Error: Stylistic error (failure to codify definitions in alphabetical order) in § 2–508(a) of the Agriculture Article.

Occurred: Ch. 883, Acts of 1977.

Article – Business Occupations and Professions

15–305.

(b) An applicant qualifies under this section if the applicant:

(1) has graduated on completion of at least a 4–year curriculum from a college or university that is accredited by, or is a constituent unit of an institution accredited by, the Middle States Association of Colleges and **[**Universities**]** **SCHOOLS** or the equivalent regional accrediting association of other regional areas;

DRAFTER'S NOTE:

Error: Misnomer in § 15–305(b)(1) of the Business Occupations and Professions Article.

Occurred: Ch. 611, Acts of 2014.

Article – Business Regulation

20–403.

(a) (1) (i) A buyer shall use an individual to screen each transaction in which an **[**automatic**]** **AUTOMATED** purchasing machine buys personal property.

DRAFTER'S NOTE:

Error: Misnomer in § 20–403(a)(1)(i) of the Business Regulation Article.

Occurred: Ch. 161, Acts of 2014.

Article – Corporations and Associations

5–6C–07.

(a) A director of a benefit corporation, in performing the duties of a director, including the director's duties as a member of a committee and in addition to the duties described in § 2–405.1 of this article:

(1) In determining what the director reasonably believes to be in the best interests of the benefit corporation, shall consider the effects of any **[**action**]** **ACTION,** or decision not to **[**act**]** **ACT,** on:

(i) The stockholders of the benefit corporation;

(ii) The employees and workforce of the benefit corporation and the subsidiaries and suppliers of the benefit corporation;

(iii) The interests of customers as beneficiaries of the general or specific public benefit purposes of the benefit corporation;

(iv) Community and societal considerations, including those of any community in which offices or facilities of the benefit corporation or the subsidiaries or suppliers of the benefit corporation are located; and

(v) The local and global environment; and

DRAFTER'S NOTE:

Error: Omitted commas in § 5–6C–07(a)(1) of the Corporations and Associations Article.

Occurred: Chs. 97 and 98, Acts of 2010.

Article – Courts and Judicial Proceedings

2–309.

(l) (5) (ii) 2. Any additional funding required as a result of a negotiated collective bargaining agreement shall be **[**in the**]** **SUBJECT TO APPROVAL BY THE GOVERNING BODY OF** Frederick County **[**budget**]**.

DRAFTER'S NOTE:

Error: Incorrect word usage in § 2–309(l)(5)(ii)2 of the Courts and Judicial Proceedings Article.

Occurred: Ch. 645, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for H.B. 1205 (Ch. 645) of 2014, dated April 15, 2014. The Attorney General concluded that, in correcting references to the government of Frederick County that were rendered obsolete after the status of the county changed from a commission county to a charter county, the language of § 2–309(l)(5)(ii)2 was inaccurately amended and could be clarified in the corrective bill.

7–409.

(a) (2) "Crime" means an act committed by a person in the State that is:

(xi) A crime under § 8–713.1, § 8–724.1, § 8–725.5, § 8–725.6, § 8–726.1, § 8–738.1, § 8–740.1, or § **[**10–411(b)**]** **10–411(A), (B), OR (C)**, as it relates to

Harford County, **[**or (d), as it relates to Anne Arundel County or Caroline County,**]** of the Natural Resources Article;

DRAFTER'S NOTE:

Error: Erroneous cross–reference in § 7–409(a)(2)(xi) of the Courts and Judicial Proceedings Article.

Occurred: Ch. 17, Acts of 2003, as a result of Ch. 170, Acts of 2003.

Article – Criminal Procedure

3–107.

(a) Whether or not the defendant is confined and unless the State petitions the court for extraordinary cause to extend the time, the court shall dismiss the charge against a defendant found incompetent to stand trial under this subtitle:

(2) when charged with an offense not covered under **[**paragraph (1)**]** **ITEM (1)** of this subsection, after the lesser of the expiration of 3 years or the maximum sentence for the most serious offense charged.

DRAFTER'S NOTE:

Error: Stylistic error in § 3–107(a)(2) of the Criminal Procedure Article.

Occurred: Ch. 156, Acts of 2013.

Article – Education

3–114.

(f) An individual subject to the authority of the county board may not serve as a member of the county board. At the time of filing a certificate of candidacy for election to a county board, a person shall certify to the local board of supervisors of elections whether or not **[**he**]** **THE PERSON** is subject to the authority of the county board. The Governor **[**shall**]** **MAY** not issue a commission of election to a person who has certified affirmatively and who is elected to a county board until the member–elect offers proof that **[**he**]** **THE MEMBER–ELECT** is no longer subject to the authority of the county board.

DRAFTER'S NOTE:

Error: Stylistic errors in § 3–114(f) of the Education Article.

Occurred: Ch. 338, Acts of 1982.

3–1401.

(c) (3) Notwithstanding **[**§ 3–114(c)**] § 3–114(F)** of this title or any other law, a school bus contractor is eligible to serve as a member of the county board.

DRAFTER'S NOTE:

Error: Erroneous cross–reference in § 3–1401(c)(3) of the Education Article.

Occurred: As a result of the failure to properly correct the erroneous cross–reference under the authority of Ch. 45, § 5, Acts of 2014. Correction of the cross–reference was necessary as a result of the renumbering of § 3–114 of the Education Article by Chs. 633 and 745, Acts of 2009; Ch. 147, Acts of 2003; and Ch. 480, Acts of 2014.

4–306.2.

(c) Bonds shall be authorized by a resolution of the board and may be secured by a trust agreement by and between the board and a corporate trustee or trustees which may be any trust company or bank having the powers of a trust company within or outside **[**of**]** the State.

DRAFTER'S NOTE:

Error: Extraneous preposition in § 4–306.2(c) of the Education Article.

Occurred: Ch. 559, Acts of 2000.

7–1608.

(a) The Council shall:

(1) Conduct a periodic statewide needs assessment concerning the quality and availability of early childhood education and development programs and services for children from birth to school entry, including:

(i) The availability of **[**high quality**]** **HIGH–QUALITY** prekindergarten services for low–income children in the State;

(ii) Health–related barriers to school readiness and early childhood educational success; and

(iii) An assessment of the availability of **[**high quality**]** **HIGH–QUALITY** early childhood education and development programs that serve children with and without disabilities together;

DRAFTER'S NOTE:

Error: Omitted hyphens in § 7–1608(a)(1)(i) and (iii) of the Education Article.

Occurred: Ch. 232, Acts of 2014.

8–501.

(b) **[**(1)**]** "Child in State–supervised care" means a child who is in the custody of, committed to, or otherwise placed by a placement agency.

[(2) "Child in State–supervised care" does not mean a child at the Charles H. Hickey, Jr. School in Baltimore County who receives an educational program under § 22–308 of this article.**]**

DRAFTER'S NOTE:

Error: Obsolete language in § 8–501(b)(2) of the Education Article.

Occurred: As a result of Ch. 33, Acts of 2014, which repealed former § 22–308 of the Education Article.

16–414.1.

(a) (16) "Supervisory employee" means a public employee who has the authority to act on behalf of the public employer to:

(i) Hire, transfer, suspend, lay off, recall, promote, discharge, assign, reward, or discipline other employees;

(ii) Direct employees responsibly;

(iii) Adjust employee grievances; or

(iv) Recommend effectively one of the actions set forth in items (i) through (iii) of this paragraph, if **THE EXERCISE OF THIS AUTHORITY**:

1. **[**The exercise of this authority is**]** **IS** not merely of a routine or clerical nature; and

2. Requires the exercise of independent judgment.

DRAFTER'S NOTE:

Error: Misplaced language in § 16–414.1(a)(16)(iv) of the Education Article.

Occurred: Ch. 539, Acts of 2001.

17–302.

(a) Except as provided in **[**subsections (b) and (f)**]** **SUBSECTION (B)** of this section, each eligible institution shall receive from the State, in the manner and subject to the limitations of this subtitle, with respect to the amounts pledged by eligible private donors as voluntary donations at any time during the previous fiscal year to the eligible institution for eligible programs as follows:

(1) An amount equal to the first $250,000 or any portion thereof of pledged amounts;

(2) An amount equal to one–half of the next $1,000,000 or any portion thereof of pledged amounts; and

(3) An amount equal to one–third of the amount in excess of $1,250,000 or any portion thereof of pledged amounts.

DRAFTER'S NOTE:

Error: Erroneous internal reference in § 17–302(a) of the Education Article.

Occurred: As a result of Ch. 134, Acts of 2014.

18–406.

(e) Each recipient of a senatorial scholarship who is enrolled in a private postsecondary proprietary institution that is accredited by a national accrediting association approved by the United States Department of Education:

(1) May hold the scholarship for the completion of **[**1**]** **ONE** program if the student otherwise meets the conditions of **[**paragraphs (1) and (2) of**]** subsection **[**(a)**]** **(A)(1) AND (2)** of this section; and

(2) Shall complete the program within the length of time prescribed by the institution for the completion of the program.

DRAFTER'S NOTE:

Error: Stylistic errors in § 18–406(e)(1) of the Education Article.

Occurred: Ch. 650, Acts of 1986.

18–1502.

(c) Subject to the provisions of subsection (b) of this section, the Office shall assist in the repayment of the amount of any higher education loan owed by a public school teacher in the State who:

(1) Has taught in Maryland for at least 2 years:

(i) In science, technology, engineering, or math subjects; or

(ii) In a school in which at least 75% of the students are enrolled in the free and reduced **PRICE** lunch program in the State; and

(2) Has received the highest performance evaluation rating for the most recent year available in the county in which the teacher taught.

DRAFTER'S NOTE:

Error: Omitted word in § 18–1502(c)(1)(ii) of the Education Article.

Occurred: Chs. 495 and 496, Acts of 2012.

Article – Election Law

8–202.

(b) Except for a nominee for President or Vice President, the name of a nominee of a principal political party may not appear on the ballot in a general election if the individual has not:

(2) been designated to fill a vacancy in nomination in accordance with **[**Subtitle 5 of this title**]** **TITLE 5 OF THIS ARTICLE**.

DRAFTER'S NOTE:

Error: Erroneous cross–reference in § 8–202(b)(2) of the Election Law Article.

Occurred: Ch. 291, Acts of 2002, which revised, restated, renumbered, added, transferred, and recodified former Article 33 – Election Code and certain other provisions of law to establish the new Election Law Article.

13–504.

As to contributions to the County Executive of Frederick County or to a member of the Frederick County Council or a candidate for election as the County Executive of Frederick County or **[**to**]** **AS** a member of the Frederick County Council, Title 5, Subtitle 8, Part IX of the General Provisions Article may apply.

DRAFTER'S NOTE:

Error: Incorrect word usage in § 13–504 of the Election Law Article.

Occurred: Ch. 645, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for H.B. 1205 (Ch. 645) of 2014, dated April 15, 2014.

Article – Environment

6–804.

(b) In order to maintain exemption from the provisions of Part IV of this subtitle under **SUBSECTION** (a)(2)(ii) of this section, the owner shall submit to the Department every 2 years a certification, by a Department accredited inspector, stating that no exterior painted surface of the affected property is chipping, peeling, or flaking.

DRAFTER'S NOTE:

Error: Omitted word in § 6–804(b) of the Environment Article.

Occurred: Ch. 278, Acts of 2005.

9–505.

(a) In addition to the other requirements of this subtitle, each county plan shall:

(19) For a county with a population less than 150,000 according to the latest Department of Planning projections, include a recycling plan by July 1, 2014 that:

(i) Provides for a reduction through recycling of at least 20% of the county's solid waste stream or **[**submit**]** **SUBMITS** adequate justification, including economic and other specific factors, as to why the 20% reduction cannot be met;

DRAFTER'S NOTE:

Error: Grammatical error in § 9–505(a)(19)(i) of the Environment Article.

Occurred: Ch. 536, Acts of 1988.

9–677.

(a) The Sanitary Commission shall propose and, with the approval of the Dorchester County Commissioners given after a public hearing, **[**shall**]** adopt rules and regulations to carry out the provisions of this subtitle that relate to shared facilities.

DRAFTER'S NOTE:

Error: Extraneous language in § 9–677(a) of the Environment Article.

Occurred: Ch. 240, Acts of 1982.

9–1601.

(dd) (1) "Local government" means a county, municipal corporation, sanitary district, or other State or local public entity **[**which**]** **THAT** has authority to own or operate a facility.

