

**Journal *of* Proceedings**  
**of the**  
**House of Delegates**  
**of**  
**Maryland**

**2013 Regular Session**

**Volume I**

Compiled and edited by:

Colleen Cassidy  
Journal Clerk  
Chief Clerk's Office

...

Sylvia Siegert  
Chief Clerk

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**Annapolis, Maryland**  
**Wednesday, January 9, 2013**

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STATE OF MARYLAND, To Wit:

This being the day prescribed by Section 14 of Article III of the Constitution for the convening of the General Assembly of Maryland at 12:00 Noon.

Sylvia Siegert, Chief Clerk of the House of Delegates for the 2013 Session, called the House to order and led the pledge of Allegiance to the Flag.

Prayer was offered by Delegate Mary Ann Love of Anne Arundel County.

**EXCUSES:**

Del. Bobo – business – out of country

Del. Boteler – late – personal

Del. Harrison – illness

Del. F. Turner – recovering from surgery

Del. Valentino-Smith – doctor's appointment

**QUORUM CALL**

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 4)

Members having recorded their presence, the Chief Clerk announced that a majority of all members being present, the House was ready, under the provisions of the Constitution, to proceed with business.

The Chief Clerk called for nominations for the office of Speaker Pro Tem of the House of Delegates for the Regular Session of the Maryland General Assembly.

Delegate Nathan-Pulliam of Baltimore County nominated Delegate Adrienne A. Jones of Baltimore County for the office of Speaker Pro Tem.

Delegate V. Turner of Prince George's County seconded the nomination.

Delegate Olszewski of Baltimore County moved that the nominations be closed.

Delegate Ivey of Prince George's County seconded the motion.

The Chief Clerk put the question: All in favor of Delegate Adrienne A. Jones for the Office of Speaker Pro Tem signify by saying Aye, opposed Nay, the Ayes have it.

The motion was adopted.

The Chief Clerk requested that Delegate Summers of Prince George's County and Delegate Luedtke of Montgomery County escort the Speaker Pro Tem-elect to the Rostrum.

The Chief Clerk administered the oath of office to Delegate Adrienne A. Jones of Baltimore County.

**THE HONORABLE ADRIENNE A. JONES,  
SPEAKER PRO TEM, NOW PRESIDING**

The Speaker Pro Tem introduced the distinguished guests joining us today.

The Speaker Pro Tem called for nominations for the office of Speaker of the House of Delegates.

Delegate Barve of Montgomery County placed the name of Delegate Michael E. Busch of Anne Arundel County in nomination for the office of Speaker of the House.

Delegate Griffith of Prince George's County seconded the nomination.

Delegate Branch of Baltimore City moved the nominations be closed.

Delegate Clippinger of Baltimore City seconded the motion.

The Speaker Pro Tem put the question: All in favor of Delegate Michael E. Busch for the Office of Speaker signify by saying Aye, opposed Nay, the Ayes have it.

The motion was adopted.

The Speaker Pro Tem requested that Delegate Jameson of Charles County and Delegate Howard of Prince George's County escort the Speaker-elect to the Rostrum.

The Speaker Pro Tem Jones administered the oath of office to Delegate Busch, Speaker-elect of the House.

**SPEAKER OF THE HOUSE MICHAEL E. BUSCH, NOW PRESIDING**

The Speaker addressed the House.

Remarks by Governor Martin O'Malley

Remarks by U.S. Senator Barbara Mikulski

Remarks by Congressman Steny Hoyer

**ORDER**

JANUARY 9, 2013

ORDERED by the House of Delegates of Maryland, that the Rules of the House of Delegates in effect at the end of the Regular and Special Sessions of 2012 be adopted for the Regular Session of 2013.

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

**ORDER**

JANUARY 9, 2013

ORDERED By The House of Delegates of Maryland, that the Chief Clerk of the House is Sylvia Siegert, pursuant to the provisions of Sections 103 and 105 of the Rules of the Maryland House of Delegates.

ORDERED By The House of Delegates of Maryland, that the Journal Clerk of the House is Colleen Cassidy, pursuant to the provisions of Sections 104 and 105 of the Rules of the Maryland House of Delegates.

Read and adopted.

**ORDER**

JANUARY 9, 2013

ORDERED By the House of Delegates of Maryland, that the following Desk Officers are hereby appointed to serve the House of Delegates during this Regular Legislative Session of 2013:

Assistant Chief Clerk	Wendi W. Compton
Assistant Journal Clerk	Anita S. Bavis
Proceedings Clerk	Linda Drager

Reading Clerk

C. Rhoades Whitehill

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

### **ORDER**

JANUARY 9, 2013

ORDERED By the House of Delegates of Maryland, that the monies appropriated for the expenses of this Regular Session of 2013 as set forth in the Appropriations Bill, be paid upon joint Order of the President of the Senate and the Speaker of the House.

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

### **ORDER**

JANUARY 9, 2013

ORDERED By the House of Delegates of Maryland, that the Speaker of the House shall appoint the employees necessary for the proper transaction of the business of the Regular Session of 2013, as provided for in the Budget. This order to remain in effect until changed or modified by the House of Delegates of Maryland.

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

### **MESSAGE TO THE SENATE**

January 9, 2013

By The Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates has organized by the election of the Honorable Michael E. Busch, Speaker of the House.

We respectfully propose, with your concurrence, the appointment of a Joint Committee of six members, four on the part of the House and two on the part of the Senate, to



wait upon the Governor and inform him that the General Assembly is now organized and prepared to receive any communications he may desire to make.

We have appointed on the part of the House of Delegates, Delegates Beidle, McHale, A. Miller and Olszewski.

BY ORDER,

Sylvia Siegert  
Chief Clerk

Read and adopted.

### MESSAGE FROM THE SENATE

January 9, 2013

By the Majority Leader,

Ladies and Gentlemen of the House of Delegates:

We have received your message notifying the Senate of the organization of your Honorable Body, and requesting the appointment of a joint committee to wait upon the Governor to inform him that the General Assembly is now prepared to receive any communications which he may desire to make.

We have appointed on the part of the Senate, Senators Garagiola and Pipkin.

The Senate has organized by the election of the Honorable Thomas V. Mike Miller, Jr., as President.

By Order,  
William B.C. Addison, Secretary

Read and ordered journalized.

### MESSAGE FROM THE CHIEF EXECUTIVE

GOVERNOR MARTIN O'MALLEY – 2012 RECESS APPOINTMENTS  
REQUIRING CONFIRMATION BY THE MARYLAND HOUSE OF DELEGATES

(See Exhibit A of Appendix II)

Read and referred to the Committee on Rules and Executive Nominations.

**INTRODUCTION OF BILLS****House Bill 1 – Delegates K. Kelly, Dumais, and Simmons**

AN ACT concerning

**Criminal Law – Cannabimimetic Agents – Prohibition**

FOR the purpose of listing cannabimimetic agents on Schedule I to designate controlled dangerous substances that may not be legally used, possessed, or distributed; defining a certain term; and generally relating to controlled dangerous substances.

BY renumbering

Article – Criminal Law

Section 5–101(e) through (ee), respectively  
to be Section 5–101(f) through (ff), respectively

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 5–101(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Law

Section 5–101(e)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 5–402(d)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 2 – Delegate Sophocleus**

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – Meade High School  
Concession Stand**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$50,000, the proceeds to be used as a grant to the Board of Education of Anne Arundel County for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

### **House Bill 3 – Delegate Beidle**

AN ACT concerning

#### **Motor Vehicles – Mopeds and Motor Scooters – Valid Drivers’ Licenses or Permits**

FOR the purpose of requiring an individual who is operating a moped or motor scooter on a highway in the State to possess a valid driver’s license or a valid moped operator’s permit issued to the individual; making a certain technical correction; and generally relating to the operation of a moped or motor scooter on a highway in the State.

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 16–101(b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Transportation  
Section 16–104.2(a) and (d)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 4 – Delegates Haddaway–Riccio and Eckardt**

AN ACT concerning

#### **Alcoholic Beverages – Brewery License – On–Premises Consumption**

FOR the purpose of authorizing brewery licensees to sell beer to certain persons for on–premises consumption; limiting the total amount of beer that may be sold

annually by a licensee under this Act; and generally relating to alcoholic beverages in the State.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 2–206  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 5 – Delegate Hixson**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Pyramid Atlantic Art Center  
Space at the Silver Spring Library**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of the Pyramid Atlantic Art Center, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 6 – Delegate Hixson**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Takoma Park Silver Spring  
Shared Use Community Kitchen**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Crossroads Community Food Network, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 7 – Delegate Bohanan**

AN ACT concerning

**Southern Maryland Higher Education Council – Modifications**

FOR the purpose of altering the number of members on the Southern Maryland Higher Education Council; requiring the Maryland Higher Education Commission to provide staff for the Council; altering the deadline for the Council to submit a certain final report; extending the termination provisions relating to the Council; and generally relating to the Southern Maryland Higher Education Council.

BY repealing and reenacting, with amendments,  
Chapter 622 of the Acts of the General Assembly of 2011

Read the first time and referred to the Committee on Appropriations.

**House Bill 8 – Delegate Vitale**

AN ACT concerning

**Estates and Trusts – Guardianship Accounts – Form and Limits**

FOR the purpose of authorizing a guardian of the property of a minor in a certain proceeding to petition an orphans' court to deposit certain cash not exceeding a certain amount into a single account; authorizing a deposit under this Act to be made into a certain type of account; and generally relating to guardianship accounts.

BY adding to  
Article – Estates and Trusts  
Section 13–209.1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 9 – Delegate Hixson**

AN ACT concerning

**Health – Food Allergy Awareness**

FOR the purpose of requiring certain food establishments to display, in a certain manner and location, a certain poster relating to food allergies and to include on a menu provided by the food establishment a notice to a customer that the customer should inform the server of any food allergies; requiring, on or before a certain date, the Department of Health and Mental Hygiene, in consultation

with certain entities, to create and make available on its Web site a certain poster and certain notice; requiring certain individuals to view a certain video and be knowledgeable about certain issues concerning food allergies and food preparation under certain circumstances; requiring the Department, in consultation with certain entities, to develop a certain program for food establishments to be designated as food allergy friendly, issue certain guidelines and requirements regarding the program, and maintain and make available to the public on its Web site a certain list of food establishments; authorizing the Department to adopt regulations to carry out certain provisions of this Act; requiring the Governor to annually proclaim a certain week as Food Allergy Awareness Week; requiring the Department, in consultation with certain entities, to report to certain committees of the General Assembly on or before a certain date regarding the impact of certain provisions of this Act; defining a certain term; and generally relating to food allergy awareness.

BY adding to

Article – Health – General  
Section 21–330.2  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Government  
Section 13–601 to be under the new subtitle “Subtitle 6. Commemorative Weeks”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 10 – Delegate Haddaway–Riccio**

AN ACT concerning

#### **Family Law – Denial of Custody or Visitation – Sexual Abuse of a Minor**

FOR the purpose of prohibiting a court, except under certain circumstances, from awarding custody of a child or visitation with a child to a parent who has been found by a court to be guilty of a certain offense of sexual abuse of a minor; providing for the application of this Act; and generally relating to child custody and visitation.

BY repealing and reenacting, with amendments,

Article – Family Law  
Section 9–101.2  
Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 11 – Delegate McMillan**

AN ACT concerning

**Maryland–Mined Coal Tax Credit – Repeal**

FOR the purpose of repealing certain credits allowed against certain taxes for the purchase of Maryland–mined coal; providing for the application of this Act; and generally relating to the repeal of certain credits allowed against certain taxes for the purchase of Maryland–mined coal.

BY repealing

Article – Tax – General

Section 8–406(b) and 10–704.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 12 – Delegate Arora**

AN ACT concerning

**Crimes – Aiming Laser Pointer at Aircraft**

FOR the purpose of making it a misdemeanor to knowingly and willfully shine, point, or focus the beam of a laser pointer on an individual operating an aircraft; exempting certain individuals from this Act under certain circumstances; specifying a penalty; specifying that a sentence imposed under this Act is in addition to a certain other sentence; defining a certain term; and generally relating to the criminal use of a laser pointer.

BY adding to

Article – Criminal Law

Section 3–807

Annotated Code of Maryland

(2002 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 13 – Delegate Cane**

AN ACT concerning

**State Designations – State Sandwich – Soft–Shell Crab Sandwich**

FOR the purpose of designating the soft–shell crab sandwich as the State sandwich.

BY adding to

Article – State Government

Section 13–322

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 14 – Delegates Simmons and K. Kelly**

AN ACT concerning

**Criminal Law – Part–Time School Employees and Coaches – Sexual Contact with Minors**

FOR the purpose of altering the definition of a “person in a position of authority” relating to prohibiting an individual from engaging in a sexual act, sexual contact, or vaginal intercourse with a minor under certain circumstances to remove a limitation to full–time employees and to include certain coaches; and generally relating to a sexual offense involving a person in a position of authority and a minor under certain circumstances.

