

Chapter 11

(Senate Bill 811)

AN ACT concerning

Annual Curative Bill

FOR the purpose of generally curing previous Acts of the General Assembly with possible title defects; requiring the Montgomery County Department of Liquor Control to establish criteria for contracting with retail outlets; requiring the Governing Board of the Maryland Education Development Collaborative to establish an Advisory Council, made up of certain persons, to advise in certain matters; providing for the effect and construction of certain provisions of this Act; making this Act an emergency measure; and generally repealing and reenacting without amendments certain Acts of the General Assembly that may be subject to possible title defects in order to validate those Acts.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 25–310(c)(3)
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Business Occupations and Professions
Section 16–5A–04(b)(3)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 1–101(e)
Annotated Code of Maryland
(2008 Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 9.8–103(j)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Environment
Section 9–1605.2(i)(3)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 8–202(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–703(b)(15)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Chapter 336 of the Acts of the General Assembly of 2008, as amended by Chapter 396 of the Acts of the General Assembly of 2011, Chapter 424 of the Acts of the General Assembly of 2013, Chapter 463 of the Acts of the General Assembly of 2014, and Chapter 22 of the Acts of the General Assembly of 2017
Section 1(3) Item MF05(A)

BY repealing and reenacting, without amendments,
Chapter 463 of the Acts of the General Assembly of 2014, as amended by Chapter 495 of the Acts of the General Assembly of 2015 and Chapter 22 of the Acts of the General Assembly of 2017
Section 1(3) Item ZA00(J)

BY repealing and reenacting, without amendments,
Chapter 27 of the Acts of the General Assembly of 2016, as amended by Chapter 22 of the Acts of the General Assembly of 2017
Section 1(3) Item ZA00(AU)

BY repealing and reenacting, without amendments,
Chapter 315 of the Acts of the General Assembly of 2017
Section 1

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

Article – Alcoholic Beverages

25–310.

(c) (3) The Department shall establish criteria for contracting with retail outlets.

DRAFTER’S NOTE:

Error: Purpose paragraph of bill being cured failed to accurately describe the changes made by the bill.

Occurred: Chapter 442 (House Bill 315) of the Acts of 2017.

Article – Business Occupations and Professions

16–5A–04.

(b) (3) If an electronic transmission under paragraph (2) of this subsection is returned to the Commission as undeliverable, the Commission shall mail to the licensee, at the last known address of the licensee, the materials required under paragraph (2) of this subsection within 10 business days of the date the Commission received the notice that the electronic transmission was undeliverable.

DRAFTER’S NOTE:

Error: Function paragraphs of bills being cured incorrectly indicated that § 16–15A–04(b)(3), rather than § 16–5A–04(b)(3), of the Business Occupations and Professions Article was being added.

Occurred: Chapters 246 and 247 (Senate Bill 6/House Bill 138) of the Acts of 2017.

Article – Economic Development

1–101.

(e) (1) “Qualified distressed county” means a county with:

(i) an average rate of unemployment for the most recent 24–month period for which data are available that exceeds 150% of the average rate of unemployment for the State during that period;

(ii) an average rate of unemployment for the most recent 24–month period for which data are available that exceeds the average rate of unemployment in the State by at least 2 percentage points; or

(iii) an average per capita personal income for the most recent 24–month period for which data are available that is equal to or less than 67% of the average per capita personal income for the State during that period.

(2) “Qualified distressed county” includes a county that:

(i) no longer meets either criterion stated in paragraph (1) of this subsection; but

(ii) has met at least one of the criteria at some time during the preceding 24-month period.

DRAFTER'S NOTE:

Error: Function paragraph of bill being cured failed to indicate that § 1–101(e) of the Economic Development Article was being amended.

Occurred: Chapter 149 (Senate Bill 317) of the Acts of 2017.

Article – Education

9.8–103.

(j) (1) The Governing Board shall establish an Advisory Council to provide advice on matters relating to 21st-century learning, data collection and sharing, and any other issues related to the Collaborative's work.

(2) The Advisory Council shall be made up of educators and representatives of the business community, nonprofit organizations, and other stakeholders with whom the Collaborative works.

DRAFTER'S NOTE:

Error: Purpose paragraph of bill being cured failed to accurately describe the changes made by the bill.

Occurred: Chapter 849 (Senate Bill 908) of the Acts of 2017.

Article – Environment

9–1605.2.

(i) (3) The nitrogen, phosphorus, and sediment load reductions purchased under paragraph (2)(xiii) of this subsection:

- (i) Cannot be from the agricultural sector; and
- (ii) Must be created on or after July 1, 2017.

DRAFTER'S NOTE:

Error: Function paragraphs of bills being cured failed to indicate that § 9–1605.2(i)(3) of the Environment Article was being added.

Occurred: Chapters 366 and 367 (House Bill 417/Senate Bill 314) of the Acts of 2017.

Article – Health Occupations

8–202.

- (c) Each member of the Board shall be:
 - (1) A citizen of the United States; and
 - (2) A resident of this State.

DRAFTER'S NOTE:

Error: Function paragraphs of bills being cured incorrectly indicated that § 8–202(c) of the Health Occupations Article was being amended.