DRAFTER'S NOTE:

Error: Grammatical error in § 9–1601(dd)(1) of the Environment Article.

Occurred: Ch. 428, Acts of 2004.

Article – Estates and Trusts

14.5–103.

(d) "Beneficiary" means a person **THAT**:

(1) **[**That has**]** **HAS** a present or future beneficial interest in a trust, vested or contingent; or

(2) In a capacity other than that of a trustee, holds a power of appointment over trust property.

DRAFTER'S NOTE:

Error: Misplaced language in § 14.5–103(d) of the Estates and Trusts Article.

Occurred: Ch. 585, Acts of 2014.

Article – Family Law

4–512.

(a) (2) (ii) "Court record" includes:

2. any electronic information about a proceeding on the **[**website**]** **WEB SITE** maintained by the Maryland Judiciary.

(4) "Shielding" means:

(ii) with respect to electronic information about a proceeding on the **[**website**]** **WEB SITE** maintained by the Maryland Judiciary, completely removing all information concerning the proceeding from the public Web site, including the names of the parties, case numbers, and any reference to the proceeding or any reference to the removal of the proceeding from the public Web site.

DRAFTER'S NOTE:

Error: Misspelling in § 4–512(a)(2)(ii)2 and (4)(ii) of the Family Law Article.

Occurred: Chs. 361 and 362, Acts of 2010.

Article – General Provisions

5–515.

(f) Information provided to the Joint Ethics Committee by a legislator seeking advice regarding prospective conduct may not be used as the basis for initiating an investigation under **[**§ 5–515 of this subtitle**]** **THIS SECTION** if the legislator acts in good faith in accordance with the advice of the Committee.

DRAFTER'S NOTE:

Error: Erroneous internal reference in § 5–515(f) of the General Provisions Article.

Occurred: Ch. 94, Acts of 2014.

5–702.

(c) (1) Except for **[**providing the signed authorization**]** **THE CERTIFICATION** required by § 5–703 of this subtitle and the report required by § 5–705(d) of this subtitle, an entity that compensates one or more regulated lobbyists, and that reasonably believes that all expenditures requiring registration will be reported by the regulated lobbyist or lobbyists, is exempt from the registration and reporting requirements of this subtitle if the entity engages in no other act that requires registration.

DRAFTER'S NOTE:

Error: Incorrect word usage in § 5–702(c)(1) of the General Provisions Article.

Occurred: As a result of Ch. 19, Acts of 2014, which altered the requirements under § 5–703 of the General Provisions Article.

Article – Health – General

4–101.

In this subtitle, "confidential record" means any record, report, statement, note, or other information that:

(1) Is assembled or obtained for research or study by:

(i) The Drug Abuse Administration;

(ii) The **[**AIDS**]** **PREVENTION AND HEALTH PROMOTION** Administration; or

(iii) The Secretary; and

(2) Names or otherwise identifies any person.

DRAFTER'S NOTE:

Error: Obsolete reference in § 4–101(1)(ii) of the Health – General Article.

Occurred: As a result of an administrative reorganization within the Department of Health and Mental Hygiene in 2009, which transferred the responsibilities of the former AIDS Administration to the Infectious Disease and Environmental Health Administration, and a subsequent reorganization in 2012, which transferred those responsibilities to the Prevention and Health Promotion Administration.

4–102.

(a) (1) Each confidential record shall remain in the custody and control of:

(i) The Drug Abuse Administration, if that Administration assembled or obtained the confidential record;

(ii) The **[**AIDS**]** **PREVENTION AND HEALTH PROMOTION** Administration**,** if that Administration assembled or obtained the confidential record; or

(iii) The Secretary or an agent or employee of the Secretary, if the Secretary assembled or obtained the confidential record.

DRAFTER'S NOTE:

Error: Obsolete reference in § 4–102(a)(1)(ii) of the Health – General Article.

Occurred: As a result of an administrative reorganization within the Department of Health and Mental Hygiene in 2009, which transferred the responsibilities of the former AIDS Administration to the Infectious Disease and Environmental Health Administration, and a subsequent reorganization in 2012, which transferred those responsibilities to the Prevention and Health Promotion Administration.

4–306.

(b) A health care provider shall disclose a medical record without the authorization of a person in interest:

(5) To another health care provider as provided in **[**§ 19–308.2 or**]** § 10–807 **OR § 19–308.2** of this article;

DRAFTER'S NOTE:

Error: Stylistic error in § 4–306(b)(5) of the Health – General Article.

Occurred: Ch. 83, Acts of 1993.

7–307.

(a) (1) In this section the following words have the meanings indicated.

(2) **[**"Community provider" means a community–based agency or program funded by the Administration to serve individuals with developmental disabilities.

(3)**]** "Community direct service worker" means an employee of a community provider that provides treatment or services to developmentally disabled individuals.

(3) "COMMUNITY PROVIDER" MEANS A COMMUNITY–BASED AGENCY OR PROGRAM FUNDED BY THE ADMINISTRATION TO SERVE INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES.

(4) "Rate" means the reimbursement rate paid by the Department to a community provider from the State General Fund, Maryland Medical Assistance Program funds, other State or federal funds, or a combination of funds.

DRAFTER'S NOTE:

Error: Stylistic error (failure to codify definitions in alphabetical order) in § 7–307(a) of the Health – General Article.

Occurred: Chs. 109 and 110, Acts of 2001.

13–203.

(b) (1) The term of a member is 4 years.

(2) The terms of **[**16**] 15** of the members are staggered as required by the terms provided for members of the Advisory Council as of July 1, 1982.

(3) The terms of eight of the members are staggered as required by the terms provided as of July 1, 2001.

DRAFTER'S NOTE:

Error: Erroneous number in § 13–203(b)(2) of the Health – General Article.

Occurred: As a result of Ch. 45, Acts of 2014, which corrected the total number of members of the Advisory Council from 24 to 23, but failed to make this corresponding correction.

13–3307.

(e) (2) A certifying physician may receive compensation from a medical marijuana grower or dispensary if **THE CERTIFYING PHYSICIAN**:

(i) **[**The certifying physician obtains**]** **OBTAINS** the approval of the Commission before receiving the compensation; and

(ii) Discloses the amount of compensation received from the medical marijuana grower or dispensary to the Commission.

DRAFTER'S NOTE:

Error: Misplaced language in § 13–3307(e)(2) of the Health – General Article.

Occurred: Chs. 240 and 256, Acts of 2014.

19–703.

(f) (1) In addition to the requirements of **[**§ 19–706(i) of this subtitle and**]** § 15–10B–09 of the Insurance Article, whenever a mother is required to remain hospitalized after childbirth for medical reasons and the mother requests that the newborn remain in the hospital, a health maintenance organization shall provide as part of its hospitalization services provided to members and subscribers payment for the cost of additional hospitalization for the newborn for up to 4 days.

DRAFTER'S NOTE:

Error: Obsolete cross–reference in § 19–703(f)(1) of the Health – General Article.

Occurred: As a result of Ch. 355, Acts of 2014, which repealed former § 19–706(i) of the Health – General Article.

19–706.

[(m) The provisions of § 15–141 of the Insurance Article apply to health maintenance organizations.

(n) The provisions of § 15–142 of the Insurance Article apply to health maintenance organizations.

(o) The provisions of § 15–847 of the Insurance Article apply to health maintenance organizations.**]**

DRAFTER'S NOTE:

Error: Superfluous language in § 19–706(m), (n), and (o) of the Health – General Article.

Occurred: As a result of Ch. 355, Acts of 2014, which, by expanding the applicability of the insurance laws of the State to health maintenance organizations that are expressly included in a provision of the Insurance Article, made § 19–706(m), (n), and (o) of the Health – General Article unnecessary since the Insurance Article provisions cross–referenced in § 19–706(m), (n), and (o) expressly apply to health maintenance organizations. The repeal of § 19–706(m), (n), and (o) was suggested by the Attorney General in the Bill Review Letter for S.B. 873 (Ch. 355) of 2014 (footnote 4), dated April 29, 2014.

21–2A–07.

(b) The purpose of the technical advisory committee is to:

(2) Provide clinical guidance and interpretation to the Program regarding indications of possible misuse or abuse of a monitored prescription drug under **[**§ 21–2A–06(c)(3)**] § 21–2A–06(C)(2)** of this subtitle.

DRAFTER'S NOTE:

Error: Erroneous cross–reference in § 21–2A–07(b)(2) of the Health – General Article.

Occurred: Ch. 651, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for H.B. 1296 (Ch. 651) of 2014 (footnote 4), dated April 24, 2014.

21–304.

(e) (2) **[**A law, an**] AN** ordinance**[**, a rule, or a regulation**]** adopted under paragraph (1) of this subsection shall:

(i) Prohibit a dog from being allowed to travel through an indoor space of a restaurant to enter or exit an outdoor dining area; and

(ii) Contain a provision to ensure that the **[**law,**]** ordinance**[**, rule, or regulation**]** does not affect the right of an individual to use a service animal, as defined in § 7–701 of the Human Services Article.

DRAFTER'S NOTE:

Error: Obsolete language in § 21–304(e)(2) of the Health – General Article.

Occurred: As a result of Ch. 645, Acts of 2014.

24–804.

(c) The oversight committee shall:

(1) Provide advice to the Commissioner of Health and the Program Director on developing:

(i) Program operating procedures for the furnishing and exchange of hypodermic needles and syringes to injecting drug users;

(ii) A plan for community outreach and education;

(iii) A protocol for providing a linkage for Program participants to substance abuse treatment and rehabilitation; and

(iv) A plan for evaluating the Program; **AND**

(2) **[**Before the Program begins operating, review and make a recommendation to the Commissioner of Health for the approval or disapproval of:

(i) The Program operating procedures for the furnishing and one–for–one exchange of hypodermic needles and syringes to injecting drug users;

(ii) The community outreach and education plan;

(iii) The protocol for providing a linkage for Program participants to substance abuse treatment and rehabilitation; and

(iv) The plan for evaluating the Program; and

(3)**]** Provide ongoing oversight of the Program and make recommendations to the Program Director or the Commissioner of Health regarding any aspect of Program procedures, operation, or evaluation.

DRAFTER'S NOTE:

Error: Obsolete language in § 24–804(c)(2) of the Health – General Article.

Occurred: As a result of Ch. 396, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for H.B. 354 (Ch. 396) of 2014 (footnote 1), dated April 29, 2014.

Article – Health Occupations

1–208.

(a) (2) (iii) The exclusion provided under subparagraph (ii) of this paragraph **[**only**]** applies **ONLY** when the physician or other licensed or certified person is rendering care to a member or subscriber of the health maintenance organization on a salaried or capitated system basis.

DRAFTER'S NOTE:

Error: Grammatical error in § 1–208(a)(2)(iii) of the Health Occupations Article.

Occurred: Ch. 613, Acts of 1992.

1–212.

(a) Each health **[**occupation**]** **OCCUPATIONS** board authorized to issue a license or certificate under this article shall adopt regulations that:

(1) Prohibit sexual misconduct; and

(2) Provide for the discipline of a licensee or certificate holder found to be guilty of sexual misconduct.

(b) For the purposes of the regulations adopted in accordance with subsection (a) of this section, "sexual misconduct" shall be construed to include, at a minimum, behavior where a health care provider:

(3) Has engaged in any sexual behavior that would be considered unethical or unprofessional according to the code of ethics, professional standards of conduct, or regulations of the appropriate health **[**occupation**]** **OCCUPATIONS** board under this article.

(d) This section does not negate any other disciplinary action under a health **[**occupation**]** **OCCUPATIONS** board's statutory or regulatory provisions.

(e) (1) **(I)** Each year, each health **[**occupation**]** **OCCUPATIONS** board shall submit a statistical report to the Secretary, indicating the number of complaints of sexual misconduct received and the resolution of each complaint.

(II) The report shall cover the period beginning October 1 and ending the following September 30 and shall be submitted by the board not later than the November 15 following the reporting period.

(2) The Secretary shall compile the information received from the health **[**occupation**]** **OCCUPATIONS** boards and submit an annual report to the General Assembly,

in accordance with § 2–1246 of the State Government Article, not later than December 31 of each year.

DRAFTER'S NOTE:

Error: Misnomers in § 1–212(a), (b)(3), (d), and (e) and a tabulation error in § 1–212(e)(1) of the Health Occupations Article.

Occurred: Ch. 130, Acts of 1998.

2–101.