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 3–307

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 3–308

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 15 – Delegate Bromwell**

AN ACT concerning



### **Secondhand Precious Metal Object Dealers – Locations for Transaction of Business**

FOR the purpose of authorizing a secondhand precious metal object dealer to transact certain business for up to a certain number of days at an event that takes place at a location other than the dealer's fixed business address after giving written notice to certain law enforcement units within a certain period of time; providing for a certain exception to the notice requirement; and generally relating to the authorized locations for the transaction of business by secondhand precious metal object dealers.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 12–206  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 16 – Delegates Arora and Kipke**

AN ACT concerning

#### **State Government – Administrative Procedure Act – Effective Date of Adopted Regulations**

FOR the purpose of altering the effective date of certain regulations adopted under the Administrative Procedure Act; and generally relating to regulations adopted under the Administrative Procedure Act.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 10–117  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 17 – Delegate Reznik**

#### **CONSTITUTIONAL AMENDMENT**

AN ACT concerning

#### **Elective Franchise – Registration and Voting at Polling Places**

FOR the purpose of authorizing the General Assembly to provide by suitable enactment a process to allow a qualified voter to register and vote on election day at a certain polling place in a certain precinct or on a certain day before election day at a certain polling place; making a stylistic change; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an amendment to the Maryland Constitution  
Article I – Elective Franchise  
Section 1 and 2

BY proposing an addition to the Maryland Constitution  
Article I – Elective Franchise  
Section 2A

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 18 – Delegate Vitale**

AN ACT concerning

#### **Anne Arundel County – Alcoholic Beverages – Refillable Container License**

FOR the purpose of creating in Anne Arundel County a refillable container license; authorizing the Board of License Commissioners to issue the license to a holder of certain classes of alcoholic beverages license issued by the Board; specifying that a holder of the license may sell draft beer for consumption off the licensed premises in a certain refillable container; requiring a refillable container to meet certain requirements; requiring an applicant for the license to complete a certain form and pay a certain fee; requiring that certain applicants meet certain advertising, posting of notice, and public hearing requirements; specifying the term of the license; specifying the hours of sale for the license; allowing a holder of the license to refill only a refillable container that was branded by the license holder; requiring the Board to adopt certain regulations; and generally relating to alcoholic beverages in Anne Arundel County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 8–202(a) and (b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article 2B – Alcoholic Beverages  
Section 8–202(l)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 19 – Delegate B. Robinson**

AN ACT concerning

**Minority Business Enterprise Waiver Disclosure Act**

FOR the purpose of altering the frequency and content of certain reports on waivers of minority business enterprise goals as submitted by certain units to the Board of Public Works and the Governor's Office of Minority Affairs; requiring the Governor's Office of Minority Affairs to post certain reports on its Web site; and generally relating to waivers of minority business enterprise goals.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 14–302(a)(8)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 20 – Delegate B. Robinson**

AN ACT concerning

**Minority Business Enterprise Program – Participation Subgoals – Prime Contractors**

FOR the purpose of requiring, under certain circumstances, a unit of State government to count the dollar value of a procurement contract made directly or indirectly with a prime contractor that is a certified minority business enterprise toward meeting the certified minority business enterprise participation subgoal on the contract; and generally relating to participation subgoals under the Minority Business Enterprise Program.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 14–302  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Economic Matters.

**House Bill 21 – Delegate Vitale**

AN ACT concerning

**Property Tax – Exemption for Blind Individuals and Surviving Spouses**

FOR the purpose of increasing the amount of a certain property tax exemption for dwelling houses owned by certain blind individuals or surviving spouses of blind individuals; providing for the application of this Act; and generally relating to a certain property tax exemption for blind individuals.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 7–207  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 22 – Delegate Nathan–Pulliam**

AN ACT concerning

**Adoption – Access to Birth and Adoption Records and Search, Contact, and Reunion Services**

FOR the purpose of making certain provisions of law authorizing access to certain birth and adoption records by certain adoptees and biological parents applicable to adoptions in which a juvenile court entered an order for adoption before a certain date; repealing provisions of law limiting, under certain circumstances, access to certain information in certain birth and adoption records by certain adoptees and biological parents for certain adoptions in which a juvenile court entered an order for adoption on or after a certain date, except under certain circumstances; repealing the right of certain adoptees and biological parents to file a disclosure veto barring the disclosure of certain information in certain birth or adoption records; altering the age at which an adoptee or a biological parent may apply to the Secretary of Health and Mental Hygiene for a copy of certain birth or adoption records; authorizing certain adoptees and biological parents who filed a disclosure veto before a certain date to cancel the disclosure veto; requiring the Secretary to redact from a copy of certain birth and adoption records information concerning certain individuals who filed certain disclosure vetoes before a certain date; requiring the Secretary to collect certain data and make certain reports; altering the age at which certain individuals may apply to the Director of the Social Services Administration to receive adoption search, contact, and reunion services; altering the age of certain individuals who a confidential intermediary is authorized to attempt to contact under certain circumstances; making certain conforming changes; altering a certain

definition; and generally relating to birth and adoption records and adoption search, contact, and reunion services.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–321(a)(3), 5–339(a)(3), 5–351(a), 5–359, 5–3A–19(a), 5–3A–35(c),  
5–3A–42, 5–3B–21(a), 5–3B–29, 5–4B–01, 5–4B–02(a), and 5–4B–11

Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Health – General

Section 4–219(d)

Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 23 – Delegate Beidle**

AN ACT concerning

#### **Condominiums and Homeowners Associations – Contracts for Resale – Notice of Potential Special Assessments**

FOR the purpose of providing that a contract for the resale of a unit in a condominium by a unit owner other than a developer is not enforceable unless the contract contains a certain notice, and the unit owner furnishes to the purchaser certain information, concerning potential special assessments under certain circumstances; providing that a contract for the resale of a lot in a development subject to the authority of a homeowners association is not enforceable by the vendor unless the purchaser is given a certain notice concerning potential special assessments under certain circumstances; providing for the application of this Act; and generally relating to notice of potential special assessments in contracts for resale in condominiums and homeowners associations.

BY repealing and reenacting, with amendments,

Article – Real Property

Section 11–135 and 11B–106

Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 24 – Delegate B. Robinson**

AN ACT concerning

**Minority Business Enterprises – Time Frame and Monitoring of Payments**

FOR the purpose of requiring the Board of Public Works to adopt certain regulations that require a unit to authorize payment to a prime contractor within a certain number of days after completion of the work required by contracts containing minority business enterprise participation goals; requiring the Board, in conjunction with the Governor's Office of Minority Affairs, to establish a process for monitoring certain payments; and generally relating to the adoption of regulations by the Board of Public Works concerning payments to a prime contractor under contracts containing minority business enterprise participation goals.

BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 14–303(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Finance and Procurement  
Section 14–303(b)(19) and (20)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 14–303(b)(19) and (20)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 25 – Delegate B. Robinson**

AN ACT concerning

**Minority Business Enterprises – Board of Public Works – Regulations**

FOR the purpose of requiring the Board of Public Works to adopt certain regulations that impose a penalty on a prime contractor if minority business enterprises listed in a successful bid do not participate to the extent listed in the project; requiring the Board to adopt regulations to require a unit to provide notice to all subcontractors of record for a minority business enterprise procurement contract when payment is made to the prime contractor; and generally relating

to the adoption of regulations by the Board of Public Works concerning the minority business enterprise program.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 14–303  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 26 – Delegate B. Robinson**

AN ACT concerning

#### **Minority Business Enterprise Program – Former Subcontractors Transitioning to Prime Contractors**

FOR the purpose of requiring the Board of Public Works to adopt regulations under the minority business enterprise program that recognize and give credit to certain former subcontractors that submit bids as prime contractors on certain procurement contracts; and generally relating to the minority business enterprise program.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 14–303  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 27 – Delegate Cluster**

AN ACT concerning

#### **Correctional Services – Child Pornography Offenders – Diminution Credits and Parole**

FOR the purpose of prohibiting an inmate who is serving a sentence in a State or local correctional facility for committing certain child pornography offenses from earning diminution credits to reduce the inmate's term of confinement, being released on parole in order to undergo certain treatment, being eligible for parole consideration, or receiving certain deductions from the inmate's term of confinement; and generally relating to child pornography offenders.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 11–207(a) and (b) and 11–208(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 3–702, 7–301(a), and 11–502  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Correctional Services  
Section 7–301(e)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 28 – Delegate Cluster**

AN ACT concerning

#### **Public Safety – Handgun Permits – Renewal Period for Retired Law Enforcement Officer**

FOR the purpose of establishing that a handgun permit issued to a retired law enforcement officer of the State or a county or municipal corporation of the State expires on the last day of the holder's birth month following a certain period after the date the permit is issued and may be renewed for successive periods of a certain length under certain circumstances; and generally relating to handgun permits.

BY repealing and reenacting, without amendments,  
Article – Public Safety  
Section 5–301(a) and (d) and 5–304(b)(1) and (d)(2)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 5–309  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)



Read the first time and referred to the Committee on Judiciary.

**House Bill 29 – Delegate Vitale**

AN ACT concerning

**Electric Companies – Rate Adjustment or Fees to Recover Profits Lost  
During Service Disruption – Prohibition**

FOR the purpose of prohibiting the Public Service Commission from authorizing an electric company to adjust the electric company's rates or impose any fee to recover profits lost during a disruption in electrical service; and generally relating to the adjustment of rates and imposition of fees by an electric company in connection with a disruption in electrical service.

BY adding to

Article – Public Utilities

Section 4–307

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 30 – Delegate Smigiel**

**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

**Gaming – Video Lottery Terminals – Repeal of Constitutional Amendment –  
Changes to Statutory Provisions**

FOR the purpose of repealing Article XIX – Video Lottery Terminals of the Maryland Constitution; specifying in statutory law that the primary purpose of the operation of video lottery terminals is to raise revenue for certain public education goals; requiring in statutory law that a video lottery facility comply with all applicable planning and zoning laws of the local jurisdiction; submitting this amendment to the qualified voters of the State for their adoption or rejection; and generally relating to video lottery terminals.

BY proposing a repeal of the Maryland Constitution

Article XIX – Video Lottery Terminals

Section 1 and the article designation “Article XIX – Video Lottery Terminals”

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–1A–02 and 9–1A–11

Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–1A–03, 9–1A–05(a), and 9–1A–36(g) and (h)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 31 – Delegates Arora and Dumais**

AN ACT concerning

**Criminal Law – Fourth-Degree Sex Offense – School Employees and  
Contractors**

FOR the purpose of altering the definition of “person in a position of authority” relating to prohibiting an individual from engaging in a sexual act, sexual contact, or vaginal intercourse with a minor under certain circumstances to remove a limitation to full-time employees and to include certain contractors or persons employed by or under contract with contractors; and generally relating to a sexual offense involving a person in a position of authority and a minor under certain circumstances.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 3–307  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–308  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 32 – Delegate Arora**

AN ACT concerning

**Drunk Driving – Transporting Minor – Ignition Interlock System Program**

FOR the purpose of requiring individuals who are convicted of certain alcohol-related driving offenses involving transportation of a minor to successfully complete the Ignition Interlock System Program; and generally relating to certain alcohol-related driving offenses involving transportation of a minor and the Ignition Interlock System Program.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 16–404.1(a)(1), (4), and (5) and (d)(1)(ii) and 21–902(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 16–404.1(d)(1)(i)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 33 – Delegate B. Robinson**

AN ACT concerning

#### **Procurement – Minority Business Enterprise Directory – Contract Amount**

FOR the purpose of requiring the minority business certification agency to include the total dollar amount paid by a unit to a minority business enterprise under each contract in a certain minority business enterprise directory; and generally relating to minority business enterprises.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 14–304(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 34 – Delegate Aumann**

AN ACT concerning

#### **State Government – Commemorative Day – German–American Heritage Day**

FOR the purpose of requiring the Governor annually to proclaim a certain day as German–American Heritage Day; requiring the proclamation to urge certain organizations to observe the day with certain activities; and generally relating to German–American Heritage Day.

BY adding to

Article – State Government

Section 13–411

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 35 – Delegate K. Kelly**

AN ACT concerning

#### **Criminal Law – Wearing, Carrying, or Transporting a Handgun – Active Assignment Exception**

FOR the purpose of modifying an exception to the prohibition against wearing, carrying, or transporting handguns that limits the exception to a certain person on active assignment engaged in law enforcement; and generally relating to exceptions to the prohibition against wearing, carrying, or transporting a handgun.

