

HB0140/244331/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 140
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Sunset” insert “Fees and Repeal of”; in the same line, strike “Extension” and substitute “Provision”; in line 4, after “of” insert “altering the amount of the application fee for a license to engage in the business of providing security systems services; requiring a certain applicant to pay certain fees relating to a criminal history records check; altering the amount of a certain processing fee for a certain applicant for a certain license;”; in line 12, strike “continuing” and substitute “making permanent”; strike beginning with “in” in line 14 down through “year” in line 19 and substitute “; repealing a certain termination provision; repealing a requirement that the Department of Legislative Services conduct a certain evaluation”; in line 23, strike “18-701” and substitute “18-303”.

On page 2, strike in their entirety lines 2 through 6, inclusive, and substitute:

“BY repealing

Article – Business Occupations and Professions

Section 18-701

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)”;

in line 7, strike “and reenacting, with amendments,”; and after line 11, insert:

“BY renumbering

Article – State Government

Section 8-403(b)(53) through (57), respectively

to be Section 8-403(b)(52) through (56), respectively

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”.

(Over)

**HB0140/244331/1 Education, Health, and Environmental Affairs Committee
Amendments to HB 140
Page 2 of 4**

AMENDMENT NO. 2

On page 2, after line 14, insert:

“18–303.

(a) An applicant for a license shall:

(1) submit to the Secretary an application on the form that the Secretary provides;

(2) submit the documents required by this section; and

(3) pay to the Secretary:

(I) an application fee of [\$150 which shall include the cost of the Maryland and national criminal records check] **\$100;**

(II) THE FEE AUTHORIZED UNDER § 10–221(B)(7) OF THE CRIMINAL PROCEDURE ARTICLE FOR ACCESS TO MARYLAND CRIMINAL HISTORY RECORDS; AND

(III) THE MANDATORY PROCESSING FEE REQUIRED BY THE FEDERAL BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.

(b) The application form provided by the Secretary shall contain a statement advising the applicant that willfully making a false statement on an application is a misdemeanor, subject to a fine or imprisonment or both, as provided under § 18–504 of this title.

**HB0140/244331/1 Education, Health, and Environmental Affairs Committee
Amendments to HB 140
Page 3 of 4**

(c) If the applicant is a firm, the representative member shall complete the application form and otherwise be responsible for the firm's compliance with this section.

(d) (1) The application shall be accompanied by at least two written recommendations for the applicant.

(2) Each recommendation shall be signed, under oath, by a reputable citizen of the State.

(e) (1) An applicant for a license shall submit with the application a set of legible fingerprints of the applicant on a form approved by the Criminal Justice Information System Central Repository and the Director of the Federal Bureau of Investigation.

(2) If the applicant is a firm, the applicant shall pay the cost of the fingerprint card records check for each firm member.

(f) An applicant for a license shall submit with the application a copy of a bond or proof of insurance in accordance with the requirements of § 18-401 of this title.

(g) The Secretary may waive the requirements of subsections (a)(2) and (3), (d), and (e) of this section and issue a license to an applicant who:

(1) provides adequate evidence that the applicant:

(i) is licensed to engage in the business of providing security systems services in another state; and

(ii) became licensed in the other state:

(Over)

**HB0140/244331/1 Education, Health, and Environmental Affairs Committee
Amendments to HB 140
Page 4 of 4**

1. after meeting qualifications that are at least equivalent to those required in this State; and

2. after submitting to a State and national criminal records check; and

(2) pays to the Secretary a processing fee of [~~\$150~~] **\$100.**”.

AMENDMENT NO. 3

On page 8, strike in their entirety lines 22 through 25, inclusive; and strike in their entirety lines 28 through 32, inclusive.

On page 9, strike in their entirety lines 4 and 5 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 8-403(b)(53) through (57), respectively, of Article – State Government of the Annotated Code of Maryland be renumbered to be Section(s) 8-403(b)(52) through (56), respectively.”;

and in line 6, strike “2.” and substitute “3.”.