(t) "Speech–language pathology assistant" means an individual who:

(2) Does not work independently; **AND**

DRAFTER'S NOTE:

Error: Omitted conjunction in § 2–101(t)(2) of the Health Occupations Article.

Occurred: Ch. 391, Acts of 2007.

8–101.

(m) (2) For these purposes, "practice registered nursing" includes:

(iv) Supervision, **[**delegation**]** **DELEGATION,** and evaluation of nursing practice;

DRAFTER'S NOTE:

Error: Omitted comma in § 8–101(m)(2)(iv) of the Health Occupations Article.

Occurred: Ch. 284, Acts of 1981.

8–6B–19.

(h) (1) After the Board conducts an investigation under this subtitle, the Board may issue an advisory letter to the **[**certificate holder**]** **LICENSEE**.

DRAFTER'S NOTE:

Error: Misnomer in § 8–6B–19(h)(1) of the Health Occupations Article.

Occurred: Ch. 481, Acts of 2006.

9–306.

(b) The Board may grant a waiver under this section only if the applicant:

(2) Pays the application fee required by the Board under § 9–303 of this subtitle; **AND**

DRAFTER'S NOTE:

Error: Omitted conjunction in § 9–306(b)(2) of the Health Occupations Article.

Occurred: Ch. 8, Acts of 1981.

14–5F–09.

A person shall have the immunity from liability described under **[**§ 5–725**] § 5–715** of the Courts and Judicial Proceedings Article for giving information to the Committee or otherwise participating in its activities.

DRAFTER'S NOTE:

Error: Erroneous cross–reference in § 14–5F–09 of the Health Occupations Article.

Occurred: Chs. 153 and 399, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for S.B. 694 (Ch. 153)/H.B. 402 (Ch. 399) of 2014, dated April 29, 2014.

14–5F–20.

(b) After **[**its**] THE BOARD'S** investigation, the Board **OR A DISCIPLINARY PANEL**, on the affirmative vote of a majority of its members then serving, may commence action on any of the grounds set forth in § 14–5F–18 of this subtitle.

(c) (1) Except as provided in paragraph (2) of this subsection, until the Board **OR A DISCIPLINARY PANEL** passes an order under § 14–5F–22 of this subtitle, each related investigation, report, and recommendation is confidential.

DRAFTER'S NOTE:

Error: Grammatical error in § 14–5F–20(b) and omitted language in § 14–5F–20(b) and (c)(1) of the Health Occupations Article.

Occurred: Chs. 153 and 399, Acts of 2014. Correction of the failure to refer to a "disciplinary panel" was suggested by the Attorney General in the Bill Review Letter for S.B. 694 (Ch. 153)/H.B. 402 (Ch. 399) of 2014, dated April 29, 2014.

14–5F–21.

(c) Over the signature of an officer or the administrator of the Board, the Board **OR A DISCIPLINARY PANEL** may issue subpoenas and administer oaths in connection with any investigation under this subtitle and any hearings or proceedings before the Board **OR A DISCIPLINARY PANEL**.

(d) If, without lawful excuse, a person disobeys a subpoena from the Board **OR A DISCIPLINARY PANEL** or an order by the Board **OR A DISCIPLINARY PANEL** to take an oath or to testify or answer a question, then, on petition of the Board, a court of competent jurisdiction may punish the person as for contempt of court.

(e) If, after due notice, the individual against whom the action is contemplated fails or refuses to appear, the Board **OR A DISCIPLINARY PANEL** may hear and determine the matter.

DRAFTER'S NOTE:

Error: Omitted language in § 14–5F–21(c), (d), and (e) of the Health Occupations Article.

Occurred: Chs. 153 and 399, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for S.B. 694 (Ch. 153)/H.B. 402 (Ch. 399) of 2014, dated April 29, 2014.

14–5F–22.

(a) If the Board **OR A DISCIPLINARY PANEL** finds that there are grounds for action under § 14–5F–18 of this subtitle, the Board **OR THE DISCIPLINARY PANEL** shall pass an order in accordance with the Administrative Procedure Act.

DRAFTER'S NOTE:

Error: Omitted language in § 14–5F–22(a) of the Health Occupations Article.

Occurred: Chs. 153 and 399, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for S.B. 694 (Ch. 153)/H.B. 402 (Ch. 399) of 2014, dated April 29, 2014.

17–6A–22.

(a) Except as provided in this section for an action under § 17–6A–19 of this subtitle, any person aggrieved by a final decision of the Board in a contested case, as defined in the Administrative Procedure Act, may**[**:

(1) Appeal that decision to the Board of Review; and

(2) Then take any further appeal**]** **PETITION FOR JUDICIAL REVIEW AS** allowed by the Administrative Procedure Act.

(b) **[**(1)**]** Any person aggrieved by a final decision of the Board under § 17–6A–19 of this subtitle may not appeal to the Secretary **[**or the Board of Review**]** but may take a direct judicial appeal**[**.

(2) The appeal shall be made**]** as provided **[**for judicial review of final decisions in**]** **BY** the Administrative Procedure Act.

DRAFTER'S NOTE:

Error: Obsolete language in § 17–6A–22(a) and (b) of the Health Occupations Article.

Occurred: As a result of Ch. 457, Acts of 2014, which repealed the authority of the Board of Review to review cases decided by health occupations boards. Correction suggested by the Attorney General in the Bill Review Letter for S.B. 694 (Ch. 328) of 2014 (footnote 1), dated April 29, 2014.

Article – Human Services

Part III. **[**Shelter, Nutrition, and Service Program for Homeless Individuals and Families**]** **INTERAGENCY COUNCIL ON HOMELESSNESS**.

6–417.

(a) In this part the following words have the meanings indicated.

DRAFTER'S NOTE:

Error: Obsolete part designation immediately preceding § 6–417 of the Human Services Article.

Occurred: As a result of Ch. 341, Acts of 2014, which substantially modified the provisions of law in Title 6, Subtitle 4, Part III of the Human Services Article.

Article – Labor and Employment

5–205.

(i) (1) The Commissioner shall inspect, investigate, and review work practices and work sites of each employer and industry **[**that the Workers' Compensation Commission identifies under § 9–312(b) of this article**]** for evidence of excessive safety violations **BASED ON INFORMATION MADE AVAILABLE BY THE WORKERS' COMPENSATION COMMISSION UNDER § 9–707 OF THIS ARTICLE**.

DRAFTER'S NOTE:

Error: Obsolete cross–reference in § 5–205(i)(1) of the Labor and Employment Article.

Occurred: As a result of Ch. 38, Acts of 2014, which requires the Workers' Compensation Commission to provide the Commissioner of Labor and Industry with electronic access to data contained in the accidental personal injury or occupational disease reports filed with the Commission. The Commission advises that this requirement replaces a previous duty to report to the Commissioner under certain circumstances. This correction is intended to correct the obsolete cross–references and reflect current practices.

[Subtitle 10. Bloodborne Pathogen Standard.**]**

5–1001. Redesignated by Acts of 2001, Ch. 29.

DRAFTER'S NOTE:

Error: Obsolete subtitle designation immediately preceding former § 5–1001 of the Labor and Employment Article.

Occurred: As a result of Ch. 29, Acts of 2001, which redesignated former § 5–1001 of the Labor and Employment Article as § 5–308.1 of the Labor and Employment Article.

8–223.

Employment is not covered employment if performed by an individual who is a nonimmigrant alien admitted to the United States under **[**§ 1101(a)(15)(f), (j), (m), or (q)**] § 101(A)(15)(F), (J), (M), OR (Q)** of the federal Immigration and Nationality Act.

DRAFTER'S NOTE:

Error: Erroneous cross–references in § 8–223 of the Labor and Employment Article.

Occurred: Ch. 270, Acts of 1996.

Article – Local Government

10–312.

(e) (2) A county may grant a franchise for a cable television system as provided in **[**§ 1–707**] § 1–708** of this article.

DRAFTER'S NOTE:

Error: Erroneous cross–reference in § 10–312(e)(2) of the Local Government Article.

Occurred: Ch. 119, Acts of 2013.

Article – Natural Resources

4–701.

(j) (1) The Department may set by regulation targets for the number of tidal fish license authorizations under subsection (d)(2)(ii) of this section to be the number issued between September 1, 1998 and March 31, 1999. The Department may modify by regulation the target number of authorizations based on:

(v) The number of authorizations relinquished to the Department under subsection **[**(l)**] (M)** of this section.

DRAFTER'S NOTE:

Error: Erroneous internal reference in § 4–701(j)(1)(v) of the Natural Resources Article.

Occurred: As a result of Ch. 435, Acts of 2012.

5–1203.

(b) Pursuant to the provisions of subsection (a) of this section that property in Garrett County containing approximately 2,879 acres and described as follows is a Type 1 State wildland and shall be named the "Big Savage Mountain Wildland":

Beginning at a point, said point being the intersection of the south side of High Rock Tower Road and a point located 200 feet west of the Big Savage Mountain Hiking Trail and running then in a generally southwest direction, 200 feet west of the Big Savage Mountain Hiking Trail to a point located at the waters of the Savage River Reservoir, then running generally in a northerly direction with the waters of the Savage River Reservoir, the Savage River and the existing Savage River State Forest boundary to a point of intersection of the Savage River and the southern margin of the right of way of Savage River Road and running then with the southern and eastern right of way of the Savage River Road to the Savage River State Forest boundary, then running along said boundary in an easterly direction to corner 533, then leaving the said Savage River State Forest boundary and running due east to a point on the eastern right of way of Westernport Road, then running along said right of way in an easterly and southern direction to a point of intersection with the Savage River State Forest boundary, then running with the said State forest boundary south 71 degrees 26 minutes east to corner 549, then running south 43 degrees 51 minutes west 142.34 feet more or less to corner 548, south 58 degrees 36 minutes west 369.37 feet more or less to corner 547, south 50 degrees 31 minutes west 891.50 feet more or less to corner 546, south 75 degrees 49 minutes west 561.89 feet more or less to corner 545, north 89 degrees 04 minutes west 802.50 feet more or less to corner 544, south 51 degrees 58 minutes west 689.27 feet more or less to corner 543, south 50 degrees 28 minutes east 263.62 feet more or less to corner 542, south 33 degrees 54 minutes west 2254.17 feet more

or less to corner 541, south 55 degrees 15 minutes east 2120.20 feet more or less to corner 762, south 44 degrees 05 minutes west 2152.35 feet more or less to corner 543, south 34 degrees 04 minutes east 109.55 feet more or less to corner 760, north 65 degrees 00 minutes west 2346.20 feet more or less, south 33 degrees 06 minutes 36 seconds west 1155.00 feet more or less, south 33 degrees 06 minutes 36 seconds west 1155.00 feet more or less, south 67 degrees 45 minutes 07 seconds west 2310.00 feet more or less, south 35 degrees 45 minutes 15 seconds west 1814.05 feet more or less, south 64 degrees 58 minutes 32 seconds west 170.61 feet more or less, south 69 degrees 11 minutes 55 seconds west 309.12 feet more or less, south 52 degrees 13 minutes 20 seconds west 1485.37 feet more or less, south 28 degrees 22 minutes 40 seconds west 485.81 feet more or less, north 55 degrees 08 minutes 05 seconds west 1647.37 feet more or less, south 42 degrees 36 minutes 43 seconds west 1980.00 feet more or less, south 54 degrees 47 minutes 33 seconds west 1764.85 feet more or less, south 39 degrees 09 minutes 09 seconds west 881.58 feet more or less, south 43 degrees 00 minutes 42 seconds west 1874.10 feet more or less, north 31 degrees 05 minutes 39 seconds west 426.38 feet more or less, north 77 degrees 38 minutes 27 seconds east 127.57 feet more or less, north 02 degrees 35 minutes 21 seconds west 304.92 feet more or less, south 85 degrees 01 minutes 09 seconds west 99.69 feet more or less, north 12 degrees 50 minutes 27 seconds west 228.86 feet more or less, north 08 degrees 52 minutes 27 seconds west 294.03 feet more or less, north 14 degrees 47 minutes 17 seconds west 220.31 feet more or less, north 18 degrees 31 minutes 27 seconds west 581.85 feet more or less, north 22 degrees 23 minutes 34 seconds west 64.59 feet more or less, north 44 degrees 19 minutes 16 seconds west 47.15 feet more or less, north 56 degrees 11 minutes 54 seconds west 56.85 feet more or less, north 83 degrees 40 minutes 13 seconds west 59.71 feet more or less, south 82 degrees 39 minutes 44 seconds west 173.13 feet more or less, south 70 degrees 52 minutes 36 seconds west 230.44 feet more or less, south 68 degrees 49 minutes 26 seconds west 215.02 feet more or less, south 50 degrees 08 minutes 57 seconds west 57.56 feet more or less, south 10 degrees 11 minutes 09 seconds west 375.33 feet more or less, south 17 degrees 13 minutes 09 seconds west 159.93 feet more or less, south 59 degrees 02 minutes 20 seconds west 243.02 feet more or less, south 78 degrees 48 minutes 32 seconds west 362.31 feet more or less, south 53 degrees 24 minutes 39 seconds west 22.32 feet more or less, south 16 degrees 40 minutes 14 seconds west 203.65 feet more or less, south 22 degrees 10 minutes 00 seconds west 181.30 feet more or less, south 14 degrees 34 minutes 13 seconds west 109.41 feet more or less, south 10 degrees 30 minutes 48 seconds west 16.69 feet more or less, south 58 degrees 58 minutes 03 seconds west 1002.96 feet more or less, south 31 degrees 37 minutes 33 seconds west 554.57 feet more or less, south 31 degrees 37 minutes 33 seconds west 109.02 feet more or less, south 02 degrees 20 minutes 57 seconds west 168.04 feet more or less, south 27 degrees 19 minutes 33 seconds west 151.56 feet more or less, south 04 degrees 55 minutes 20 seconds west 80.66 feet more or less, south 60 degrees 24 minutes 56 seconds east 372.83 feet more or less, south 54 degrees 58 minutes 14 seconds west 360.83 feet more or less, south 59 degrees 53 minutes 31 seconds west 53.19 feet more or less, south 30 degrees 55 minutes 55 seconds west 500.38 feet more or less to a point, said point having the coordinate value 690973.93 north, 716355.17 east (Maryland State plane grid system NAD83), then running with the said State forest boundary south 42 degrees 50 minutes 49 seconds west 307.64 feet, south 43 degrees 44 minutes 44 seconds west 301.50 feet, north 43 degrees 14 minutes 23 seconds west 35.01 feet, south 46 degrees 32 minutes 42 seconds west 782.09 feet, south 68 degrees 44 minutes 44 seconds west 308.42 feet, south 57 degrees 47 minutes 05 seconds west