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 4–203(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 4–203(b)(1)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 36 – Delegates Wilson and Arora**

AN ACT concerning

#### **Vehicle Laws – Seat Belts and Child Safety Seats**

FOR the purpose of altering the standard for the number of seat belts required to be equipped in the front and back seats of certain motor vehicles; altering, and extending the application of, the definition of the term “seat belt”; clarifying the circumstances under which certain restraint devices may be sold; altering certain penalties for violations of certain provisions relating to the use of seat belts and child safety seats; repealing a certain exemption relating to transporting more children in a motor vehicle than the number of available seat belts or child safety seats in the motor vehicle; repealing a certain definition; prohibiting a person from operating a motor vehicle unless each occupant is restrained by a seat belt or a child safety seat; prohibiting a person who is at least a certain age from being a passenger in a motor vehicle unless the person is restrained by a seat belt used in accordance with certain instructions; making stylistic changes; clarifying language; making conforming changes; and generally relating to seat belts and child safety seats.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–113(d–1), 22–412, 22–412.2, 22–412.3, and 27–106(b)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 37 – Delegate Nathan–Pulliam**

AN ACT concerning

#### **State Government – Commemorative Days – Maryland Centenarians Day**

FOR the purpose of requiring the Governor annually to proclaim a certain day as Maryland Centenarians Day; and generally relating to commemorative days.

BY adding to

Article – State Government

Section 13–411

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 38 – Delegate Smigiel**

AN ACT concerning

#### **Public Safety – Handgun Permits – Applicant Qualifications**

FOR the purpose of altering a certain list of criteria, a finding of which requires the Secretary of State Police to issue a certain handgun permit to a person, to include a finding that the person has demonstrated competence with a handgun by presenting certain evidence; repealing the requirement that the Secretary find that a person has a good and substantial reason to wear, carry, or transport a handgun before issuing a handgun permit to the person; and generally relating to the issuing of permits to wear, carry, or transport a handgun.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 5–306  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 39 – Delegate Cluster**

AN ACT concerning

#### **Baltimore County Revenue Authority – Member Qualifications – Criminal Conviction Prohibition**

FOR the purpose of providing that a member of the Baltimore County Revenue Authority may not have been convicted of, or pleaded guilty or nolo contendere to, a felony or a misdemeanor other than a minor traffic violation; requiring the Baltimore County Executive, after providing notice and an opportunity for a public hearing, to remove a member of the authority who has been convicted of, or pleaded guilty or nolo contendere to, a felony or a misdemeanor other than a minor traffic violation; and generally relating to the qualifications for members of the Baltimore County Revenue Authority.

BY repealing and reenacting, with amendments,  
The Public Local Laws of Baltimore County  
Section 9–1–102  
Article 3 – Public Local Laws of Maryland  
(2003 Edition and June 2012 Supplement, as amended)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 40 – Delegate Carr**

AN ACT concerning

#### **Residential Property Sales – Disclosure of Utility Consumption**

FOR the purpose of requiring a vendor of certain single family residential property to display or make available certain utility information under certain circumstances; requiring a vendor to make available certain utility information in a certain manner; authorizing a vendor to provide to prospective purchasers a certain home energy rating score; providing that certain information is provided without warranties; providing that the failure of a seller to provide certain information to the purchaser does not give the purchaser the right to rescind a contract of sale based on the failure of the seller to comply with this Act; providing that this Act does not apply to certain sales or transfers of property; providing for the construction and application of this Act; and generally relating to disclosure of utility consumption prior to the sale of single family residential property.

BY repealing and reenacting, without amendments,  
Article – Real Property  
Section 1–101(l) and (n)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Real Property  
Section 10–702.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

## **House Bill 41 – Delegate Cluster**

AN ACT concerning

### **Baltimore County Revenue Authority – Approval of Appointments**

FOR the purpose of providing that appointments to the Baltimore County Revenue Authority by the Baltimore County Executive are subject to the consent of the Baltimore County Delegation to the General Assembly; and generally relating to the appointment process for the Baltimore County Revenue Authority.

BY repealing and reenacting, without amendments,  
The Public Local Laws of Baltimore County  
Section 9–1–102(a)  
Article 3 – Public Local Laws of Maryland  
(2003 Edition and June 2012 Supplement, as amended)

BY repealing and reenacting, with amendments,  
The Public Local Laws of Baltimore County  
Section 9–1–102(b)

Article 3 – Public Local Laws of Maryland  
(2003 Edition and June 2012 Supplement, as amended)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 42 – Delegate Cane**

AN ACT concerning

**Creation of a State Debt – Talbot County – Easton Head Start Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of Shore Up!, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 43 – Delegate Glass**

AN ACT concerning

**Income Tax Credit for Qualifying Employees – Sunset Repeal and Expansion**

FOR the purpose of repealing certain termination provisions and altering certain dates of applicability for certain tax credits allowed to employers that hire certain qualifying individuals with disabilities; allowing an individual or corporation to claim a credit against the State income tax for certain wages paid to certain qualified veterans; providing for the application of this Act; and generally relating to a credit against the State income tax for certain qualified individuals with disabilities and certain qualified veterans.

BY repealing and reenacting, with amendments,

Chapter 112 of the Acts of the General Assembly of 1997, as amended by Chapter 614 of the Acts of the General Assembly of 1998, Chapter 448 of the Acts of the General Assembly of 2000, Chapter 454 of the Acts of the General Assembly of 2003, Chapter 394 of the Acts of the General Assembly of 2006, Chapter 370 of the Acts of the General Assembly of 2007, Chapter 658 of the Acts of the General Assembly of 2008, Chapter 290 of the Acts of the General Assembly of 2009, Chapter 252 of the Acts of the General Assembly of 2010, Chapter 558 of the Acts of the General Assembly of 2011, and Chapter 467 of the Acts of the General Assembly of 2012

Section 4 and 6



BY repealing and reenacting, with amendments,

Chapter 113 of the Acts of the General Assembly of 1997, as amended by Chapter 614 of the Acts of the General Assembly of 1998, Chapter 448 of the Acts of the General Assembly of 2000, Chapter 454 of the Acts of the General Assembly of 2003, Chapter 394 of the Acts of the General Assembly of 2006, Chapter 370 of the Acts of the General Assembly of 2007, Chapter 658 of the Acts of the General Assembly of 2008, Chapter 290 of the Acts of the General Assembly of 2009, Chapter 252 of the Acts of the General Assembly of 2010, Chapter 558 of the Acts of the General Assembly of 2011, and Chapter 467 of the Acts of the General Assembly of 2012

Section 4 and 6

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–704.7

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 44 – Delegate Vitale**

AN ACT concerning

#### **Environment – Maryland Clean Water Fund – Uses**

FOR the purpose of requiring the Department of the Environment to use certain penalties or fines that are paid into the Maryland Clean Water Fund to restore certain areas associated with the penalty or fine; restricting the use of certain penalties or fines for administrative purposes; making certain technical changes; and generally relating to uses of the Maryland Clean Water Fund.

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–320

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 45 – Delegate McMillan**

AN ACT concerning

#### **Real Property – Residential Leases – Interest on Security Deposits**

FOR the purpose of altering the interest rate paid on a security deposit under a residential lease at the end of a tenancy; altering the interest rate paid on a security deposit under a residential lease when an evicted or ejected tenant makes a timely written demand for return of the security deposit; altering the annual interest rate paid by a mobile home park owner on a security deposit at the end of a tenancy; requiring the Department of Housing and Community Development to maintain on its Web site a certain list or a certain calculator; requiring the Department to submit a certain report on or before a certain date; providing for the application of this Act; providing for a delayed effective date; and generally relating to the interest paid on security deposits under residential leases.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 8–203(e) and (h) and 8A–1001(f)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Real Property  
Section 8–203(k)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 46 – Delegate B. Robinson**

AN ACT concerning

#### **Baltimore City – 40th and 41st Legislative Districts – Alcoholic Beverages – Store Closing Hours**

FOR the purpose of altering the time at which establishments issued certain Class A alcoholic beverages licenses in the 40th and 41st Legislative Districts in Baltimore City must stop selling alcoholic beverages; and generally relating to alcoholic beverages sales in Baltimore City.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 11–302(a) and 11–303(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 47 – Delegate McMillan**

AN ACT concerning

**Income Tax – Joint Returns – Married Couples**

FOR the purpose of requiring, except under certain circumstances, a married couple who files a joint federal income tax return to file a joint Maryland income tax return; requiring a married couple who does not file a joint federal income tax return to file a joint Maryland income tax return or a married filing separately Maryland income tax return; providing for the application of this Act; and generally relating to filing joint income tax returns.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–807  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 48 – Delegate B. Robinson**

AN ACT concerning

**Minority Business Enterprises – Not-for-Profit Entities**

FOR the purpose of excluding a not-for-profit entity organized to promote the interests of physically or mentally disabled individuals from a certain definition of minority business enterprise; prohibiting certain contracts from being counted as part of a unit of State government's total dollar value of procurement contracts; authorizing a certain not-for-profit entity participating as a minority business enterprise on a certain procurement contract awarded by a unit before a certain date to continue to participate in that contract until the contract terminates; providing that the not-for-profit entity's participation may not be counted toward achieving certain minority business enterprise participation goals and the unit may not require that a certified minority business enterprise be substituted for the not-for-profit entity in order to meet certain minority business enterprise goals; requiring the Department of Disabilities, in consultation with certain entities, to undertake certain studies and submit to the Legislative Policy Committee a final report on the studies on or before a certain date; providing for the application of this Act; defining a certain term; and generally relating to minority business enterprise participation in State procurement.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement

Section 14–301 and 14–302(a)(1) and (11)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement  
Section 14–302(a)(12)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 49 – Delegate B. Robinson**

AN ACT concerning

#### **Election Law – Petitions – Confidentiality**

FOR the purpose of prohibiting a sponsor or circulator of a petition from disclosing to the public certain information that an individual includes on a petition; prohibiting public inspection of a petition after the petition is filed with the State Board of Elections or a county board of elections, with a certain exception; requiring a custodian to permit a person to inspect a petition if the person requires access to the petition to facilitate judicial review of a determination concerning the sufficiency of the petition; providing that a custodian may not disclose personal information contained in a petition to the general public; defining a certain term; and generally relating to the confidentiality of petitions.

BY repealing and reenacting, without amendments,

Article – Election Law  
Section 6–101(d) and (j) and 6–205(a)(1)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law  
Section 6–203(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Election Law  
Section 6–205(e)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Government  
Section 10–616(v)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 50 – Delegate B. Robinson**

AN ACT concerning

**Minority Business Enterprise Certification – Cap on Personal Net Worth**

FOR the purpose of altering the amount of the cap on the personal net worth requirement for certification as a minority business enterprise; and generally relating to the requirements for certification as a minority business enterprise.

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement  
Section 14–301(j)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 51 – Delegate Smigiel**

AN ACT concerning

**Vehicle Laws – Special Registration Plate – United States Armed Forces**

FOR the purpose of requiring the Motor Vehicle Administration to develop and make available for certain vehicles a special registration plate honoring the armed forces of the United States; authorizing certain persons to apply for the special registration plate; requiring certain owners of vehicles assigned a special registration plate under this Act to pay certain fees; requiring that certain fees be used only for certain purposes; requiring a registration plate issued under this Act to contain a certain graphic design and certain words; requiring the Administration to adopt regulations to carry out the provisions of this Act; and generally relating to a special registration plate honoring the armed forces of the United States.

BY adding to

Article – Transportation  
Section 13–619.3

Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 52 – Delegate Hixson**

AN ACT concerning

**Sales and Use Tax – Tax-Free Periods – University and College Textbooks**

FOR the purpose of designating certain periods each year to be tax-free periods during which an exemption from the sales and use tax is provided for the sale of certain textbooks purchased by certain individuals; defining a certain term; and generally relating to sales and use tax-free periods for the sale of university and college textbooks.

BY adding to

Article – Tax – General

Section 11-232

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 53 – Delegate B. Robinson**

AN ACT concerning

**State Procurement – Use of State Residents and Businesses**

FOR the purpose of requiring a State procurement unit to adopt regulations concerning the use of State residents and businesses for certain procurement contracts; specifying that the regulations require a unit to make a certain determination before awarding each procurement concerning resident bidders or resident offerors; requiring that the regulations encourage a nonresident bidder or nonresident offeror that is awarded a procurement contract to employ State residents and use State businesses in the performance of the procurement contract; and generally relating to regulations concerning the use of State residents and businesses for procurement contracts.