Occurred: Chapters 515 and 516 (House Bill 482/Senate Bill 385) of the Acts of 2017.

Article – Public Utilities

7–703.

- (b) The renewable energy portfolio standard shall be as follows:
 - (15) in 2020 and later, 25% from Tier 1 renewable sources, including:
 - (i) at least 2.5% derived from solar energy; and
 - (ii) an amount set by the Commission under § 7–704.2(a) of this subtitle, not to exceed 2.5%, derived from offshore wind energy.

DRAFTER'S NOTE:

Error: Function paragraphs of bills being cured incorrectly indicated that § 7–703(b)(16) and (17) of the Public Utilities Article were being amended, rather than repealed.

Occurred: Chapters 1 and 2 (House Bill 1106 of 2016/Senate Bill 921 of 2016) of the Acts of 2017.

**Chapter 336 of the Acts of 2008, as amended by Chapter 396 of the Acts of 2011,
Chapter 424 of the Acts of 2013, Chapter 463 of the Acts of 2014, and Chapter 22
of the Acts of 2017**

Section 1(3)

MF05 OFFICE OF THE CHIEF MEDICAL EXAMINER
(Baltimore City)

(A) New Forensic Medical Center. Provide funds to construct the
new Forensic Medical Center 43,467,184

DRAFTER’S NOTE:

Error: Function paragraph of bill being cured incorrectly indicated that Chapter 336 of the Acts of the General Assembly of 2008, as amended by Chapter 396 of the Acts of the General Assembly of 2011, Chapter 424 of the Acts of the General Assembly of 2013, and Chapter 463 of the Acts of the General Assembly of 2014, Section 1(3) MF05(A), rather than Section 1(3) Item MF05(A), was being amended.

Occurred: Chapter 22 (House Bill 151) of the Acts of 2017.

**Chapter 463 of the Acts of 2014, as amended by Chapter 495 of the Acts of 2015
and Chapter 22 of the Acts of 2017**

Section 1(3)

ZA00 MISCELLANEOUS GRANT PROGRAMS

(J) Green Branch Athletic Complex. Provide a grant to the Board of Directors of the Green Branch Management Group Corp. for the acquisition, planning, design, site development, construction, repair, renovation, reconstruction, and capital equipping of the Green Branch Athletic Complex, provided that notwithstanding Section 6 of this Act, work may commence on this project prior to appropriation of all of the funds necessary to complete this project 3,000,000

DRAFTER’S NOTE:

Error: Function paragraph of bill being cured incorrectly indicated that Chapter 463 of the Acts of the General Assembly of 2014, as amended by Chapter 495 of the Acts of the General Assembly of 2015, Section 1(3) ZA00(J), rather than Section 1(3) Item ZA00(J), was being amended.

Occurred: Chapter 22 (House Bill 151) of the Acts of 2017.

Chapter 27 of the Acts of 2016, as amended by Chapter 22 of the Acts of 2017

Section 1(3)

ZA00

MISCELLANEOUS GRANT PROGRAMS

(AU)	Rosewood Property Environmental Abatement. Provide a grant to the Board of Trustees of Stevenson University to design and construct the environmental abatement and demolition of buildings on the Rosewood property, including any appropriate site surveys and investigation (Baltimore County)	700,000
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DRAFTER’S NOTE:

Error: Function paragraph of bill being cured incorrectly indicated that Section 1(3) Item ZA01(AU), rather than Section 1(3) Item ZA00(AU), was being added to Chapter 27 of the Acts of the General Assembly of 2016.

Occurred: Chapter 22 (House Bill 151) of the Acts of 2017.

Chapter 315 of the Acts of 2017

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 1–101(p) through (dd), 13–801 through 13–804, 15–801 through 15–805, 16–801 through 16–804, 17–801 through 17–804, 19–801 through 19–804, 20–801 through 20–804, 21–801 through 21–805, 22–801 through 22–807, 22–807.1, and 22–808, 24–801 through 24–804, 25–801 through 25–805, 27–801 through 27–804, 28–801 through 28–804, 29–801 through 29–804, 30–801 through 30–804, 32–801 through 32–804, and 33–801 through 33–804, respectively, of Article – Alcoholic Beverages of the Annotated Code of Maryland be renumbered to be Section(s) 1–101(q) through (ee), 13–802 through 13–805, 15–802 through 15–806, 16–802 through 16–805, 17–802 through 17–805, 19–802 through 19–805, 20–802 through 20–805, 21–802 through 21–806, 22–802 through 22–810, 24–802 through 24–805, 25–802 through 25–806, 27–802 through 27–805, 28–802 through 28–805, 29–802 through 29–805, 30–802 through 30–805, 32–802 through 32–805, and 33–802 through 33–805, respectively.

DRAFTER’S NOTE:

Error: Function paragraph of bill being cured incorrectly indicated that §§ 24–801 through 25–801 through 25–804, rather than §§ 24–801 through 24–804 and §§ 25–801 through 25–804, of the Alcoholic Beverages Article were being renumbered.

Occurred: Chapter 315 (House Bill 252) of the Acts of 2017.

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 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.

Approved by the Governor, April 5, 2018.