445.08 feet, south 57 degrees 47 minutes 05 seconds west 445.08 feet, north 89 degrees 12 minutes 55 seconds west 826.58 feet, south 79 degrees 47 minutes 05 seconds west 635.83 feet, south 17 degrees 40 minutes 41 seconds west 2937.00 feet, south 45 degrees 57 minutes 03 seconds east 1023.00 feet, north 89 degrees 02 minutes 57 seconds east 693.00 feet, north 47 degrees 02 minutes 57 seconds east 1386.00 feet, north 47 degrees 46 minutes 34 seconds east 800.00 feet, north 47 degrees 46 minutes 34 seconds west 1291.64 feet, north 49 degrees 13 minutes 30 seconds east 4692.22 feet to a planted stone marked "BP 129", said stone being corner 582, said point having the coordinate value 691489.38 north, 719880.96 east (Maryland State plane grid system **[**NAD83)**] NAD83),** and then **[**running,**]** **RUNNING** south 62 degrees 00 minutes east 1600.00 feet more or less, then running north 40 degrees 00 minutes east 200 feet more or less to a point lying 50 feet west of the High Rock Lookout Tower site, then circling the tower counterclockwise to the south no closer than 50 feet to the tower to a point east of the tower site and south of the existing High Rock Tower Road, and then running with the south side of the High Rock Tower Road to the point of beginning.

Saving and excepting the Potomac Edison transmission line that lies 1,500 feet more or less north of Warnick Point and runs in a southeasterly direction to intersect the Savage River State Forest boundary.

(d) (1) Pursuant to the provisions of subsection (a) of this section that property situated in Worcester County containing approximately 3,029 acres and described as follows is a Type 2 State wildland and shall be named the "Pocomoke River Wildland":

Parcel 2:

A second and separate part of this wildland begins at a point on the south bank of the Pocomoke River at the western boundary of a part of the Pocomoke River Wildlife Management Area, the point lying approximately 400 feet west of Mattaponi Landing and running with the wildlife management area boundary and adjacent private land southerly about 300 feet to the Blades Road, then with the road about 2,400 feet to the State wetland boundary, then following the State wetland boundary with its meanders generally southwesterly approximately 6,500 feet to the western boundary of the Tarr tract and the lands conveyed from William Cropper to the State of Maryland, to the use of the Maryland Department of Natural Resources by a deed dated June 16, 1993 and recorded in land records of Worcester County, Maryland in Liber 1948, Folio 501, then running within said conveyed lands the following courses and distances, south 52 degrees 21 minutes west 981.05 feet, south 81 degrees 48 minutes east 859.32 feet, south 39 degrees 12 minutes west 474.43 feet, south 1 degree 41 minutes west 350.84 feet, south 55 degrees 26 minutes east 563.62 feet, south 6 degrees 7 minutes east 580.90 feet, south 55 degrees 32 minutes west 637.99 feet, south 10 degrees 37 minutes east 167.90 feet, south 47 degrees 17 minutes west 182.48 feet to a point lying within the lands conveyed from Levin C. Beauchamp to the State of Maryland for the use of the Game and Inland Fish Commission by a deed dated May 19, 1996 and recorded in the land records of Worcester County, Maryland in Liber 204, Folio 512 and shown on plat EWR 1/38, then south 47 degrees 17 minutes west 182.48 feet, south 3 degrees 35 minutes east 165.35 feet, south 71 degrees 54 minutes east 635.00 feet **[**to a point**]**, south 71 degrees 54 minutes 635.0 feet, south 22 degrees 18 minutes east 366.5

feet, north 57 degrees 56 minutes east 912.92 feet, south 42 degrees 49 minutes east 245.25 feet, south 30 degrees 35 minutes west 773.52 feet to a point lying within the lands conveyed from William Cropper to the State of Maryland, to the use of the Maryland Department of Natural Resources by a deed dated June 16, 1993 and recorded in **THE** land records of Worcester County, Maryland in Liber 1948, Folio 501, then north 64 degrees 32 minutes west 239.90 feet, south 51 degrees 40 minutes west 282.70 feet **[**to a point**]**, south 58 degrees 43 minutes east 1092.30 feet to a point lying within the lands conveyed from Levin C. Beauchamp to the State of Maryland for the use of the Game and Inland Fish Commission by a deed dated May 19, 1996 and recorded in the land records of Worcester County, Maryland in Liber 204, Folio 512, then north 66 degrees 2 minutes east 304.75 feet, south 75 degrees 58 minutes east 722.96 feet **[**to a point**]**, south 15 degrees 2 minutes west 710.04 feet to a concrete monument found at the end of the 16th line described in the aforementioned conveyance from Levin C. Beauchamp to the State of Maryland for the use of the Game and Inland Fish Commission, then running by and with the 16th line reversed south 42 degrees 33 seconds east 650.76 feet, then south 57 degrees 28 minutes west 1271.84 feet, north 59 degrees 21 minutes west 1942.26 feet **[**to a point**]**, north 59 degrees 21 minutes west 1942.26 feet, north 14 degrees 18 minutes east 542.85 feet, north 49 degrees 16 minutes west 980.02 feet, north 79 degrees 31 minutes east 566.44 feet, north 62 degrees 39 minutes west 336.76 feet, south 58 degrees 0 minutes west 291.91 feet, south 7 degrees 51 minutes east 301.95 feet, south 52 degrees 54 minutes east 530.16 feet, south 13 degrees 40 minutes east 1580.05 feet to a **[**point,**]** **POINT** lying in the 2nd line described in the aforementioned conveyance from Levin C. Beauchamp to the State of Maryland for the use of the Game and Inland Fish Commission, then running by and with the 2nd line reversed south 67 degrees 57 seconds west 336.06 feet to the end of the first line, then running by and with the 1st line reversed north 29 degrees 50 minutes east 5,280 feet to a point on the southerly side of the Pocomoke River, then running by and with the 75th line reversed easterly by and with the Pocomoke River in an easterly direction 2,300 feet more or less to a gut and the end of the 74th line, then running with the 74th line reversed by and with a gut in a southerly direction 1,360 feet more or less to the end of the 73rd line, then running by and with the 73rd line reversed north 61 degrees 25 minutes east 902.50 feet to a point, said point being the southeast corner of a 16 acre parcel of land conveyed to Elton D. Ardis by a deed dated August 1, 1950 and recorded in land records of Worcester County, Maryland in Liber CWN 35, Folio 501 and shown on plat EWR 1/38, then running in a northeasterly direction a distance of 990 feet more or less to a point on the southerly side of the Pocomoke River, then running and binding with the southerly side of the Pocomoke River in a generally northeasterly direction a distance of 14,640 feet more or less to the point of beginning.

(l) Pursuant to the provisions of subsection (a) of this section, that property in Allegany County, containing approximately 2,645 acres described as follows is a Type 2 State wildland and shall be named the "Potomac Bends Wildland":

Parcel 8:

Beginning at a point, said point having the coordinate value 710198.26 north, 908834.08 east (Maryland State plane grid system NAD83), and then running north 60 degrees 15 minutes 19 seconds east to a point of intersection with the C&O Canal

[boundary**]** **BOUNDARY,** then running with the C&O Canal **[**boundary,**]** **BOUNDARY** in a southeasterly direction to the west boundary of the abandoned western Maryland Railroad bed, then running in a southwesterly direction with said railroad property 3460.00 feet more or less to a point, then leaving said railroad property and running north 28 degrees 51 minutes 20 seconds west 800.00 feet more or less to a point, said point having the coordinate value 705850.51 north, 909248.83 east (Maryland State plane grid system NAD83), then running north 05 degrees 11 minutes 40 seconds west 473.91 feet, north 16 degrees 23 minutes 22 seconds west 253.43 feet, north 84 degrees 17 minutes 22 seconds west 143.73 feet, north 33 degrees 06 minutes 41 seconds west 392.71 feet, north 04 degrees 05 minutes 08 seconds east 401.47 feet, north 47 degrees 43 minutes 34 seconds west 425.22 feet, north 34 degrees 30 minutes 30 seconds west 277.69 feet, north 28 degrees 21 minutes 11 seconds west 582.49 feet, north 46 degrees 42 minutes 27 seconds east 659.85 feet, north 10 degrees 39 minutes 05 seconds east 312.61 feet, north 46 degrees 18 minutes 50 seconds west 504.05 feet, north 56 degrees 42 minutes 14 seconds west 378.39 feet, north 80 degrees 41 minutes 04 seconds west 843.49 feet, north 41 degrees 35 minutes 02 seconds east 339.42 feet, north 85 degrees 14 minutes 11 seconds east 344.43 feet, north 84 degrees 17 minutes 22 seconds west 143.73 feet, south 85 degrees 29 minutes 09 seconds east 545.16 feet, south 59 degrees 44 minutes 37 seconds east 397.37 feet, south 86 degrees 11 minutes 09 seconds east 215.00 feet, north 10 degrees 29 minutes 29 seconds west 392.71 feet to the point of beginning.

(q) (5) Exempting from this description of Parcel 4 a tract of approximately three acres of land that is used for a public parking area, described as follows: beginning at a point, said point having the coordinate value 344332.00 north, 1281944.00 east (Maryland State plane grid system NAD83), and then running north 60 degrees 54 minutes 39 seconds east **[**705.27.27**]** **705.27** feet, north 33 degrees 01 minutes 24 seconds west 275.54 feet to the southernmost right of way of Maryland Route 210, then running in a southwesterly direction with said right of way 700 feet more or less to a point, said point having the coordinate value 344575.00 north, 1281792.00 east (Maryland State plane grid system NAD83), and then running south 31 degrees 55 minutes 15 seconds east 286.62 feet more or less to the point of beginning.

(r) (3) Exempting the Baltimore Gas and Electric Company power line right–of–way.