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 14-401

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 54 – Delegate B. Robinson**

AN ACT concerning

**Criminal Procedure – State Vulnerable–Adult Abuser Registry**

FOR the purpose of requiring individuals convicted of vulnerable–adult abuse to register with a certain supervising authority by a certain time; providing that an individual is no longer subject to registration on a certain registry under certain conditions; requiring a certain registrant to provide notice of a change in residence or a change of name in a certain time period; establishing when an individual is considered to be convicted for certain purposes; requiring a certain registration statement to include certain information; requiring individuals convicted of vulnerable–adult abuse to register with a local law enforcement unit every year for a certain term; requiring a registration to include a certain digital image that is required to be updated at least once each year; requiring a supervising authority to provide a registrant with certain information and obtain a certain statement and digital image; requiring the Department of Public Safety and Correctional Services to establish a certain State vulnerable–adult abuser registry; requiring the Department to provide certain information on the Internet; requiring the Department to reimburse local law enforcement units for certain costs; prohibiting an individual from knowingly failing to register or knowingly providing certain false information; providing for certain immunity for certain individuals in certain circumstances; establishing certain penalties for a violation of this Act; defining certain terms; and generally relating to a State vulnerable–adult abuser registry.

BY adding to

Article – Criminal Procedure

Section 11–7A–01 through 11–7A–11 to be under the new subtitle “Subtitle 7A.

Registration of Vulnerable–Adult Abusers”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Judiciary.

**House Bill 55 – Delegate B. Robinson**

AN ACT concerning

**Labor and Employment – Sick Leave Policy – Requirement**

FOR the purpose of requiring an employer to have a policy under which employees of the employer earn sick leave days each month based on the number of hours worked; requiring the sick leave policy to include a provision relating to the prevention of abuse of sick leave by employees; defining a certain term; and generally relating to sick leave policies of employers.

BY adding to

Article – Labor and Employment

Section 3–803

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 56 – Delegates Smigiel and Dumais**

AN ACT concerning

#### **Professional Counselors and Therapists – Qualifications, Surrender of Licenses and Certificates, and Disciplinary Actions**

FOR the purpose of requiring applicants who intend to practice as a clinical alcohol and drug counselor, clinical marriage and family therapist, clinical professional art therapist, clinical professional counselor, certified professional counselor, or certified professional counselor–marriage and family therapist to submit to a certain criminal history records check; requiring certain applicants to submit certain fingerprints and certain fees to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services under certain circumstances; requiring the Central Repository to forward certain information to the State Board of Professional Counselors and Therapists and to certain applicants; providing that certain information is confidential and may be used only for certain purposes; authorizing the subject of a certain criminal history records check to contest the contents of a certain statement; altering certain application requirements; requiring the Board to consider certain facts, circumstances, and evidence in determining whether to grant or renew certain licenses or certificates; prohibiting the Board from issuing or renewing certain licenses or certificates if certain criminal history record information has not been received; requiring the Board to report certain admissions of guilt to local law enforcement agencies under certain circumstances; altering certain requirements for the renewal of certain licenses and certificates; authorizing the Board to deny certain applicants a license or certificate, to place certain license and certificate holders on probation, to reprimand certain license and certificate holders, or to suspend or revoke certain licenses or certificates of certain license or certificate holders for failure to submit to a certain criminal history records check or for engaging in certain behavior with certain patients during certain periods of time; and generally relating to the regulation of professional counselors and therapists.



BY adding to

Article – Health Occupations  
Section 17–301.1, 17–301.2, 17–401.1, and 17–503(d)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations  
Section 17–501, 17–504(d) and (e), 17–508(c), and 17–509  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Health Occupations  
Section 17–508(b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 57 – Delegate B. Robinson**

AN ACT concerning

#### **Department of Health and Mental Hygiene – Health Care Facilities – Abuser Registry**

FOR the purpose of requiring the Secretary of Health and Mental Hygiene to establish a registry that includes certain information on certain employees of health care facilities who provide services to certain individuals and who were terminated for certain reasons; requiring the placement of a certain employee on the registry under certain circumstances; authorizing certain health care facilities to submit the names of former employees to the Secretary for inclusion in the registry; authorizing certain health care facilities to have access to the registry; prohibiting a health care facility from allowing an employee to access the registry except under certain circumstances; authorizing a person responsible for a certain individual to access the registry; requiring a health care facility to adopt a certain procedure, provide certain employee training, and implement a certain quality assurance program; prohibiting a health care facility from hiring certain individuals; defining certain terms; and generally relating to a registry of terminated employees of health care facilities.

BY repealing and reenacting, without amendments,

Article – Health – General  
Section 19–114(d)

Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health – General  
Section 19–347.1 and 19–351(e) and (f)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 19–351(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 58 – Delegate Smigiel**

AN ACT concerning

#### **Sales and Use Tax – Exemption – University and College Textbooks**

FOR the purpose of providing an exemption from the sales and use tax for the sale of certain textbooks purchased by certain individuals; defining a certain term; and generally relating to a sales and use tax exemption for the sale of university and college textbooks.

BY adding to  
Article – Tax – General  
Section 11–232  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 59 – Delegate McMillan**

#### **CONSTITUTIONAL AMENDMENT**

AN ACT concerning

#### **Dedicated State Funds Protection Act**

FOR the purpose of proposing an amendment to the Maryland Constitution prohibiting certain transfers of dedicated State funds to the General Fund

except for certain purposes under certain circumstances; requiring the Governor to include certain provisions in the budget that provide for the repayment of certain dedicated State funds under certain circumstances within a certain period of time; defining a certain term; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an addition to the Maryland Constitution  
Article III – Legislative Department  
Section 53

Read the first time and referred to the Committee on Appropriations.

**House Bill 60 – Delegates Smigiel and Dumais**

AN ACT concerning

**Criminal Law – Professional Counselors and Therapists – Conduct  
(Lynette’s Law)**

FOR the purpose of prohibiting a certain professional counselor or therapist from engaging in a sexual act, sexual contact, or vaginal intercourse with a person who is receiving counseling from the professional counselor or therapist or received counseling from the professional counselor or therapist within a certain period of time; prohibiting a certain professional counselor or therapist from knowingly, and with intent to deceive, making a false statement concerning the person’s criminal record on an employment application; providing for a certain statute of limitations for the prosecution of a violation of this Act; defining certain terms; and generally relating to the conduct of professional counselors and therapists.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 3–307  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–308  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Law  
Section 9–509  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 5–106(z)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 5)

### **ADJOURNMENT**

At 1:02 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Thursday, January 10, 2013.

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**Annapolis, Maryland**  
**Thursday, January 10, 2013**

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The House met at 10:14 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Addie Eckardt of Caroline, Dorchester, Talbot, and Wicomico counties.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 7)

The Journal of January 9, 2013 was read and approved.

**EXCUSES:**

Del. Bobo – business – out of country  
Del. Clippinger – left early – business  
Del. Costa – business  
Del. Donoghue – doctor's appointment  
Del. Guzzone – business  
Del. Harrison – illness  
Del. Love – late – personal  
Del. McDonough – illness  
Del. F. Turner – recovering from surgery

**APPOINTMENTS**

JANUARY 10, 2013

**Resolved, that the Speaker makes the following Committee Appointment:**

Hon. Alonzo T. Washington to the Ways and Means Committee

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

**INTRODUCTION OF BILLS**

**House Bill 61 – Delegates McConkey and Waldstreicher**

AN ACT concerning

**State Brain Injury Trust Fund**

FOR the purpose of establishing the State Brain Injury Trust Fund as a special fund to be used to support certain services for certain individuals with brain injuries; requiring the Secretary of Health and Mental Hygiene or the Secretary's designee to administer the Fund; requiring the Secretary or the Secretary's designee to report to the Governor and the General Assembly on or before a certain date each year; establishing eligibility for individuals to receive assistance from the Fund; requiring that certain investment earnings be credited to the Fund; requiring that a certain amount of the motor vehicle registration fee surcharge be paid into the Fund; defining certain terms; and generally relating to the establishment of the State Brain Injury Trust Fund.

BY adding to

Article – Health – General

Section 13–21A–01 through 13–21A–03 to be under the new subtitle “Subtitle 21A. State Brain Injury Trust Fund”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)69. and 70.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)71.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 13–954

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 62 – Delegate Aumann**

AN ACT concerning

**Property Tax Exemption – Surviving Spouse of a Veteran – Eligibility**

FOR the purpose of exempting a dwelling house from the property tax if the dwelling house is owned by a surviving spouse who receives Dependency and Indemnity Compensation from the United States Department of Veterans Affairs; requiring certain information to be submitted with an application for the property tax exemption; providing for the application of this Act; and generally relating to a property tax exemption for a surviving spouse of a veteran.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 7–208

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 63 – Delegates Cardin, Morhaim, and Stein**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2010 – Baltimore County –  
Owings Mills High School Stadium**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2010 to alter the deadline for the Board of Directors of the Owings Mills High School Sports Boosters, Inc. to present evidence of a certain matching fund and to encumber funds for a certain grant; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2010.

BY repealing and reenacting, with amendments,

Chapter 483 of the Acts of the General Assembly of 2010

Section 1(3) Item ZA02(V) and Item ZA03(AA)

Read the first time and referred to the Committee on Appropriations.

**House Bill 64 – Delegate Busch**

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – Mayo Civic Association  
Community Hall**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$25,000, the proceeds to be used as a grant to the Board of Directors of the Mayo Civic Association, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 65 – Delegate Busch**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2010 – Anne Arundel County –  
Annapolis High School Booster Club Concession Stand**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2010 to alter the deadline for the Board of Directors of the Annapolis High School Sports Booster Club, Inc. to present evidence of a certain matching fund and to encumber funds for a certain grant; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2010.

BY repealing and reenacting, with amendments,  
Chapter 483 of the Acts of the General Assembly of 2010  
Section 1(3) Item ZA03(F)

Read the first time and referred to the Committee on Appropriations.

**MEMORIAL TO FORMER DELEGATES WHO PASSED DURING 2012:**

Former Delegate Kenneth H. Masters of Baltimore County –  
Remarks by Del. Kevin Kelly

Former Delegate Carmena F. Watson of Baltimore City –  
Remarks by Del. Keith Haynes

Former Delegate Alfred J. Lipin of Anne Arundel County –  
Remarks by Del. Mary Ann Love

Former Delegate Richard N. Dixon of Carroll County –  
Remarks by Del. Curt Anderson



Former Delegate Michael R. Gordon of Montgomery County –  
Remarks by Del. Kumar Barve

Former Delegate Michael J. Sprague of Charles County –  
Remarks by Del. John Wood

Former Delegate Clarence M. Mitchell, III –  
Remarks by Del. Keiffer Mitchell

Former Delegate Robert E. Stroble of Baltimore County –  
Remarks by Del. John Olszewski and Del. Wade Kach

Remarks by Del. Anthony O'Donnell

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 130 Members present.

(See Roll Call No. 8)

### **ADJOURNMENT**

At 11:20 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Friday, January 11, 2013 in memory of the former Delegates listed above.

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**Annapolis, Maryland  
Friday, January 11, 2013**

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The House met at 11:09 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Donna M. Stifler of Harford County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 9)

The Journal of January 10, 2013 was read and approved.

**EXCUSES:**

Del. Beidle – illness  
Del. Bobo – business – out of country  
Del. Carr – personal  
Del. Harrison – illness  
Del. Hixson – medical  
Del. Myers – illness  
Del. F. Turner – recovering from surgery  
Del. Waldstreicher – medical

**INTRODUCTION OF BILLS**

**House Bill 66 – Dorchester County Delegation**

**EMERGENCY BILL**

AN ACT concerning

**Dorchester County – Turkey Hunting on Public Land – Sundays**

FOR the purpose of authorizing a person to hunt turkey on public land on certain Sundays in Dorchester County; making this Act an emergency measure; and generally relating to turkey hunting on Sundays.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–410(a)

Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 67 – Delegate Kipke**

AN ACT concerning

**Health Care Decisions Act – Incapacity to Make Informed Decision –  
Certification by Psychologist**

FOR the purpose of altering the certification requirement regarding a patient's incapacity to make an informed decision regarding treatment to allow the second individual making the certification to be a psychologist, rather than a second physician; making conforming and stylistic changes; and generally relating to the certification of a patient's incapacity to make an informed decision regarding treatment.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 5–606  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 68 – Dorchester County Delegation**

AN ACT concerning

**Dorchester County – Alcoholic Beverages – Micro-Breweries**

FOR the purpose of authorizing the Comptroller to issue a Class 7 micro-brewery license to a holder of a Class D beer license in Dorchester County; providing for the hours and days for consumer sales under the Class 7 micro-brewery license; and generally relating to alcoholic beverages in Dorchester County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 2–208(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages

Section 2–208(b) and (f)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 69 – Dorchester County Delegation**

AN ACT concerning

#### **Dorchester County – Restriction on Sunday Gaming – Repeal**

FOR the purpose of repealing a restriction that limits a certain gaming licensee in Dorchester County from holding a gaming event or carnival on a Sunday; and generally relating to Sunday charitable gaming in Dorchester County.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 13–1202 and 13–1203(a)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 13–1204  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 70 – Delegate Carr**

AN ACT concerning

#### **State Government – Access to Public Records in Electronic Formats – Termination Date**

FOR the purpose of extending the termination date for certain provisions of law related to access to public records in certain electronic formats; and generally relating to access to public records in electronic formats.