Parcel 4:

Beginning at a concrete monument "DFP–MD–LWR–373", the beginning of the 3rd line of the land which by deed dated August 19, 1974 and recorded in the land records of Baltimore County in Liber 5476, Folio 837 was conveyed by Charles R. McComas to the State of Maryland, for the use of Forest and Parks, and running thence north 42 degrees 02 minutes 25 seconds east 158.03 feet to a concrete monument "DFP–MD–LWR–374", then running south 57 degrees 07 minutes 53 seconds east 606.74 feet to a concrete monument "DFP–MD–LWR–236", then running south 18 degrees 23 minutes 34 seconds east 415.05 feet, then running north 27 degrees 30 minutes 09 seconds east 260.87 feet, then running south 57 degrees 07 minutes 53 seconds east 42.30 feet to a concrete monument stamped "DFP–MD–LWR–236", then running south 57 degrees 07 minutes 53

seconds east 1,671.36 feet, then running south 16 degrees 03 minutes 66 seconds east 267.69 feet to a steel bar "DFP–MD–LWR–115", then running north 45 degrees 39 minutes 32 seconds east 176.99 feet, then running south 57 degrees 07 minutes 53 seconds west 57.79 feet to a concrete monument with brass disk "B G & E Co.", then running north 87 degrees 37 minutes 10 seconds east 2012.51 feet, south 49 degrees 21 minutes 50 seconds east 87.74 feet, south 09 degrees 04 minutes 35 seconds west 357.32 feet, north 50 degrees 50 minutes 53 seconds east 39.76 feet, south 87 degrees 52 minutes 07 seconds 73.92 feet, south 77 degrees 53 minutes 07 seconds east 69.42 feet, south 58 degrees 46 minutes 07 seconds east 49.94 feet, north 68 degrees 06 minutes 59 seconds east 202.55 feet, **[**206.41,**]** south 49 degrees 21 minutes 50 seconds east 1643.61 feet, north 84 degrees 56 minutes 17 seconds east 216.49 feet, south 01 degrees 23 minutes 41 seconds east 1578.521 feet to a pipe, then running north 33 degrees 01 minutes 23 seconds west 230.89 feet to a stone, then running south 77 degrees 08 minutes 41 seconds west 500.34 feet to a stone, then running south 22 degrees 16 minutes 43 seconds east 213.84 feet to a stone, then running south 78 degrees 08 minutes 35 seconds west 383.95 feet to a stone, then running north 48 degrees 17 minutes 10 seconds west 548.67 feet to a concrete monument "DFP–MD–LWR–50", then running south 38 degrees 17 minutes 07 seconds west 416.24 feet to a concrete monument "DFP–MD–LWR–48", then running south 20 degrees 11 minutes 00 seconds west 831.91 feet to a stone, then running south 53 degrees 34 minutes 16 seconds east 570.91 feet to a stone, then running south 59 degrees 13 minutes 45 seconds east 764.58 feet to a concrete monument "DFP–MD–LWR–37", then running south 27 degrees 19 minutes 04 seconds west 835.65 feet to a stone, then running south 59 degrees 08 minutes 52 seconds east 457.00 feet, north 33 degrees 28 minutes 35 seconds east 289.66 feet, south 31 degrees 23 minutes 31 seconds east 143.01 feet, south 65 degrees 31 minutes 16 seconds east 69.62 feet, south 73 degrees 35 minutes 06 seconds east 38.06 feet, south 48 degrees 06 minutes 31 seconds east 45.46 feet, south 76 degrees 40 minutes 31 seconds east 60.69 feet to a point, said point being on the northwesternmost right of way of Dolfield Road, then running with said right of way generally in a southwest direction to a point, said point being the intersection of the northwesternmost right of way and the south 31 degrees 18 minutes 08 seconds west 1027.13 foot line of the land which by deed dated July 18, 1973 and recorded in the land records of Baltimore County in Liber 5379, Folio 94 was conveyed by International Land and Development Co., Inc., to the State of Maryland, for the use of the Department of Natural Resources, and running with the remainder of said line, then running south 31 degrees 18 minutes 08 seconds west 1,012.13 feet, then running north 70 degrees 23 minutes 13 seconds west 887.00 feet to a stone, then running north 4 degrees 08 minutes 33 seconds west 382.59 feet, north 70 degrees 55 minutes 48 seconds west 520.96 feet, north 03 degrees 57 minutes 30 seconds west 520.96 feet, north 70 degrees 29 minutes 30 seconds west 570.42 feet, north 25 degrees 45 minutes 30 seconds west 68.30 feet, south 63 degrees 19 minutes 33 seconds west 84.35 feet, north 26 degrees 07 minutes 06 seconds west 307.00 feet, south 70 degrees 41 minutes 35 seconds east 182.59 feet to a concrete monument "DFP–MD–LWR–279", then running north 21 degrees 30 minutes 11 seconds west 528.19 feet to a concrete monument "DFP–MD–LWR–277", then running north 75 degrees 11 minutes 07 seconds west 247.80 feet to a concrete monument "DFP–MD–LWR–276", then running north 21 degrees 29 minutes 12 seconds west 62.04 feet to a concrete monument "DFP–MD–LWR–275", then running north 75 degrees 11 minutes 07 seconds west 433.47 feet to a concrete monument "DFP–MD–LWR–64", then running north 29 degrees 00 minutes 00 seconds west 115.00 feet to a stone, then running

south 75 degrees 19 minutes 26 seconds east 305.00 feet to a steel bar "DFP–MD–LWR–274", then running north 27 degrees 37 minutes 34 seconds west 277.60 feet intersecting a point 623.80 feet from the beginning of the 16th line of the land which by deed dated October 7, 1971 and recorded in the land records of Baltimore County in Liber 5225, Folio 427 was conveyed by Samuel R. Zetzer, Homewood Holding Company et al. to the State of Maryland, for the use of the Department of Forest and Parks, running thence, north 75 degrees 13 minutes 34 seconds west 297.04 feet to a stone at the northeast edge of Deer Park Road, then running in a northwesterly direction along the aforementioned road 325.00 feet to an iron pipe 18.6 feet from the northwest edge of the aforementioned road, then running north 54 degrees 53 minutes 34 seconds east 809.00 feet, then running north 35 degrees 06 minutes 26 seconds west 560.48 feet, then running south 54 degrees 53 minutes 34 seconds west 155.42 feet, then running north 35 degrees 06 minutes 26 seconds west 199.94 feet, then running south 54 degrees 53 minutes 34 seconds west 180.92 feet to a point at the northwest edge of Deer Park Road, then running in a northwesterly direction approximately 1,237.5 feet along the northwest edge of Deer Park Road to a concrete monument "DFP–MD–LWR–128", located 50.40 feet from the edge of the aforementioned road, then running north 30 degrees 15 minutes 08 seconds west 100.56 feet, then running north 34 degrees 04 minutes 12 seconds west 150.11 feet, then running north 44 degrees 38 minutes 49 seconds west 119.32 feet, then running north 51 degrees 06 minutes 39 seconds west 150.19 feet, then running north 43 degrees 52 minutes 12 seconds west 214.42 feet, then running north 37 degrees 25 minutes 59 seconds west 149.12 feet, then running north 36 degrees 12 minutes 15 seconds west 142.03 feet, then running north 31 degrees 40 minutes 15 seconds west 158.00 feet to a steel bar, then running north 26 degrees 43 minutes 43 seconds west 511.50 feet, then running north 54 degrees 10 minutes 45 seconds east 841.50 feet, then running north 52 degrees 39 minutes 08 seconds west 170.20 feet to a stone, then running south 55 degrees 06 minutes 48 seconds west 132.00 feet to a concrete monument "DFP–MD–LWR–238", then running south 55 degrees 06 minutes 48 seconds west 643.00 feet to the northeast side of Deer Park Road, then running along the aforementioned road 600 feet to a point, and running thence, south 89 degrees 56 minutes 47 seconds east 500.00 feet, then running north 0 degrees 03 minutes 13 seconds west 150.00 feet, then running north 89 degrees 56 minutes 47 seconds west 150.00 feet, then running north 00 degrees 32 minutes 31 seconds east 249.90 feet to a pipe, then running north 89 degrees 56 minutes 47 seconds west 348.50 feet to a point on the northeast side of Deer Park Road, running thence, in a northwesterly direction 670 feet to a point 600 feet from the beginning of the 2nd line of the land which by deed dated August 19, 1974 and recorded in the land records of Baltimore County in Liber 5476, Folio 837 was conveyed by Charles R. McComas to the State of Maryland, for the use of Forest and Parks, thence running, north 2 degrees 52 minutes 08 seconds east 590.00 feet to a concrete monument "DFP–MD–LWR–373", the point of beginning.

(v) (3) Exempting a tract of land described as beginning at a point, said point being south 37 degrees 00 minutes 00 seconds west 275.00 feet from the beginning of the 44th line of the above described wildland and running south 56 degrees 00 minutes east 875.00 feet, then running south 17 degrees 00 minutes east 925.00 feet, then running north 65 degrees 30 minutes west 940.00 feet, then running south 54 degrees 00 minutes west 360.00 feet, then running north 30 degrees 00 minutes west 660.00 feet, then running north 37 degrees 00 minutes east 800.00 feet to the beginning.

Parcel 3:

Beginning for the same at a point, said point being the beginning of the first line of the parcel of land described in a deed dated August 7, 1931 and recorded August 15, 1941 among the land records of Allegany County in Liber 166, Folio 194 which was conveyed by Mary George et al. to the State of Maryland, then running with said first line 703.01 feet to the westernmost right of way of Hoop Pole Road, then running with the westernmost right of way of said Hoop Pole Road in a southerly direction 7137.41 feet to a point of intersection with the westerly right of way of Hoop **[**Hole**]** **POLE** Road and the fifty first line of the abovementioned conveyance from Mary George et al. to the State of Maryland, then leaving said road and running with the existing State Forest boundary south 70 degrees west 290.78 feet, then south 20 degrees east 584.15 feet to a point, said point being the beginning of the first line of the parcel of land described in a deed dated September 27, 1984 and recorded among the land records of Allegany County in Liber 545, Folio 546 which was conveyed by Millard H Creek and Gale L Creek, his wife, to the State of Maryland, for the use of the Department of Natural Resources, said point also being on the south side of Stottlemyer Road, then running with the south and west side of Stottlemyer Road 2026.71 feet to a point at the end of the sixteenth line of the above mentioned conveyance from Millard H Creek and Gale L Creek, his wife, to the State of Maryland, for the use of the Department of Natural Resources, then leaving the westernmost right of way of Stottlemyer Road and the boundary of Green Ridge State Forest and running the following courses, south 78 degrees 58 minutes 25 seconds west 1297.0 feet to a point, said point having the coordinate value 727797.69 north, 927314.07 east (Maryland State plane grid system NAD83), then south 57 degrees 25 minutes 29 seconds west 404.8 feet, then south 85 degrees 04 minutes 13 seconds west 1476.8 feet to a point, said point having the coordinate value 727452.82 north, 925501.54 east (Maryland State plane grid system NAD83), then north 74 degrees 08 minutes 29 seconds west 860.00 more or less to the easternmost right of way of Orleans Road, then running with said right of way of Orleans Road in a northerly direction to intersect the Green Ridge State Forest boundary and the one hundred fourteenth line of the above mentioned conveyance from Mary George et al. to the State of Maryland, then running with the said right of way, the State Forest boundary and the remainder of the aforesaid one hundred fourteenth line to a point, then running the entire one hundred fifteenth line through the one hundred nineteenth line of the aforementioned conveyance from Mary George et al. to the State of Maryland to the point of beginning.

(gg) Pursuant to the provisions of subsection (a) of this section, that property in Somerset County containing approximately 3,125 acres and described as follows is a Type 2 State wildland and shall be named the "Janes Island Wildland":

A tract of land known as Janes Island, located within the Chesapeake Bay, Somerset County, the center of which lies at 126256.00 north, 1638821.00 east (Maryland State plane grid system NAD83); otherwise being all that portion of land, situate in the Crisfield and Lawson Election Districts of Somerset County, Maryland, known as "Janes Island" and "Flat Cap Marshlands", shown and described on a plat entitled "Map of Janes Island and Flat Cap Marshes" dated June 26, 1962 and recorded in the land records of Somerset

County, Maryland in Plat Book GJB 5, Folios 83A and 83B and conveyed unto the State of Maryland, to the use of the Department of Forests and Parks by the following two deeds: (1) a quit claim deed dated July 16, 1962 from Wallace M. Quinn and Augusta Quinn, his wife recorded in the land records of Somerset County, Maryland in Liber 211, Folio 537, and (2) a quit claim deed dated July 31, 1962 from John W. Landon, Jr. and Mabel Landon, his wife recorded in the land records of Somerset County, Maryland in Liber 211, Folio 165.

Saving and excepting that tract of land lying on the western shoreline of Tangier Sound and bounded by Flat Cap Creek and being more particularly described as follows: Beginning for the same at a point where Flat Cap Creek empties into Tangier Sound, said point lying on the southwestern side of the mouth of Flat Cap Creek, said point also having the coordinate value 131537.63 north **[**1,638,129.59**]** **1638129.59** east (Maryland State plane grid system NAD83), then running by and with the western side of Flat Cap Creek in a southerly direction to a point, said point also having the coordinate value 127164.00 north **[**1,637218.00**]** **1637218.00** east (Maryland State plane grid system NAD83), then leaving the western side of Flat Cap Creek and running north 66 degrees 32 minutes west a distance of 756.00 more or less feet to a point on the western shoreline on Tangier Sound, then running by and with the western shoreline of Tangier Sound to the point of beginning, containing 50.1 acres of land more or less.

Saving and excepting that tract of land lying on the northern shoreline of the Little Annamessex River and being bounded by the southern shoreline of Old House Cove and being more particularly described as follows: Beginning for the same at a point, said point lying on the southwest side of Old House Cove, said point also having the coordinate value 114050.14 north, 1630106.93 east (Maryland State plane grid system NAD83), then running and binding with the southern shoreline of Old House Cove in a southeasterly direction a distance of 4,560 feet more or less to a point on the northern shoreline of the Little Annamessex River, then running by and with the northern shoreline of the Little Annamessex River in a northwesterly direction a distance of 4,150 feet more or less to a point on the northern shoreline of the Little Annamessex River, then south 88 degrees 58 minutes east 241.79 feet to the point of beginning, containing 12.6 acres more or less.

Saving and excepting that tract of land lying on northern shoreline of the Little Annamessex River and being more particularly described as follows: Beginning for the same at a point, said point lying on the **[**southeastermost**]** **SOUTHEASTERNMOST** side of an unnamed island south of Long Point on Janes Island, said point also having the coordinate value 112375.00 north, 1635762.00 east (Maryland State plane grid system NAD83), and then running along the northern shoreline of the said island in a northwest direction to its northeasternmost point, said point also having the coordinate value 113561.00 north, 1634261.00 east (Maryland State plane grid system **[**NAD83)**]** **NAD83),** and then running along the southern shoreline of said island in a southeasterly direction to the point of beginning, containing 13.7 acres more or less.

(jj) (1) Pursuant to the provisions of subsection (a) of this section, that property in Charles County containing approximately 694 acres and described as follows is a Type 2 State wildland and shall be named the "Chapman Wildland":

Parcel 1:

Beginning at a point on the northwesternmost right of way of Chapman's Landing Road, said point being the end of the thirteenth or south 49 degrees 49 minutes 53 seconds west 1649.93 foot line of the first parcel of a tract of land which by deed dated February 15, 1989 and recorded in Liber 1362, Folio 169 of the land records of Charles County was conveyed by MAR–JAC Investments, Inc. to VMS Charles County Venture, said parcel of land also described as Tract C by deed dated October 28, 1998 and recorded in Liber 2666, Folio 501 of the land records of Charles County which was conveyed by The VMIF Charles County Venture to the State of Maryland, to the use of the Department of Natural Resources and running with said thirteenth line reversed north 49 degrees 49 minutes 53 seconds east 1649.93 feet to a point, then running north 43 degrees 45 minutes 32 seconds east 187.93 feet, then leaving said right of way and running north 49 degrees 52 minutes 12 seconds east 462.19 feet, north 51 degrees 56 minutes 35 seconds east 1044.13 feet, south 49 degrees 13 minutes 25 seconds east 460.66 feet to a point on the westernmost right of way of Chapman's Landing Road and running north 53 degrees 09 minutes 55 seconds east 644.48 feet, north 73 degrees 15 minutes 29 seconds east 260.40 feet to a point, then leaving said right of way and running north 39 degrees 24 minutes 01 seconds east 304.26 feet to a point, said point having the coordinate value 344581.81 north, 1278899.91 east (Maryland State plane grid system NAD83), then running north 20 degrees 13 minutes 29 seconds east 436.76 feet, due north 269.63 feet, north 11 degrees 46 minutes 06 seconds west 264.40 feet, north 34 degrees 41 minutes 42 seconds east 170.53 feet, north 31 degrees 25 minutes 46 seconds east 455.02 feet, north 19 degrees 10 minutes 44 seconds west 262.63 feet, south 68 degrees 33 minutes 08 seconds west 973.34 feet, north 20 degrees 24 minutes 35 seconds west 759.08 feet, north 24 degrees 58 minutes 01 seconds east 567.71 feet, north 03 degrees 55 minutes 16 seconds east 430.31 feet more or less to a point on the mean high waterline of the Potomac River, then running with **THE** mean high water line of the Potomac River in a southwesterly direction 4,560.00 feet more or less to a point, then leaving the Potomac River and running south 07 degrees 43 minutes 15 seconds east 533.05 feet to a point, said point having the coordinate value 344624.95 north, 1275578.15 east (Maryland State plane grid system NAD83), and then running south 78 degrees 41 minutes 24 seconds east 219.97 feet, south 19 degrees 47 minutes 55 seconds west 286.56 feet, south 51 degrees 20 minutes 24 seconds east 345.29 feet, south 80 degrees 50 minutes 16 seconds east 338.65 feet, north 03 degrees 49 minutes 53 seconds west 752.06 feet more or less to the mean high waterline of the Potomac River, then running with **THE** mean high water line of the Potomac River in a southwesterly direction 2020.00 feet more or less to a point, said point being the end of the thirtieth or north 26 degrees 10 minutes 39 seconds west 436.68 foot line of the said first parcel of the tract of land conveyed by MAR–JAC Investments, Inc. to VMS Charles County Venture, and then running with the thirtieth through twelfth lines of said conveyance (reversed) to the point of beginning.

Saving and excepting the existing roadway sometimes referred to as Rivers Edge Place and 15 feet on each side of its centerline, extending from the boundary of Parcel 1 closest to Glymont Road across Parcel 1 to intersect with the boundary on the other side at a point having the approximate coordinate value 344301.37 north, 1275059.56 east (Maryland State plane grid system NAD83).

Parcel 2:

Beginning at a point on the northwesternmost right of way of Chapman's Landing Road, said point being the beginning of the sixth or north 86 degrees 38 minutes 58 seconds west 1319.67 foot line of the first parcel of a tract of land which by deed dated February 15, 1989 and recorded in Liber 1362, Folio 169 of the land records of Charles County was conveyed by MAR–JAC Investments, Inc. to VMS Charles County Venture, said parcel of land also described as Tract C by deed dated October 28, 1998 and recorded in Liber 2666, Folio 501 of the land records of Charles County which was conveyed by The VMIF Charles County Venture to the State of Maryland, to the use of the Department of Natural Resources, and running with the said right of way and the fifth line reversed north 67 degrees 46 minutes 51 seconds east 552.46 feet to a point, north 42 degrees 12 minutes 39 seconds east 340.94 feet, north 42 degrees 28 minutes 30 seconds east 1426.97 feet, north 42 degrees 44 minutes 21 seconds east 997.21 feet, north 46 degrees 43 minutes **[**308**] 08** seconds east **[**34.64.97**] 34.64** feet, north 53 degrees 05 minutes 42 seconds east 80.99 feet, north 62 degrees 02 minutes 25 seconds east 228.32 feet, north 69 degrees 57 minutes 12 seconds east 125.20 feet to a point, then leaving the said right of way of Chapman's Landing Road and running north 39 degrees 02 minutes 48 seconds west 185.30 feet, north 37 degrees 50 minutes 16 seconds east 82.71 feet, north 45 degrees 03 minutes 29 seconds east 545.26 feet, north 42 degrees 02 minutes 59 seconds east 77.87 feet, north 37 degrees 54 minutes 28 seconds east 311.71 feet, north 41 degrees 10 minutes 35 seconds east 260.95 feet, north 44 degrees 26 minutes 57 seconds west 277.80 feet, north 45 degrees 46 minutes 19 seconds west 222.13 feet, north 44 degrees 47 minutes 43 seconds west 254.88 feet, north 46 degrees 41 minutes 29 seconds west 310.52 feet, north 40 degrees 24 minutes 27 seconds west 392.86 feet, north 49 degrees 46 minutes 33 seconds west 169.99 feet, north 55 degrees 48 minutes 05 seconds west 229.43 feet, north 46 degrees 21 minutes 39 seconds west 339.31 feet, north 45 degrees 38 minutes 37 seconds west 302.40 feet, north 48 degrees 27 minutes 42 seconds west 139.84 feet, north 44 degrees 31 minutes 32 seconds west 149.05 feet, north 46 degrees 25 minutes 31 seconds west 487.00 feet more or less to a point on the mean high waterline of the Potomac River, then running with **THE** mean high water line of the Potomac River in a southwesterly direction 2850 feet more or less to a point, then leaving said river and running south 24 degrees 09 minutes 27 seconds east 1376.43 feet more or less to a point, said point having the coordinate value 347083.91 north, 1279730.34 east (Maryland State plane grid system NAD83), and then running south 32 degrees 13 minutes 52 seconds east 1671.03 feet, south 34 degrees 26 minutes 20 seconds west 441.74 feet, south 65 degrees 46 minutes 20 seconds east 228.29 feet, south 88 degrees 58 minutes 20 seconds west 282.28 feet, north 63 degrees 26 minutes 05 seconds east 241.16 feet, due west 194.13 feet, south 56 degrees 18 minutes 35 seconds west 155.54 feet, south 13 degrees 23 minutes 32 seconds west 232.82 feet, south 02 degrees 51 minutes 44 seconds west 215.97 feet, south 16 degrees 41 minutes 56 seconds west 225.20 feet, south 40 degrees 54 minutes 51 seconds west 229.09 feet more or less, to a point on the westernmost right of way of Chapman's Landing Road, and then running with said right of way south 86 degrees 38 minutes 58 seconds east 1055.11 feet more or less to the point of beginning.

Parcel 3:

Being a parcel of land also described as Tract E2 by deed dated October 28, 1998 and recorded in Liber 2666, Folio 501 of the land records of Charles County which was conveyed by The VMIF Charles County Venture to the State of Maryland, to the use of the Department of Natural Resources.

(mm) Pursuant to the provisions of subsection (a) of this section, that property in Garrett County containing approximately 1,706 acres and described as follows is a Type 1 State wildland and shall be named the "Backbone Mountain Wildland":

Beginning for the same at a point, said point being the beginning of the first line of the parcel of land described in a deed dated October 18, 2013 and recorded among the land records of Garrett County in Liber 1774, Folio 280 which was conveyed by Mountain Maryland Minerals LLC to the State of Maryland, to the use of the Department of Natural Resources, said point also being shown on a plat of survey entitled "ALTA/ACSM Land Title Survey, Exterior Boundary for the Lands of the State of Maryland, Department of Natural Resources situated along Maryland Route 135, Election District No. 4, Garrett County, Maryland", prepared by Catoctin Mountain Surveys, Inc., dated May 10, 2013 and recorded among the land records of Garrett County in Plat Book TVM, page 497 and running **[**then,**]** **THEN** with the boundary of the Potomac State Forest and the first through eighth lines of said deed to a point intersecting the first line of a tract of land described in a deed dated January 7, 1935 and recorded among the land records of Garrett County in Liber 110, Folio 177 which was conveyed by Charles Strecker et al. to the State of Maryland, then running with the said State Forest boundary for remainder of the said first line to a point, then running with the second through fifth lines of said deed to a point, then running with a portion of the sixth line to a point, then leaving the said State Forest boundary and running along the northernmost edge of an existing woods road in a westerly direction 5048.45 feet to a point, said point having a coordinate value 667048.26 north, 696303.36 east (Maryland State plane grid system NAD83), then running north 23 degrees 16 minutes 01 seconds west 228.1 feet to a planted stone in the said State Forest boundary, then running with said State Forest boundary the following two courses, north 34 degrees 52 minutes 47 seconds west 561.00 feet more or less to a point, then north 24 degrees 52 minutes 47 minutes west 586.3 feet more or less to a point in the southernmost right of way of the CSX Railroad, then running with the southernmost right of way of said railroad in a northeasterly direction to a point, said point being the beginning of the eighth line of a tract of land described in a deed dated December 12, 2011 and recorded among the land records of Garrett County in Liber 1629, Folio 380 which was conveyed by Willard F. White et al. to the State of Maryland and following the next three courses and distances, south 44 degrees 00 minutes 00 seconds east 198.0 feet, north 46 degrees 00 minutes 00 seconds east 214.5 feet, then north 44 degrees 00 minutes 00 seconds west 198.0 feet to a point, said point being in the southernmost right of way of the CSX Railroad, then running with the southernmost right of way of said railroad in a easterly direction to a point, said point being the beginning of the fourth line in a tract of land described in a deed dated January 5, 1985 and recorded among the land records of Garrett County in Liber 454, Folio 609 which was conveyed by Richard B. Newman et al. to The Nature Conservancy, a Not–for–Profit Corporation, and following the next three courses and distances, south 26 degrees 00 minutes 00 seconds west 1584.00 feet, south 63 degrees 00 minutes 00 seconds east 990.0 feet, north 46 degrees 00 minutes 00 seconds east 1650.0 feet to a point, said point being in