BY repealing and reenacting, with amendments,  
Chapter 536 of the Acts of the General Assembly of 2011  
Section 2

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 71 – Delegate O'Donnell**

AN ACT concerning

**Homeowner's Insurance – Underwriting Based on Geographic Area**

FOR the purpose of establishing the requirements an insurer must meet before refusing to issue or renew a policy of homeowner's insurance solely because the insured property or the applicant's or insured's address is located within a certain geographic area of the State; requiring an insurer to adopt a certain underwriting standard and file the underwriting standard with the Maryland Insurance Commissioner for approval; specifying the contents of a certain filing; establishing that a certain underwriting standard may not take effect until a certain number of days after it is filed with the Commissioner; establishing certain exceptions; establishing certain requirements for a certain underwriting standard; providing that certain information shall be open to public inspection; authorizing the Commissioner to disapprove a filing under certain circumstances; requiring the Commissioner to send certain notice of disapproval of a filing under certain circumstances; requiring the Commissioner to hold a hearing under certain circumstances; requiring the Commissioner to give certain notice of the hearing; providing that certain provisions of law do not apply to certain policies of homeowner's insurance; and generally relating to underwriting standards for homeowner's insurance.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 19–107

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Insurance

Section 19–215

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 72 – Delegate O'Donnell**

AN ACT concerning

**Natural Resources – Aquaculture Coordinating Council – Reporting Date**

FOR the purpose of altering the date by which the Aquaculture Coordinating Council must make certain proposals and recommendations to the Governor and certain

legislative committees each year; and generally relating to the Aquaculture Coordinating Council.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 4–11A–03.2(a)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 4–11A–03.2(c)(1)(i)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 73 – Delegate O'Donnell**

AN ACT concerning

#### **Presidential Elections – Agreement Among the States to Elect the President by National Popular Vote – Repeal**

FOR the purpose of rescinding the State's consent to enter into the Agreement Among the States to Elect the President by National Popular Vote and repealing the statutory provisions reciting the Agreement; repealing certain provisions of law relating to the nomination of presidential electors; specifying that presidential electors in the State continue to be elected at large by the voters of the entire State and not in accordance with the procedure outlined in the Agreement; specifying that presidential electors cast their votes for the candidates for President and Vice President who received a plurality of the votes cast in the State and not as defined under the Agreement; repealing a certain contingency relating to the State's entry into the Agreement; and generally relating to the repeal of the Agreement Among the States to Elect the President by National Popular Vote.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 8–503 through 8–505

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

(As enacted by Chapters 43 and 44 of the Acts of the General Assembly of 2007)

BY repealing

Article – Election Law

Section 8–5A–01 and the subtitle “Subtitle 5A. Agreement Among the States to Elect the President by National Popular Vote”  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing

Chapter 43 of the Acts of the General Assembly of 2007  
Section 3

BY repealing

Chapter 44 of the Acts of the General Assembly of 2007  
Section 3

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 74 – Delegate Feldman**

AN ACT concerning

#### **Alcoholic Beverages – Consumption of Wine Not Bought from License Holder**

FOR the purpose of expanding the application of a certain provision of law to allow an individual in a restaurant, club, or hotel for which any license allowing the sale of wine is issued to consume wine not purchased from or provided by the license holder only under certain circumstances, including a requirement that the license holder obtain a certain corkage permit; requiring each local licensing board to issue a corkage permit at no charge; clarifying language; and generally relating to the consumption of wine in Montgomery County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages  
Section 12–107(b)(10)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 75 – Delegate Feldman**

AN ACT concerning

#### **Utility Service Protection Program – Annual Report – Deadline**

FOR the purpose of altering the date by which the Public Service Commission must report each year to the General Assembly on terminations of gas or electric service occurring during the previous heating season; and generally relating to the Utility Service Protection Program.

BY repealing and reenacting, without amendments,  
Article – Public Utilities  
Section 7–307(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–307(c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 76 – Delegate Clagett**

AN ACT concerning

#### **Maryland Consolidated Capital Bond Loan of 2011 – Frederick County – Frederick Alliance For Youth – Youth and Community Center**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2011 to alter the grantee and the purpose of a certain grant to allow the grant to be used for a certain building; altering the deadline for a certain grantee to present evidence of a certain matching fund and to encumber funds for a certain grant; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2011.

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011  
Section 1(3) Item ZA02(AL) and Item ZA03(AG)

Read the first time and referred to the Committee on Appropriations.

### **INTRODUCTION OF JOINT RESOLUTIONS**

#### **House Joint Resolution 1 – Delegate Hubbard**

A House Joint Resolution concerning

#### **Reform of the Federal Toxic Substances Control Act of 1976**

FOR the purpose of expressing support for the reform of the federal Toxic Substances Control Act of 1976.



Read the first time and referred to the Committee on Rules and Executive Nominations.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 131 Members present.

(See Roll Call No. 10)

**ADJOURNMENT**

At 11:26 A.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Monday, January 14, 2013.

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**Annapolis, Maryland**  
**Monday, January 14, 2013**

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The House met at 8:04 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Melvin L. Stukes of Baltimore City.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 125 Members present.

(See Roll Call No. 11)

The Journal of January 11, 2013 was read and approved.

**EXCUSES:**

Del. Bobo – business – out of country  
Del. Carr – personal  
Del. Costa – business  
Del. Frick – personal  
Del. Glass – illness  
Del. Griffith – personal  
Del. Haddaway–Riccio – illness  
Del. Harrison – illness  
Del. Jameson – doctor’s appointment  
Del. K. Kelly – business  
Del. McMillan – business  
Del. Niemann – illness  
Del. Parrott – illness  
Del. Waldstreicher – illness

**INTRODUCTION OF BILLS**

**House Bill 77 – Delegate McHale**

AN ACT concerning

**State Government – Commemorative Month – Irish American Heritage  
Month**

FOR the purpose of requiring the Governor to proclaim a certain month each year as  
Irish American Heritage Month; requiring the proclamation to urge certain

organizations to observe the month with certain activities; and generally relating to Irish American Heritage Month.

BY adding to

Article – State Government

Section 13–504

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 78 – Delegates Simmons, Anderson, Bromwell, Cardin, K. Kelly, Kramer, Smigiel, and Vallario**

**EMERGENCY BILL**

AN ACT concerning

**Civil Actions – Personal Injury or Death Caused by Dog – Rebuttable Presumption**

FOR the purpose of establishing that certain evidence creates a certain rebuttable presumption in an action against an owner of a dog for damages for personal injury or death caused by the dog; establishing that certain common law is retained as to certain owners of real property and certain other persons; providing for the construction and application of this Act; stating the intent of the General Assembly; making this Act an emergency measure; and generally relating to civil liability for personal injury or death caused by a dog.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–1901 to be under the new subtitle “Subtitle 19. Personal Injury or Death Caused by Dog”

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 79 – Delegates Nathan–Pulliam, Burns, and Jones**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Youth in Transition School**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$350,000, the proceeds to be used as a grant to the Board of Directors of the National

Center on Institutions and Alternatives, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 80 – Delegates McIntosh, Anderson, and M. Washington**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Stone House Preservation and Rehabilitation**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$275,000, the proceeds to be used as a grant to the Board of Directors of the St. Clare of Assisi, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 81 – Delegates McIntosh, Anderson, and M. Washington**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Rebirth Community Center**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$250,000, the proceeds to be used as a grant to the Board of Directors of Rebirth Ministries, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 82 – Delegate Busch**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2012 – Anne Arundel County –  
Shiplap House**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2012 to repeal a requirement that the Board of Trustees of Historic Annapolis, Inc. provide a certain matching fund for a certain grant; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2012.

BY repealing and reenacting, with amendments,  
Chapter 444 of the Acts of the General Assembly of 2012  
Section 1(3) Item ZA03(J)

Read the first time and referred to the Committee on Appropriations.

**House Bill 83 – The Speaker (By Request – Maryland Judiciary)**

AN ACT concerning

**Judgeships – Court of Special Appeals, Circuit Courts, and District Court**

FOR the purpose of altering the number of judges of the Court of Special Appeals; altering the number of resident judges of the circuit court in certain judicial circuits; altering the number of associate judges of the District Court in certain districts; altering the number of District Court judges to be appointed from a certain county; and generally relating to judgeships in certain courts.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 1–402, 1–503, and 1–603  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 84 – Delegate Busch**

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – William Paca House  
Restoration**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$250,000, the proceeds to be used as a grant to the Board of Trustees of Historic Annapolis, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 85 – Delegate B. Robinson**

AN ACT concerning

**Income Tax – Subtraction Modification – Segal AmeriCorps Education Award**

FOR the purpose of providing a subtraction modification under the Maryland income tax for certain education awards from the Segal AmeriCorps Education Award program; providing for the application of this Act; and generally relating to a Maryland income tax subtraction modification for certain education awards.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–207(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 10–207(aa)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 86 – Delegate B. Robinson**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Licensed Establishments – Sales to Minors**

FOR the purpose of prohibiting holders of certain alcoholic beverages licenses in Baltimore City from selling any item, including nonalcoholic merchandise, to individuals under the age of 18 years; prohibiting a person from requesting or inducing an individual under the age of 18 years to purchase an item from a certain license holder; prohibiting an individual under the age of 18 years from knowingly making a misrepresentation as to the individual's age for a certain purpose; providing a certain penalty; requiring that an individual under the age of 18 years who commits a certain violation be issued a citation and be subject to certain procedures and dispositions; and generally relating to alcoholic beverages establishments in Baltimore City.

BY adding to

Article 2B – Alcoholic Beverages  
Section 12–108(g)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 87 – Delegates Luedtke, Frick, A. Miller, Serafini, Walker, and Zucker**

AN ACT concerning

**Income Tax – Subtraction Modification – Student Loan Debt**

FOR the purpose of allowing a subtraction modification under the Maryland income tax for certain income of certain individuals from the discharge of student loan indebtedness; providing that the amount of the subtraction modification may not exceed a certain amount for certain taxpayers; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for certain income from the discharge of certain indebtedness.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–207(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 10–207(aa)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 88 – Delegates Arora and Feldman**

AN ACT concerning

**Real Property – Refinance Mortgage – Priority over Junior Liens**

FOR the purpose of authorizing a mortgagor or grantor to refinance a first mortgage or deed of trust without obtaining permission from the holder of a certain junior lien under certain circumstances; providing that a certain refinance mortgage shall have the same lien priority as the first mortgage or deed of trust that it

replaces; requiring a certain statement to be printed on a refinance mortgage; defining certain terms; and generally relating to refinance mortgages.

BY repealing and reenacting, without amendments,  
Article – Real Property  
Section 3–203  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Real Property  
Section 7–112  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 89 – Delegates Barkley, Barnes, Burns, Clagett, Davis, Feldman, Haddaway–Riccio, Hershey, Impallaria, Ivey, Jameson, Kaiser, Love, Luedtke, McDermott, W. Miller, Minnick, Reznik, S. Robinson, Rudolph, Schulz, Summers, Vaughn, and Zucker**

AN ACT concerning

**Gas Companies – Rate Regulation – Infrastructure Replacement Surcharge**

FOR the purpose of authorizing a gas company to recover certain costs associated with certain gas infrastructure replacement projects through a certain gas infrastructure replacement surcharge on customer bills; requiring project cost calculations to include certain elements; specifying when costs shall be collectible; specifying how the pretax rate of return shall be calculated and adjusted and what it shall include; prohibiting a certain monthly surcharge from exceeding a certain amount for certain customers; providing for the allocation of certain costs among customer classes; providing that certain adjustments for return on equity shall only be considered and determined in a certain base rate case; requiring the Public Service Commission to consider certain factors when establishing revenue requirements; authorizing the Commission to hold a public hearing on a plan within a certain period of time; requiring the Commission to take final action on a plan within a certain period of time; requiring the Commission to take final action on an amendment to a plan within a certain period of time; authorizing the Commission to approve a plan under certain circumstances; requiring the Commission to approve a cost–recovery schedule under certain circumstances; requiring that a surcharge be in effect for a certain time; requiring a gas company to file base rate case applications within a certain period of time; specifying costs to be included in a surcharge when base rate applications are filed; authorizing a gas company to implement a plan under certain circumstances; requiring a gas company



implementing a plan to make certain refunds under certain circumstances; requiring the Commission to authorize the gas company to increase a surcharge under certain circumstances; prohibiting the Commission from considering certain factors when reviewing a plan except under certain circumstances; requiring a gas company to file certain plan amendments each year with the Commission; authorizing the Commission to review certain plans and take certain actions based on the review; requiring a gas company to file a revised base rate schedule with the Commission to subtract certain costs from a surcharge under certain circumstances; stating the intent of the General Assembly with regard to the surcharge; defining certain terms; and generally relating to natural gas rate regulation and gas infrastructure replacement surcharges.