the southernmost right of way of the aforesaid CSX Railroad, then running with the southernmost right of way of said railroad in an easterly direction to a point, said point having a coordinate value 674787.84 north, 713729.74 east (Maryland State plane grid system NAD83), then leaving the said railroad right of way and running south 00 degrees 57 minutes 53 seconds west 656.9 feet to a point, said point being the beginning of the south 88 degrees 00 minutes 00 seconds west 2640.00 foot line of the first parcel of the first tract of land described in a deed dated March 15, 1948 and recorded on November 30, 1948 among the land records of Garrett County in Liber 154, Folio 140 which was conveyed by the Potomac River Commission to the State of Maryland, for the use of the State Department of Forest and Parks, then running with the following **[**six**]** lines of said conveyance south 88 degrees 31 minutes 32 seconds west 2613.80 feet more or less **[**to a point**]**, south 04 degrees 14 minutes 29 seconds west 311.81 feet more or less **[**to a point**]**, north 69 degrees 35 minutes 51 seconds west 209.63 feet more or less **[**to a point**]**, north 68 degrees 27 minutes 39 seconds west 1642.13 feet more or less **[**to a point**]**, south 20 degrees 27 minutes 32 seconds west 314.94 feet more or less to a point, said point being the beginning of the first line of the parcel of land described in a deed dated October 18, 2013 and recorded among the land records of Garrett County in Liber 1774, Folio 280 which was conveyed by Mountain Maryland Minerals LLC to the State of Maryland, to the use of the Department of Natural Resources, then running south 20 degrees 27 minutes 32 seconds west 929.06 feet, south 15 degrees 09 minutes 35 seconds west 251.99 feet, south 79 degrees 15 minutes 41 seconds west 448.15 feet, south 16 degrees 34 minutes 12 seconds east 35.00 feet, south 68 degrees 38 minutes 19 seconds west 365.36 feet, north 70 degrees 43 minutes 44 seconds west 620.98 feet, north 44 degrees 03 minutes 05 seconds west 124.01 feet, south 72 degrees 11 minutes 42 seconds west 1291.88 feet, south 15 degrees 17 minutes 29 seconds east 707.67 feet, north 73 degrees 09 minutes 10 seconds east 50.06 feet, south 13 degrees 20 minutes 23 seconds west 28.42 feet, and then north 70 degrees 36 minutes 39 seconds west 138.52 feet to the point of beginning.

Saving and excepting a tract of land described in a deed dated January 5, 1985 and recorded among the land records of Garrett County in Liber 454, Folio 609 which was conveyed by Richard B. Newman et al. to The Nature Conservancy, a Not–for–Profit Corporation containing 48.15 acres more or less.

Saving and excepting a tract of land described in a deed dated June 6, 2008 and recorded among the land records of Garrett County in Liber 1374, Folio 35 which was conveyed by Diane M. Kenner to Erwin P. Kenner and Diane M. Kenner containing 1.85 acres more or less.

Parcel 2:

Beginning for the same at a point on the southernmost edge of a woods road, said point having the coordinate value 667037.54 north, 699584.53 east (Maryland State plane grid system NAD83), then running south 45 degrees 50 minutes 05 seconds west 4814.4 feet, then south 52 degrees 35 minutes 30 seconds west 4128.1 feet more or less to a point in the northernmost right of way of State Route 135, then running north 73 degrees 25 minutes 13 seconds west 552.5 feet more or less to a point on the southernmost edge of the aforesaid woods road, said point having the coordinate value 661333.10 north, 692322.39

east (Maryland State plane grid system NAD83), then running with the easternmost edge of the aforesaid woods road in a generally northerly direction to the point of beginning.

DRAFTER'S NOTE:

Error: Punctuation errors in § 5–1203(b); extraneous language, omitted word, and punctuation error in § 5–1203(d)(1); punctuation errors in § 5–1203(l); erroneous measurement in § 5–1203(q)(5); extraneous language in § 5–1203(r)(3); misspelling in § 5–1203(v)(3); punctuation and spelling errors in § 5–1203(gg); omitted words and erroneous measurements in § 5–1203(jj)(1); and punctuation error and extraneous language in § 5–1203(mm) of the Natural Resources Article.

Occurred: Ch. 465, Acts of 2014. Corrections throughout suggested by the Attorney General in the Bill Review Letter for H.B. 296 (Ch. 465) of 2014 (footnote 1), dated April 21, 2014. Correction of the spelling error in § 5–1203(gg) by the publisher of the Annotated Code in the 2014 Supplement of the Natural Resources Article is ratified by this Act.

Article – Public Safety

1–401.

(b) The Board consists of the following members:

(9) the Executive Director of the Governor's Office of Crime Control and Prevention, or the Executive Director's designee; **AND**

DRAFTER'S NOTE:

Error: Omitted conjunction in § 1–401(b)(9) of the Public Safety Article.

Occurred: Chs. 178 and 179, Acts of 2010.

3–506.1.

(c) In an identification procedure:

(2) at least five fillers, in addition to the **[**perpetrator**]** **SUSPECT**, shall be included when an array of photographs is displayed to an eyewitness; and

(3) at least four fillers, in addition to the **[**perpetrator**]** **SUSPECT**, shall be included in a live lineup.

DRAFTER'S NOTE:

Error: Incorrect word usage in § 3–506.1(c)(2) and (3).

Occurred: Chs. 201 and 202, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for S.B. 860 (Ch. 201)/H.B. 1200 (Ch. 202) of 2014 (footnote 10), dated April 11, 2014.

Article – Real Property

7–105.1.

(m) (2) (i) In the case of postfile mediation, subject to subparagraphs **[**(ii), (iii), and (iv)**] (II) AND (III)** of this paragraph, the mortgagor or grantor may file a motion to stay the foreclosure sale.

DRAFTER'S NOTE:

Error: Erroneous internal reference in § 7–105.1(m)(2)(i) of the Real Property Article.

Occurred: Ch. 485, Acts of 2010.

11–111.

(a) **(1)** The council of unit owners or the body delegated in the bylaws of a condominium to carry out the responsibilities of the council of unit owners may adopt rules for the condominium if:

[(1)**] (I)** Each unit owner is mailed or delivered:

[(i)**] 1.** A copy of the proposed rule;

[(ii)**] 2.** Notice that unit owners are permitted to submit written comments on the proposed rule; and

[(iii)**] 3.** Notice of the proposed effective date of the proposed rule;

[(2) (i)**] (II) [**Before**] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, BEFORE** a vote is taken on the proposed rule, an open meeting is held to allow each unit owner or tenant to comment on the proposed rule**[**;

(ii) The meeting held under this paragraph may not be held unless:

1. Each unit owner receives written notice at least 15 days before the meeting; and

2. A quorum of the council of unit owners or the body delegated in the bylaws of the condominium to carry out the responsibilities of the council of unit owners is present**]**; and

[(3)**]** **(III)** After notice has been given to unit owners as provided in this subsection, the proposed rule is passed at a regular or special meeting by a majority vote of those present and voting of the council of unit owners or the body delegated in the bylaws of the condominium to carry out the responsibilities of the council of unit owners.

(2) A MEETING HELD UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION MAY NOT BE HELD UNLESS:

(I) EACH UNIT OWNER RECEIVES WRITTEN NOTICE AT LEAST 15 DAYS BEFORE THE MEETING; AND

(II) A QUORUM OF THE COUNCIL OF UNIT OWNERS OR THE BODY DELEGATED IN THE BYLAWS OF THE CONDOMINIUM TO CARRY OUT THE RESPONSIBILITIES OF THE COUNCIL OF UNIT OWNERS IS PRESENT.

DRAFTER'S NOTE:

Error: Tabulation errors and misplaced language in § 11–111(a) of the Real Property Article.

Occurred: Ch. 584, Acts of 1984.

Article – State Finance and Procurement

3A–309.

(e) Except as provided in subsection (f) of this section, the Fund consists of:

(2) as approved by the Secretary, money received from:

(ii) **[**from**]** an information technology agreement involving resource sharing;

DRAFTER'S NOTE:

Error: Extraneous word in § 3A–309(e)(2)(ii) of the State Finance and Procurement Article.

Occurred: Ch. 137, Acts of 2014.

14–302.

(a) (9) (i) 1. If a contractor, including a certified minority business enterprise, does not achieve all or a part of the minority business enterprise participation goals on a contract, the unit shall make a finding of whether the contractor has

demonstrated that the contractor took all necessary and reasonable steps to achieve the goals, including compliance with paragraph **[**(6)**] (7)** of this subsection.

DRAFTER'S NOTE:

Error: Incorrect internal reference in § 14–302(a)(9)(i)1 of the State Finance and Procurement Article.

Occurred: Chs. 200 and 201, Acts of 2013.

Article – State Government

2–403.

(a) The Legislative Policy Committee consists of the following 28 members:

(2) from the House:

(vii) the Chairman of the **[**Environmental Matters**] ENVIRONMENT AND TRANSPORTATION** Committee;

DRAFTER'S NOTE:

Error: Misnomer in § 2–403(a)(2)(vii) of the State Government Article.

Occurred: As a result of the adoption by the House of Delegates of an amendment to House Rule 18 at the start of the 2015 Session renaming the Environmental Matters Committee to be the Environment and Transportation Committee.

6.5–303.

In determining whether to approve an acquisition of a nonprofit health service plan or a nonprofit health maintenance organization, the Administration shall consider:

(2) whether the acquisition:

(i) is equitable to enrollees, insureds, shareholders, and certificate holders, if any, of the transferor;

(ii) is in compliance with Title 2, Subtitle 6 of the Corporations and Associations Article; **AND**

(iii) ensures that the transferee will possess surplus in an amount sufficient to:

1. comply with the surplus required under law; and

2. provide for the security of the transferee's certificate holders and policyholders.

DRAFTER'S NOTE:

Error: Omitted conjunction in § 6.5–303(2) of the State Government Article.

Occurred: Ch. 701, Acts of 2001.

9–120.

(a) The Comptroller shall distribute, or cause to be distributed, the State Lottery Fund to pay:

(2) then, except as provided in § 10–113.1 of the Family Law **[**Article**] ARTICLE, [**and**]** § 11–618 of the Criminal Procedure Article, **AND § 3–307 OF THE STATE FINANCE AND PROCUREMENT ARTICLE,** the holder of each winning ticket or share.

DRAFTER'S NOTE:

Error: Omitted cross–reference in § 9–120 of the State Government Article.

Occurred: As a result of Ch. 477, Acts of 2010.

9–1A–24.

(b) (1) The county alcoholic beverages licensing authority for the county in which a video lottery facility is located shall ensure that the video lottery **OPERATION** licensee complies with the requirements of this subsection.

DRAFTER'S NOTE:

Error: Misnomer in § 9–1A–24 of the State Government Article.

Occurred: Ch. 4, Acts of the Special Session of 2007.

Article – State Personnel and Pensions

21–601.

(d) (3) (ii) A portion of a distribution described in subparagraph (i) of this paragraph may be transferred only to:

2. a qualified defined contribution plan described in § 401(a) of the Internal Revenue Code that agrees to account separately for amounts transferred to the account and **[**earning**] EARNINGS** received as a result of the transferred amounts;

DRAFTER'S NOTE:

Error: Incorrect word usage in § 21–601(d)(3)(ii)2 of the State Personnel and Pensions Article.

Occurred: Ch. 304, Acts of 2014.

22–405.

(c) Except as provided in subsection (d) of this section, a Governor may not receive a retirement allowance under this **[**subsection**]** **SECTION** until the Governor is at least 62 years old.

DRAFTER'S NOTE:

Error: Stylistic error in § 22–405(c) of the State Personnel and Pensions Article.

Occurred: As a result of Ch. 137, Acts of 2002, which reorganized § 22–405 and, as a result, rendered the cross–reference to a "subsection" incorrect.