BY adding to

Article – Public Utilities

Section 4–210

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 90 – Delegates K. Kelly and Kipke**

AN ACT concerning

#### **State Government – Access to Public Records – Handgun Permit Records**

FOR the purpose of requiring a custodian to deny inspection of a record of a certain handgun permit or a certain handgun permit application; requiring a custodian to permit inspection of certain records by a certain person; and generally relating to public inspection of handgun permit records.

BY repealing and reenacting, without amendments,

Article – State Government

Section 10–616(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Government

Section 10–616(v)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 91 – Delegate Stifler**

AN ACT concerning

**Income Tax Checkoff for Wounded Warrior Programs**

FOR the purpose of establishing an income tax checkoff system for voluntary contributions to the Maryland Veterans Trust Fund for services to support injured service members or Wounded Warrior programs; requiring the Comptroller to collect and account for contributions made through the income tax checkoff system and to credit the proceeds to the Maryland Veterans Trust Fund after deducting the amount necessary to administer the checkoff system; authorizing the Department of Veterans Affairs to spend contributed funding on programs to support injured service members; providing for the application of this Act; and generally relating to an income tax checkoff system for contributions to provide certain services for injured service members.

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–912 and 9–913

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Tax – General

Section 2–114 and 10–804(k)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 125 Members present.

(See Roll Call No. 12)

**ADJOURNMENT**

At 8:17 P.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Tuesday, January 15, 2013.

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**Annapolis, Maryland**  
**Tuesday, January 15, 2013**

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The House met at 11:08 A.M. and pledged Allegiance to the Flag.

Prayer by Speaker Michael E. Busch of Anne Arundel County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 124 Members present.

(See Roll Call No. 13)

The Journal of January 14, 2013 was read and approved.

**EXCUSES:**

Del. Bobo – business – out of country

Del. Glass – illness

Del. Harrison – illness

Del. Vallario – business

**INTRODUCTION OF BILLS**

**House Bill 92 – Delegates Jones, Burns, and Nathan–Pulliam**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Easter Seals Adult Day  
Services Center Expansion**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Easter Seals of Greater Washington–Baltimore Region, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 93 – Delegates Jones, Burns, and Nathan–Pulliam**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Diversified Housing Development**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$120,000, the proceeds to be used as a grant to the Board of Directors of Diversified Housing Development, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 94 – Delegate Busch**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2006 – Anne Arundel County – Chesapeake Children’s Museum**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2006 to alter the authorized uses of a certain grant for the Chesapeake Children’s Museum; extending the deadline to expend or encumber the grant; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2006.

BY repealing and reenacting, with amendments,  
Chapter 46 of the Acts of the General Assembly of 2006  
Section 1(3) Item ZA01(N)

Read the first time and referred to the Committee on Appropriations.

**House Bill 95 – Chair, Environmental Matters Committee (By Request – Departmental – Environment)**

AN ACT concerning

**Environment – Permits – New Source Performance Standards**

FOR the purpose of repealing a requirement that the Department of the Environment provide for certain public participation prior to the issuance of a certain permit for a source that is subject to certain federal New Source Performance Standards; and generally relating to ambient air quality control permits and public participation.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 2–404  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 96 – Chair, Environmental Matters Committee (By Request –  
Departmental – Environment)**

AN ACT concerning

**Natural Resources – Restricted Shellfish Harvest Areas – Water Testing**

FOR the purpose of repealing the requirement that the Department of the Environment test the waters in restricted shellfish harvest areas at certain frequencies under certain circumstances; and generally relating to testing the waters in restricted shellfish harvest areas.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 4–742  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 97 – Chair, Environmental Matters Committee (By Request –  
Departmental – Environment)**

AN ACT concerning

**Environment – Sediment Control and Stormwater Management Plans –  
Authority**

FOR the purpose of authorizing the Department of the Environment to designate certain sediment control plan and stormwater management plan review and approval authority; and generally relating to the review and approval of sediment control and stormwater management plans.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 4–105(a), 4–106, and 4–205  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 98 – Delegate Hubbard**

AN ACT concerning

**State Board of Examiners of Psychologists – License Renewal**

FOR the purpose of altering the time period before a license expires by which the Board of Examiners of Psychologists is required to send a renewal notice to a licensee; requiring the Board, under certain circumstances, to send a renewal notice by electronic means to a certain electronic mail address of a licensee; requiring the Board, under certain circumstances, to send a renewal notice to a licensee by first-class mail to a certain address of the licensee; requiring each licensee to notify the Board in writing of any change in address or electronic mail address within a certain number of days after the change occurs; making certain stylistic changes; and generally relating to license renewal by the State Board of Examiners of Psychologists.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 18–309  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 99 – Delegate Hubbard**

AN ACT concerning

**Public Health – Child Care Products Containing Flame–Retardant Chemicals (TRIS) – Prohibition**

FOR the purpose of prohibiting a person from selling or offering for sale certain child care products containing certain flame–retardant chemicals (TRIS) on or after a certain date; providing that this Act does not apply to the sale or distribution of a child care product that is resold, offered for resale, or distributed by a consumer for consumer use; providing for certain penalties; authorizing a court to enjoin certain actions; requiring the Department of Health and Mental Hygiene to adopt certain regulations on or before a certain date; defining certain terms; and generally relating to child care products containing TRIS.

BY adding to  
Article – Health – General

Section 24–306  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

## APPOINTMENTS

JANUARY 15, 2013

BY THE SPEAKER OF THE HOUSE:

RESOLVED, that the Honorable Kumar P. Barve of Montgomery County be appointed as Majority Leader;

That the Honorable Dan K. Morhaim of Baltimore County be appointed Deputy Majority Leader;

That the Honorable James W. Hubbard of Prince George's County be appointed Assistant Majority Leader;

That the Honorable Talmadge Branch of Baltimore City be appointed as Majority Whip;

That the Honorable Carolyn J. B. Howard of Prince George's County be appointed Deputy Speaker Pro Tem;

That the Honorable Rudolph C. Cane of Dorchester and Wicomico Counties be appointed Assistant Speaker Pro Tem;

That the Honorable Brian J. Feldman of Montgomery County be appointed Parliamentarian;

And, That the Honorable Hattie N. Harrison of Baltimore City be appointed Chairman Emeritus.

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

## APPOINTMENTS

JANUARY 15, 2013

RESOLVED, that the Chair and Vice–Chair of the Standing Committees within the House of Delegates be:

APPROPRIATIONS:

Chair           Honorable Norman H. Conway of the Eastern Shore  
Vice–Chair   Honorable James E. Proctor, Jr. of Prince George’s County

ECONOMIC MATTERS:

Chair           Honorable Dereck E. Davis of Prince George’s County  
Vice–Chair   Honorable David D. Rudolph of Cecil County

ENVIRONMENTAL MATTERS:

Chair           Honorable Maggie McIntosh of Baltimore City  
Vice–Chair   Honorable James E. Malone, Jr. of Baltimore County

HEALTH AND GOVERNMENT OPERATIONS:

Chair           Honorable Peter A. Hammen of Baltimore City  
Vice–Chair   Honorable Shane E. Pendergrass of Howard County

JUDICIARY:

Chair           Honorable Joseph F. Vallario, Jr. of Prince George’s County  
Vice–Chair   Honorable Kathleen M. Dumais of Montgomery County

WAYS & MEANS:

Chair           Honorable Sheila E. Hixson of Montgomery County  
Vice–Chair   Honorable Frank S. Turner of Howard County

RULES & EXECUTIVE NOMINATIONS:

Chair           Honorable Anne Healey of Prince George’s County  
Vice–Chair   Honorable Jay Walker of Prince George’s County

COMMITTEE ON PROTOCOL:

Chair           Honorable Mary Ann Love of Anne Arundel County

CONSENT CALENDAR:

Chair           Honorable Kumar P. Barve of Montgomery County

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 135 Members present.



(See Roll Call No. 14)

**ADJOURNMENT**

At 11:19 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Wednesday, January 16, 2013.

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**Annapolis, Maryland**  
**Wednesday, January 16, 2013**

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The House met at 10:05 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Heather R. Mizeur of Montgomery County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 131 Members present.

(See Roll Call No. 15)

The Journal of January 15, 2013 was read and approved.

**EXCUSES:**

Del. Bobo – personal  
Del. Carter – business  
Del. Donoghue – doctor’s appointment  
Del. Harrison – illness  
Del. McConkey – business  
Del. Simmons – illness

**INTRODUCTION OF BILLS**

**House Bill 100 – The Speaker (By Request – Administration)**

AN ACT concerning

**Budget Bill**

**(Fiscal Year 2014)**

FOR the purpose of making the proposed appropriations contained in the State Budget for the fiscal year ending June 30, 2014, in accordance with Article III, Section 52 of the Maryland Constitution; and generally relating to appropriations and budgetary provisions made pursuant to that section.

Read the first time and referred to the Committee on Appropriations.

**House Bill 101 – The Speaker (By Request – Administration)**

AN ACT concerning

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2013,  
and the Maryland Consolidated Capital Bond Loans of 2006, 2007, 2008, 2009,  
2010, 2011, and 2012**

FOR the purpose of authorizing the creation of a State Debt in the amount of One Billion, One Hundred Three Million, Six Thousand Dollars (\$1,103,006,000), the proceeds to be used for certain necessary building, construction, demolition, planning, renovation, conversion, replacement, and capital equipment purchases of the State, for acquiring certain real estate in connection therewith, and for grants to certain subdivisions and other organizations for certain development and improvement purposes, subject to certain requirements that certain matching funds be provided and expended by certain dates; providing generally for the issuance and sale of bonds evidencing the loan; authorizing the creation of State Debt in certain years to be used for certain purposes; prohibiting the expenditure of certain funds until certain Memoranda of Understanding are developed; prohibiting the expenditure of certain funds until a certain university submits a certain report to the Department of Budget and Management; imposing a certain tax on all assessable property in the State; requiring that certain grantees convey certain easements under certain circumstances to the Maryland Historical Trust; providing that the proceeds of certain loans must be expended or encumbered by a certain date; authorizing certain unexpended appropriations in certain prior capital budgets and bond loans to be expended for other public projects; altering certain requirements for certain programs in certain prior capital budgets and bond loans; providing that the authorizations of State Debt in certain prior capital budgets and bond loans be reduced by certain amounts; providing for certain additional information to be detailed about each project in the capital program under certain circumstances; requiring that certain projects be constructed at certain locations; repealing certain requirements for certain appropriations; requiring the Comptroller to make certain transfers, adjustments, and reconciliations; repealing certain Maryland Consolidated Capital Bond Loan Preauthorization acts; providing for a delayed effective date for certain provisions of this Act; and generally relating to the financing of certain capital projects.