29–303.

(g) (2) (i) This **[**subsection**]** **PARAGRAPH** applies only to a former member of the Law Enforcement Officers' Pension System who:

1. transferred to the Law Enforcement Officers' Pension System from the Employees' Retirement System; and

2. separates from employment on or before June 30, 2000.

DRAFTER'S NOTE:

Error: Stylistic error in § 29–303(g)(2)(i) of the State Personnel and Pensions Article.

Occurred: Ch. 395, Acts of 2000.

Article – Tax – General

2–1104.

(a) Except as otherwise provided in this section, after making the distributions required under §§ 2–1101 through 2–1103 of this subtitle, from the remaining motor fuel tax revenue, the Comptroller shall distribute:

(1) 2.3% to the Chesapeake **[**Bay**]** **AND ATLANTIC COASTAL BAYS** 2010 Trust Fund;

(b) For each fiscal year beginning on or before July 1, 2015, instead of the distribution required under subsection (a)(1) of this section, the Comptroller shall distribute 2.3% of the remaining motor fuel tax revenue as follows:

(3) the balance to the Chesapeake **[**Bay**]** **AND ATLANTIC COASTAL BAYS** 2010 Trust Fund.

DRAFTER'S NOTE:

Error: Misnomer in § 2–1104(a)(1) and (b)(3) of the Tax – General Article.

Occurred: As a result of Chs. 120 and 121, Acts of 2008, which renamed the Chesapeake Bay 2010 Trust Fund as the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund.

2–1302.1.

(a) Except as otherwise provided in this section, after making the distributions required under §§ 2–1301 and 2–1302 of this subtitle, of the sales and use tax collected on short–term vehicle rentals under § 11–104(c) of this article the Comptroller shall distribute:

(2) the remainder to the Chesapeake **[**Bay**]** **AND ATLANTIC COASTAL BAYS** 2010 Trust Fund.

(b) For each fiscal year beginning on or before July 1, 2014, after the distribution required under subsection (a)(1) of this section, the Comptroller shall distribute the remainder of the sales and use tax collected on short–term vehicle rentals under § 11–104(c) of this article as follows:

(2) the remainder to the Chesapeake **[**Bay**]** **AND ATLANTIC COASTAL BAYS** 2010 Trust Fund.

DRAFTER'S NOTE:

Error: Misnomer in § 2–1302.1(a)(2) and (b)(2) of the Tax – General Article.

Occurred: As a result of Chs. 120 and 121, Acts of 2008, which renamed the Chesapeake Bay 2010 Trust Fund as the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund.

10–204.

(j) The addition under subsection (a) of this section includes any amount deducted for costs, as defined under **[**§ 10–731**]** **§ 10–732** of this title, for security clearance administrative expenses and construction and equipment costs incurred to construct or

renovate a sensitive compartmented information facility if an amount is included in the application for a credit under **[**§ 10–731**] § 10–732** of this title.

DRAFTER'S NOTE:

Error: Erroneous cross–reference in § 10–204(j) of the Tax – General Article.

Occurred: As a result of Chs. 6 and 478, Acts of 2012.

10–402.

(c) (2) (vii) On or before March 1, 2009, and March 1 of each year thereafter **UNTIL MARCH 1, 2013**, and notwithstanding any confidentiality requirements, the Comptroller shall prepare and submit to the Governor and, subject to § 2–1246 of the State Government Article, to the General Assembly, a comprehensive report on the use of single sales factor apportionment by manufacturing corporations that provides, at a minimum:

1. the number of corporations filing tax returns for the taxable year that ended during the second preceding calendar year that use single sales factor apportionment and the number of such corporations having a Maryland income tax liability for that taxable year;

2. the number of corporations paying less in Maryland income tax for that taxable year as a result of using single sales factor apportionment and the aggregate amount of Maryland income tax savings for all such corporations for that taxable year as a result of using single sales factor apportionment; and

3. the number of corporations paying more in Maryland income tax for the taxable year as a result of using single sales factor apportionment and the aggregate amount of additional Maryland income tax owed by those corporations for the taxable year as a result of using single sales factor apportionment.

DRAFTER'S NOTE:

Error: Omitted date in § 10–402(c)(2)(vii) of the Tax – General Article.

Occurred: Chs. 177 and 178, Acts of 2008, which omitted a termination date for the reporting requirement under § 10–204(c)(2)(vii). Correction suggested by the Office of the Comptroller, as the report was derived from data included in tax returns filed by certain manufacturing corporations for taxable years beginning after December 31, 2005, but before January 1, 2011.

10–702.

(a) **[**(4) "Qualified employee" means an individual who:

(i) is a new employee or an employee rehired after being laid off for more than one year by a business entity;

(ii) is employed by a business entity at least 35 hours each week for at least 6 months before or during the taxable year for which the entity claims a credit;

(iii) spends at least 50% of the hours under item (ii) of this paragraph, either in the enterprise zone or on activities of the business entity resulting directly from its location in the enterprise zone;

(iv) earns at least 150% of the federal minimum wage; and

(v) is hired by the business entity after the later of:

1. the date on which the enterprise zone is designated; or

2. the date on which the business entity locates in the enterprise zone.**]**

[(5)**] (4)** "Economically disadvantaged individual" means an individual who is certified by provisions that the Department of Labor, Licensing, and Regulation adopts as an individual who, before becoming employed by a business entity in an enterprise zone:

(i) was both unemployed for at least 30 consecutive days and qualified to participate in training activities for the economically disadvantaged under **[**Title II, Part B of**]** the federal Workforce Investment Act or its successor; or

(ii) in the absence of an applicable federal act, met the criteria for an economically disadvantaged individual that the Secretary of Labor, Licensing, and Regulation sets.

[(6)**] (5)** "Focus area" has the meaning stated in § 5–701 of the Economic Development Article.

[(7)**] (6)** "Focus area employee" means an individual who:

(i) is a new employee or an employee rehired after being laid off for more than 1 year by a business entity;

(ii) is employed by a business entity at least 35 hours each week for at least 12 months before or during the taxable year for which the entity claims a credit;

(iii) spends at least 50 percent of the hours under item (ii) of this paragraph either in the focus area or on activities of the business entity resulting directly from its location in the focus area;

(iv) is hired by the business entity after the later of:

1. the date on which the focus area is designated; or

2. the date on which the business entity located in the focus area; and

(v) earns at least 150 percent of the federal minimum wage.

(7) "QUALIFIED EMPLOYEE" MEANS AN INDIVIDUAL WHO:

(I) IS A NEW EMPLOYEE OR AN EMPLOYEE REHIRED AFTER BEING LAID OFF FOR MORE THAN 1 YEAR BY A BUSINESS ENTITY;

(II) IS EMPLOYED BY A BUSINESS ENTITY AT LEAST 35 HOURS EACH WEEK FOR AT LEAST 6 MONTHS BEFORE OR DURING THE TAXABLE YEAR FOR WHICH THE ENTITY CLAIMS A CREDIT;

(III) SPENDS AT LEAST 50% OF THE HOURS UNDER ITEM (II) OF THIS PARAGRAPH, EITHER IN THE ENTERPRISE ZONE OR ON ACTIVITIES OF THE BUSINESS ENTITY RESULTING DIRECTLY FROM ITS LOCATION IN THE ENTERPRISE ZONE;

(IV) EARNS AT LEAST 150% OF THE FEDERAL MINIMUM WAGE; AND

(V) IS HIRED BY THE BUSINESS ENTITY AFTER THE LATER OF:

1. THE DATE ON WHICH THE ENTERPRISE ZONE IS DESIGNATED; OR

2. THE DATE ON WHICH THE BUSINESS ENTITY LOCATES IN THE ENTERPRISE ZONE.

DRAFTER'S NOTE:

Error: Stylistic errors (failure to codify definitions in alphabetical order and incorrect word usage) and obsolete cross–reference in § 10–702(a) of the Tax – General Article.

Occurred: Ch. 2, Acts of 1988; obsolete cross–reference as a result of Ch. 315, Acts of 2001.

Article – Transportation

16–803.

(j) (2) **[**Serious traffic violation**] "SERIOUS TRAFFIC VIOLATION"** does not include vehicle weight and vehicle defect violations.

DRAFTER'S NOTE:

Error: Stylistic error in § 16–803(j)(2) of the Transportation Article.

Occurred: Ch. 291, Acts of 1989.

17–105.

(a) If a person has been finally rejected for insurance by the Maryland Automobile Insurance Fund under § **[**27–504**] 20–516** of the Insurance Article, the person shall, within 10 days after the rejection, furnish evidence satisfactory to the Administration that he has obtained and is covered by the required security.

DRAFTER'S NOTE:

Error: Erroneous cross–reference in § 17–105(a) of the Transportation Article.

Occurred: Ch. 70, Acts of 1997. Sections 20–516 and 27–504 of the Insurance Article, respectively, were derived from former Art. 48A, §§ 243D and 234D, respectively. According to Ch. 70, Acts of 1997, which corrected cross–references throughout the Code that were rendered obsolete by the newly revised Insurance Article, the source law for the cross–reference under § 17–105(a) of the Transportation Article referred to "Article 48A, § 243D of the Code". Thus, that cross–reference should have been changed to "§ 20–516 of the Insurance Article", not "§ 27–504 of the Insurance Article".

25–111.

(a) (3) "Police officer" means:

(ii) Any civilian employee of the Department of State Police assigned to enforce any **[**rule or**]** regulation adopted under this section, but only while acting under written authorization of the Secretary of State Police;

(b) (1) Upon direction by a police officer or by an electronic signal to vehicles equipped with a CVISN transponder, the driver of any vehicle that is subject to any **[**rule or**]** regulation adopted under this section shall stop and submit to an inspection:

(i) All applicable driver records, including driver's license, driver hours of service record and certificate of physical examination;

(ii) All load manifests, including bills of lading or other shipping documents; and

(iii) All cargo and cargo areas.

(2) A police officer who is certified by the Department of State Police to perform an inspection authorized under this section, a Public Service Commission inspector, or a hazardous materials inspector may conduct a safety inspection of the vehicle that is subject to a **[**rule or**]** regulation adopted under this section or § 22–409 of this article.

(f) (2) Any regulation adopted pursuant to this subsection shall:

(iv) Apply to vehicles with a gross vehicle weight rating or gross combination weight rating over 10,000 pounds that are not subject to the Federal Motor Carrier Safety Regulations, if the **[**rule or regulations**]** **REGULATION** adopted by the Motor Vehicle Administration specifically states that it applies to the vehicle.

DRAFTER'S NOTE:

Error: Extraneous language in § 25–111(a)(3)(ii), (b), and (f)(2)(iv) of the Transportation Article.

Occurred: Ch. 822, Acts of 1982 and Ch. 865, Acts of 1986.

Chapter 505 of the Acts of 2014

SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Natural Resources shall review and evaluate as to its suitability for preservation as State wildlands under Title 5, Subtitle **[**2**]** **12** of the Natural Resources Article the Sideling Hill Wildlife Management Area and State–owned property in the areas of Sideling Hill that are located to the north and south of Interstate 68.

DRAFTER'S NOTE:

Error: Erroneous cross–reference in Ch. 505, § 2, Acts of 2014.

Occurred: Ch. 505, § 2, Acts of 2014. Correction suggested by the Attorney General in the Bill Review Letter for S.B. 471 (Ch. 505)(footnote 7), dated April 10, 2014.

SECTION 2. AND BE IT FURTHER ENACTED, That the Drafter's Notes contained in this Act are not law and may not be considered to have been enacted as part of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That the provisions of this Act are intended solely to correct technical errors in the law and there is no intent to revive or otherwise affect law that is the subject of other acts, whether those acts were signed by the Governor prior to or after the signing of this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That the publishers of the Annotated Code of Maryland, subject to the approval of the Department of Legislative Services, shall make any changes in the text of the Annotated Code necessary to effectuate

any termination provision that was enacted by the General Assembly and has taken effect or will take effect prior to October 1, 2015. Any enactment of the 2015 Session of the General Assembly that negates or extends the effect of a previously enacted termination provision shall prevail over the provisions of this section.

SECTION 5. AND BE IT FURTHER ENACTED, That the publishers of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall make nonsubstantive corrections to codification, style, capitalization, punctuation, grammar, spelling, and any reference rendered incorrect or obsolete by an Act of the General Assembly, with no further action required by the General Assembly. The publishers shall adequately describe any such correction in an editor's note following the section affected.

SECTION 6. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three–fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.