BY repealing and reenacting, with amendments,  
Chapter 46 of the Acts of the General Assembly of 2006  
Section 1(3) Item RB27(C)

BY repealing and reenacting, with amendments,  
Chapter 46 of the Acts of the General Assembly of 2006, as amended by Chapter  
488 of the Acts of the General Assembly of 2007, Chapter 485 of the Acts  
of the General Assembly of 2009, and Chapter 444 of the Acts of the  
General Assembly of 2012  
Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 488 of the Acts of the General Assembly of 2007

Section 1(3) Item DE02.01(D)

BY repealing and reenacting, with amendments,

Chapter 488 of the Acts of the General Assembly of 2007, as amended by

Chapter 336 of the Acts of the General Assembly of 2008

Section 1(3) Item VD01(A)

BY repealing and reenacting, with amendments,

Chapter 488 of the Acts of the General Assembly of 2007, as amended by

Chapter 336 of the Acts of the General Assembly of 2008, Chapter 485 of the Acts of the General Assembly of 2009, Chapter 483 of the Acts of the General Assembly of 2010, Chapter 396 of the Acts of the General Assembly of 2011, and Chapter 444 of the Acts of the General Assembly of 2012

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008

Section 1(3) Item QB08(A), QP00(A), and ZA00(R)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by

Chapter 485 of the Acts of the General Assembly of 2009

Section 1(3) Item KA05(B)

BY repealing and reenacting, with 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

Section 1(3) Item MF05(A)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by

Chapter 444 of the Acts of the General Assembly of 2012

Section 1(3) Item DE02.01(H)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by

Chapter 485 of the Acts of the General Assembly of 2009, Chapter 483 of the Acts of the General Assembly of 2010, Chapter 396 of the Acts of the General Assembly of 2011, and Chapter 444 of the Acts of the General Assembly of 2012

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009

Section 1(3) Item DE02.01(E), KA05(C), MF05(A), QG00(A), QP00(A) and (B), and ZA00(V)

BY repealing and reenacting, with amendments,  
Chapter 485 of the Acts of the General Assembly of 2009, as amended by  
Chapter 483 of the Acts of the General Assembly of 2010  
Section 1(3) Item DH01(A)

BY repealing and reenacting, with amendments,  
Chapter 485 of the Acts of the General Assembly of 2009, as amended by  
Chapter 483 of the Acts of the General Assembly of 2010 and Chapter 444  
of the Acts of the General Assembly of 2012  
Section 1(3) Item RE01(B)

BY repealing and reenacting, with amendments,  
Chapter 485 of the Acts of the General Assembly of 2009, as amended by  
Chapter 396 of the Acts of the General Assembly of 2011 and Chapter 444  
of the Acts of the General Assembly of 2012  
Section 1(3) Item QB08.01(A)

BY repealing and reenacting, with amendments,  
Chapter 485 of the Acts of the General Assembly of 2009, as amended by  
Chapter 444 of the Acts of the General Assembly of 2012  
Section 1(3) Item RE01(C)

BY repealing and reenacting, with amendments,  
Chapter 485 of the Acts of the General Assembly of 2009, as amended by  
Chapter 483 of the Acts of the General Assembly of 2010, Chapter 396 of  
the Acts of the General Assembly of 2011, and Chapter 444 of the Acts of  
the General Assembly 2012  
Section 1(1)

BY repealing and reenacting, with amendments,  
Chapter 483 of the Acts of the General Assembly of 2010, as amended by  
Chapter 396 of the Acts of the General Assembly of 2011 and Chapter 444  
of the Acts of the General Assembly of 2012  
Section 1(3) Item QP00(A)

BY repealing and reenacting, with amendments,  
Chapter 483 of the Acts of the General Assembly of 2010, as amended by  
Chapter 444 of the Acts of the General Assembly of 2012  
Section 1(3) Item VE01(A)

BY repealing and reenacting, with amendments,  
Chapter 483 of the Acts of the General Assembly of 2010, as amended by  
Chapter 396 of the Acts of the General Assembly of 2011 and Chapter 444  
of the Acts of the General Assembly of 2012

Section 1(1)

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011  
Section 1(3) Item RB29(A)

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011, as amended by  
Chapter 444 of the Acts of the General Assembly of 2012  
Section 1(1)

BY repealing and reenacting, with amendments,  
Chapter 444 of the Acts of the General Assembly of 2012  
Section 1(3) Item RB34(A), VE01(A), and ZA00(C) and (P)

BY repealing  
Chapter 444 of the Acts of the General Assembly of 2012  
Section 12, 13, and 14

Read the first time and referred to the Committee on Appropriations.

### **House Bill 102 – The Speaker (By Request – Administration)**

AN ACT concerning

### **Budget Reconciliation and Financing Act of 2013**

FOR the purpose of altering the frequency with which certain payments from a certain special fund are required to be paid; requiring the reduction of certain grants and payments under certain circumstances; repealing certain requirements for a certain notice relating to abandoned property to be published in certain newspapers; requiring the Comptroller to maintain, or cause to be maintained, an abandoned property database containing the names and last known addresses, if any, of persons listed in certain reports; requiring the Comptroller to maintain, or cause to be maintained, a certain Internet Web site relating to the abandoned property database; requiring the Comptroller to publish certain notices of a certain Internet Web site; altering certain circumstances under which a county board of education is required to reimburse the Department of Juvenile Services; altering or repealing certain required appropriations; altering the distribution of certain revenue; providing for the transfer of certain funds for certain purposes; repealing certain credits allowed against certain taxes for the purchase of Maryland–mined coal; setting certain limits in increases in payments to certain providers for a certain fiscal year; requiring the Department of Health and Mental Hygiene to achieve certain savings from certain rates; requiring the Health Services Cost Review Commission to conduct a certain study in a certain manner; requiring the Medicaid Program to provide certain information under certain circumstances; providing certain criteria for a

certain study; requiring that a certain report be provided to the Governor and General Assembly on or before a certain date; requiring that the Commission take certain actions to provide certain General Fund savings; defining certain terms; making the provisions of this Act severable; and generally relating to the financing of State and local government.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 11–404(a) and 11–404.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Commercial Law  
Section 17–311(a), (b), and (c)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Commercial Law  
Section 17–311(a), (b), and (c)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 22–306.1(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 5–903(a)(2)(v)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 2–202(a) and 2–606(e)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 2–606(g)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 13–209(g)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Tax – Property  
Section 13–209(h)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Tax – General  
Section 8–406(b) and 10–704.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 103 – Delegates Morhaim, Barve, Cardin, Cluster, Feldman, Frank, Griffith, Hammen, Ivey, Kramer, Lafferty, Luedtke, Mitchell, Mizeur, Murphy, Nathan–Pulliam, Proctor, Reznik, S. Robinson, Stein, F. Turner, Walker, and Zucker**

AN ACT concerning

**School Buildings – Solar Technology – Design Development Documents**

FOR the purpose of requiring the Board of Public Works to adopt certain regulations requiring certain design development documents for the construction or renovation of school buildings to include certain information relating to the use of solar technology; requiring the Interagency Committee on School Construction to submit a certain report that includes certain information to the Governor and the General Assembly on or before a certain date each year; and generally relating to school buildings and solar technology.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 5–301.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.



**House Bill 104 – Delegates McDermott, Afzali, Aumann, Boteler, Cluster, Fisher, Frank, George, Haddaway–Riccio, Hershey, Hogan, Hough, Jacobs, Kach, Kipke, Krebs, McComas, McMillan, W. Miller, Minnick, Myers, Norman, Olszewski, Otto, Ready, Schuh, Smigiel, Stocksdales, Szeliga, Valentino–Smith, Vitale, and Weir**

AN ACT concerning

**Occupational Safety and Health – Good Faith Actions by Business Owners –  
Penalty Forgiveness**

FOR the purpose of prohibiting the Commissioner of Labor and Industry from assessing under certain circumstances a civil penalty against an employer for certain violations of the Maryland Occupational Safety and Health Act, certain orders passed under the Act, or certain regulations adopted to carry out the Act; providing for the termination of this Act under certain circumstances; and generally relating to the enforcement of occupational safety and health standards.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 5–809  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 105 – Delegates Pena–Melnyk, Frush, and Barnes**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Pregnancy Aid Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the Pregnancy Aid Center, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 106 – Delegates McDermott, Afzali, Bates, Beitzel, Cluster, Elliott, Fisher, George, Haddaway–Riccio, Hershey, Hogan, Impallaria, Jacobs, McComas, McConkey, W. Miller, Myers, Norman, Otto, Ready, Schulz, Smigiel, Stifler, Stocksdales, and Szeliga**

AN ACT concerning

**Sustainable Growth and Agricultural Preservation Act of 2012 – Repeal**

FOR the purpose of repealing the Sustainable Growth and Agricultural Preservation Act of 2012 (the Act); repealing certain provisions of law relating to the adoption of certain growth tier designations by certain local jurisdictions; repealing certain provisions of law relating to the authorization of certain subdivisions by a local jurisdiction under certain circumstances; repealing certain provisions of law relating to the resolution of conflicting growth tier designations; repealing a prohibition against the sale or development of certain land unless certain documentation is provided to the Department of the Environment; repealing certain provisions of law relating to the prohibition against the subdivision or resubdivision of a certain tract, parcel of land, or subdivision under certain circumstances, and certain exceptions to the prohibition; repealing the authorization of a local jurisdiction to enact a local law or ordinance for the transfer of certain rights of an owner to subdivide certain property used for agricultural activities under certain circumstances; repealing certain requirements for the approval of a shared facility or community sewerage system; repealing certain mandatory and certain discretionary provisions relating to the adoption of certain growth tiers by certain jurisdictions; repealing the requirement that a local jurisdiction provide documentation to the Department of Planning if the jurisdiction does not adopt a certain tier; repealing the requirement that a local legislative body or planning board hold a certain hearing in certain circumstances; repealing the requirement that a planning board make a certain recommendation under certain circumstances; repealing the requirement that growth tiers adopted by a local jurisdiction meet certain criteria; repealing the requirement that under certain circumstances a local jurisdiction alter the contents of a certain plan; repealing the prohibition against the approval of a certain subdivision unless a planning board reviews and recommends approval under certain circumstances; repealing the requirement that a planning board hold a certain hearing under certain circumstances; repealing the requirement that a planning board review a certain subdivision; repealing the requirement that a planning board recommend a certain subdivision in a certain manner; repealing certain provisions of law relating to the verification by the Department of Planning of a certain yield for zoning; repealing a requirement that each local jurisdiction submit to the Department of Planning a certain definition or description on or before a certain date; repealing a requirement that the Department of Planning prepare a list of certain definitions and descriptions for publication on certain Web sites on or after a certain date; repealing certain provisions of law relating to the requirement that the Department of the Environment propose certain regulations on or before a certain date; repealing a certain provision of law requiring the Department of Planning, in consultation with the Department of the Environment, to submit a certain report to the General Assembly by a certain date; repealing certain defined terms; repealing certain provisions of law

relating to the application of certain provisions of the Act; repealing certain provisions of law relating to the construction of the Act; and generally relating to the subdivision of land and planning for growth.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–206  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Environment  
Section 9–1110  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Land Use  
Section 1–401 and 5–105  
Annotated Code of Maryland  
(2012 Volume)

BY repealing  
Article – Land Use  
Section 1–501 through 1–509 and the subtitle “Subtitle 5. Growth Tiers”; and  
5–104  
Annotated Code of Maryland  
(2012 Volume)

BY repealing  
Chapter 149 of the Acts of the General Assembly of 2012  
Section 4 through 9

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 107 – Delegates Gutierrez, Proctor, Anderson, Barkley, Braveboy, Cardin, Carr, Cullison, Feldman, Frush, Gilchrist, Glenn, Haynes, Healey, Howard, Hucker, Kaiser, A. Kelly, Lee, Luedtke, A. Miller, Mitchell, Nathan–Pulliam, Pena–Melnyk, B. Robinson, S. Robinson, V. Turner, and M. Washington**

AN ACT concerning

**Firearms – Detachable Magazines – Maximum Capacity for Ammunition**

FOR the purpose of altering the maximum capacity for ammunition of a detachable magazine for a firearm that can be sold, offered for sale, purchased, received, or

transferred; altering the maximum capacity for ammunition of a magazine, which, when used by a person in the commission of a felony or crime of violence, results in that person being guilty of a misdemeanor and subject to certain penalties; and generally relating to firearms with detachable magazines.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 4–305 and 4–306  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 108 – Delegate Lafferty**

AN ACT concerning

#### **Housing and Community Development – Neighborhood and Community Assistance Program – Project Proposals**

FOR the purpose of increasing the maximum sum of contributions for certain projects under the Neighborhood and Community Assistance Program that are eligible for a certain tax credit; authorizing the Department of Housing and Community Development to give preference to a proposal for a certain project that benefits a certain neighborhood conservation district; and generally relating to project proposals under the Neighborhood and Community Assistance Program.

BY repealing and reenacting, with amendments,  
Article – Housing and Community Development  
Section 6–405  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 109 – Delegates Hubbard, Valentino–Smith, and Holmes**

AN ACT concerning

#### **Creation of a State Debt – Prince George’s County – Holy Trinity Episcopal Day School Air–Supported Structure (Athletic & Arts Center)**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$50,000, the proceeds to be used as a grant to the Vestry of Holy Trinity Parish for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for

sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 110 – Delegates Hubbard, Valentino-Smith, and Holmes**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Bowie Lions Club  
Renovation**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$25,000, the proceeds to be used as a grant to the Board of Directors of the Bowie Lions Club Foundation, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 111 – Delegates Pena-Melnyk, Barnes, and Frush**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2006 – Prince George’s County  
– College Park City Hall**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2006 to provide that a certain grant for the College Park City Hall may not terminate before June 1, 2015; altering the purpose of a certain grant; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2006.

BY repealing and reenacting, with amendments,  
Chapter 46 of the Acts of the General Assembly of 2006, as amended by Chapter  
707 of the Acts of the General Assembly of 2009  
Section 1(3) Item ZA02(BI)

Read the first time and referred to the Committee on Appropriations.

**House Bill 112 – Delegates Stukes, Conaway, Love, Murphy, B. Robinson, and  
Walker**

AN ACT concerning

**Task Force to Study Abuse of Workers' Compensation**

FOR the purpose of establishing the Task Force to Study Abuse of Workers' Compensation; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its finding to the Governor and General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Abuse of Workers' Compensation.

Read the first time and referred to the Committee on Economic Matters.

**House Bill 113 – Delegate Kipke (By Request – Anne Arundel County Administration) and Delegates George and Vitale**

AN ACT concerning

**Anne Arundel County Board of Education – Selection of Members – Straw Ballot**

FOR the purpose of requiring that a question be placed on the ballot in Anne Arundel County at the November general election of 2014 to determine the sense of the voters of the County on the issue of changing the method of selecting members of the Anne Arundel County Board of Education; providing for the carrying out of the straw ballot; and generally relating to the holding of a straw ballot in Anne Arundel County.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 114 – Delegates Stukes, Braveboy, Conaway, DeBoy, Glenn, Mitchell, B. Robinson, Walker, and M. Washington**

AN ACT concerning

**Task Force to Study Recovery Efforts Following Residential Fires**

FOR the purpose of establishing the Task Force to Study Recovery Efforts Following Residential Fires; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and report on certain issues; requiring the Task Force to make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of

this Act; and generally relating to the Task Force to Study Recovery Efforts Following Residential Fires.

Read the first time and referred to the Committee on Economic Matters.

**House Bill 115 – The Speaker (By Request – Administration)**

AN ACT concerning

**Creation of a State Debt – Qualified Zone Academy Bonds**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$4,549,000, the proceeds to be used as grants to the Interagency Committee on School Construction and the Maryland State Department of Education for certain development or improvement purposes; providing for disbursement of the loan proceeds and the further grant of funds to eligible school systems for certain purposes, subject to a requirement that the grantees document the provision of a required matching fund; providing that, after a certain date, any bonds authorized under this Act shall be canceled and be of no further effect; providing that the proceeds of the loan under this Act shall be expended not later than a certain number of years after the issuance of the bonds authorized under this Act; authorizing the Board of Public Works to sell certain bonds at certain sales in proportion to the documented matching fund; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 116 – Delegates Mitchell, Clippinger, Cluster, Conaway, Cullison, Gutierrez, Haynes, McDermott, Oaks, B. Robinson, and Rosenberg**

AN ACT concerning

**Courts and Judicial Proceedings – Interception of Communications – Abuse or Neglect of Vulnerable Adult and Medicaid Fraud**

FOR the purpose of adding abuse or neglect of a vulnerable adult and offenses relating to Medicaid fraud to those crimes for which certain evidence may be gathered by, and a judge may grant an order authorizing, interception of oral, wire, or electronic communications; and generally relating to interception of communications.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 10–402(c)(2) and 10–406(a)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

## ORDER

JANUARY 16, 2013

RESOLVED, that the Committees appointed by the Speaker during the Regular and Special Sessions of 2012 are hereby continued to serve during the Regular Session of 2013, and be it further ordered that the Speaker is hereby authorized and empowered to fill any vacancies that may exist in said Committees by reason of death, resignation and any other manner.

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

## APPOINTMENTS

JANUARY 16, 2013

RESOLVED, that the Speaker makes the following changes in Committee Assignments:

Hon. Galen Clagett to the Economic Matters Committee

Hon. Glen Glass to the Judiciary Committee

Hon. Samuel I. Rosenberg to the Judiciary Committee

Hon. Don Dwyer to the Ways and Means Committee

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

## APPOINTMENTS

JANUARY 16, 2013

RESOLVED, that the House Chairman of the Joint Statutory Committee be:

Joint Committee on Administrative, Executive, and Legislative Review (AELR)

Hon. Samuel I. Rosenberg of Baltimore City

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK



Read and adopted.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 16)

**ADJOURNMENT**

At 10:14 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Thursday, January 17, 2013.

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**Annapolis, Maryland**  
**Thursday, January 17, 2013**

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The House met at 10:03 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Kathy Szeliga of Baltimore and Harford counties.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 119 Members present.

(See Roll Call No. 19)

The Journal of January 16, 2013 was read and approved.

**EXCUSES:**

Del. Donoghue – illness

Del. Harrison – illness

Del. A. Kelly – personal

**INTRODUCTION OF BILLS**

**House Bill 117 – Delegates Branch, Davis, Glenn, B. Robinson, Tarrant, and Vaughn**

AN ACT concerning

**Consumer Protection – Television Service Providers – Missed Appointments**

FOR the purpose of requiring certain television service providers to notify a subscriber of the subscriber's right to receive an installation or repair service within a certain period of time under certain circumstances; requiring a television service provider and a subscriber to agree on the time at which a certain period begins; establishing certain penalties if a television service provider does not begin an installation or repair service within a certain time period; establishing certain exceptions; prohibiting a television service provider from canceling an installation or repair service appointment with a subscriber after the close of business on a certain day; providing that a certain service contract that waives or modifies certain rights is void; defining a certain term; providing for the application of this Act; and generally relating to television service providers.

BY adding to

Article – Commercial Law  
Section 14–1324  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 118 – Delegate Clagett**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2011 – Frederick County –  
Cultural Arts Center**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2011 to alter the deadline for the Board of Directors of the Frederick Arts Council, Inc. to present evidence of a certain matching fund; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2011.

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011  
Section 1(3) Item ZA02(AK) and Item ZA03(AF)

Read the first time and referred to the Committee on Appropriations.

**House Bill 119 – Delegate Clagett**

AN ACT concerning

**Creation of a State Debt – Frederick County – Mental Health Association  
Building**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Mental Health Association of Frederick County, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 120 – Delegate Clagett**

AN ACT concerning

**Creation of a State Debt – Frederick County – The Jane Hanson National Memorial**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$35,000, the proceeds to be used as a grant to the Board of Directors of The John Hanson Memorial Association, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 121 – Delegate Clagett**

AN ACT concerning

**Creation of a State Debt – Frederick County – Culler Lake Stormwater Management**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Friends of Baker Park, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 122 – Delegate Davis**

AN ACT concerning

**Commercial Law – Automotive Repair Facilities – Tire Repairs**

FOR the purpose of prohibiting an automotive repair facility from repairing a tire unless the facility demounts and removes the tire from the wheel and rim, performs a visual and tactile inspection of the tire's interior and exterior surfaces, and repairs certain damage to the tire in a certain manner; prohibiting an automotive repair facility from repairing a tire under certain circumstances; establishing a certain penalty for a violation of this Act; defining certain terms; and generally relating to automotive repair facilities and the repair of tires.

BY adding to

Article – Commercial Law  
Section 14–1324

Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 123 – Delegate Serafini**

AN ACT concerning

#### **Income Tax – Subtraction Modification – Credit Card Debt Forgiveness**

FOR the purpose of allowing a subtraction modification under the Maryland income tax for certain income of certain individuals from the cancellation of certain consumer debt; providing that the amount of the subtraction modification may not exceed a certain amount for certain taxpayers; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for certain income from the cancellation of certain debt.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–207(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 10–207(aa)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 124 – Delegate Davis**

AN ACT concerning

#### **Public Utilities – Telephone Service – Charges for Directory Assistance**

FOR the purpose of specifying that certain residential customers are entitled to only a certain number of directory assistance calls each month without charge; requiring the Public Service Commission to approve other charges for directory assistance, subject to a certain exception; repealing a provision that authorizes the Commission to establish additional exemptions from directory assistance charges; and generally relating to telephone service and directory assistance.

BY repealing and reenacting, with amendments,  
Article – Public Utilities

Section 8–202  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 125 – Delegate Stukes**

AN ACT concerning

#### **Tax Sales – Reimbursement for Attorney’s Fees**

FOR the purpose of providing that a plaintiff or holder of a certificate of sale in a foreclosure action may be reimbursed up to a certain amount for reasonable attorney’s fees for certain participation in a bankruptcy proceeding or for opening an estate for certain purposes; providing that a plaintiff or holder of a certificate of sale in a foreclosure action may be reimbursed up to a certain amount for certain expenses incurred for opening an estate for certain purposes; and generally relating to tax sales of property.

BY repealing and reenacting, without amendments,  
Article – Tax – Property  
Section 14–833(a) and (a–1)(1) and (3)(vi)4.  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 14–843(a)(4)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 126 – Delegate Davis**

AN ACT concerning

#### **Consumer Protection – Maryland Consumer Protection Act – Scope and Penalties**

FOR the purpose of expanding the definition of “consumer” under the Maryland Consumer Protection Act to include a certain organization that purchases, rents, or leases goods or services for the benefit of the members of the organization; establishing that an unfair or deceptive trade practice includes an act or omission relating to the purchase, rental, or lease by a certain organization of certain goods or services; altering certain criminal penalties for

a violation of the Maryland Consumer Protection Act; and generally relating to the scope of the Maryland Consumer Protection Act and penalties for violations of that Act.

BY repealing and reenacting, without amendments,  
Article – Commercial Law  
Section 13–101(a)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 13–101(c), 13–301(14)(xxix) and (15), and 13–411  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Commercial Law  
Section 13–301(16)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 127 – Delegate Davis**

AN ACT concerning

#### **Labor and Employment – Payment of Overtime Wages**

FOR the purpose of limiting the applicability of an overtime wage provision of law to exclude a certain employer that is subject to Title II of the federal Railway Labor Act, under certain circumstances; and generally relating to the payment of overtime wages.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 3–415  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Labor and Employment  
Section 3–420  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 128 – Delegates M. Washington, Anderson, Beidle, Braveboy, Gaines, Lafferty, Luedtke, McDermott, McIntosh, Mitchell, Mizeur, B. Robinson, Rudolph, Stukes, Summers, and Tarrant**

**EMERGENCY BILL**

AN ACT concerning

**Homestead Tax Credit – Eligibility Verification and Application – Extension**

FOR the purpose of altering the date by which the homestead property tax credit may not be authorized or granted unless a certain application is filed with the State Department of Assessments and Taxation; making this Act an emergency measure; and generally relating to the homestead property tax credit.

BY repealing and reenacting, without amendments,

Article – Tax – Property  
Section 9–105(d)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Tax – Property  
Section 9–105(d)(6)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 129 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)**

AN ACT concerning

**Task Force to Study Implementing a Civil Right to Counsel in Maryland**

FOR the purpose of establishing the Task Force to Study Implementing a Civil Right to Counsel in Maryland; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to certain public officials on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Implementing a Civil Right to Counsel in Maryland.



Read the first time and referred to the Committee on Judiciary.

**House Bill 130 – Chair, Judiciary Committee (By Request – Chief Judge,  
Court of Appeals)**

AN ACT concerning

**Civil Actions – Award of Attorney’s Fees and Expenses**

FOR the purpose of authorizing a court to award a prevailing party reasonable attorney’s fees and expenses in certain civil actions; requiring a court to consider certain factors in determining whether to make a certain award to a prevailing plaintiff; authorizing a court to award attorney’s fees to a prevailing defendant only under certain circumstances; establishing the method of calculating certain awards of attorney’s fees; establishing that a local government employee shall be fully liable for a certain award of attorney’s fees and expenses in a certain action under the Local Government Tort Claims Act; establishing that the limits on the liability of a local government under the Local Government Tort Claims Act do not include a certain award of attorney’s fees and expenses; establishing that the limit on the liability of the State under the Maryland Tort Claims Act does not include a certain award of attorney’s fees and expenses; establishing that certain limits on attorney’s fees under the Maryland Tort Claims Act do not apply to a certain award of attorney’s fees and expenses; defining a certain term; providing for the application of this Act; and generally relating to awarding attorney’s fees and expenses in certain actions.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–1901 and 3–1902, to be under the new subtitle “Subtitle 19. Award of  
Attorney’s Fees and Expenses in Civil Actions”

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5–302(b)(2)(i) and 5–303(a)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 12–104(a)(2) and 12–109

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 131 – Delegate Lafferty**

AN ACT concerning

**Criminal Law – Access to Firearms – Penalties**

FOR the purpose of prohibiting a person from storing or leaving a loaded or unloaded firearm in a location where certain individuals could gain access to the firearm; altering the penalty for a violation of this Act; making certain stylistic changes; and generally relating to access to firearms.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 4–104  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 132 – Delegates Barnes, Frush, and Pena–Melnik**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Laurel Boys and Girls Club Renovation**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of the Laurel Boys and Girls Club, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 133 – Dorchester County Delegation**

AN ACT concerning

**Dorchester County – Alcoholic Beverages – Refillable Containers**

FOR the purpose of creating in Dorchester County a refillable container license; authorizing the Board of License Commissioners to issue the license to holders of certain alcoholic beverages licenses; specifying that a holder of the refillable container license may sell draft beer for consumption off the licensed premises

in a certain refillable container; prohibiting a holder of a refillable container license to display or provide shelving for beer for off-premises consumption; specifying that a container to be used as a refillable container meet certain requirements; requiring that an applicant for a refillable container license meet certain requirements and pay a certain annual license fee; requiring that applicants for a refillable container license meet certain advertising, posting of notice, and public hearing requirements; specifying the term of a refillable container license; specifying the hours of sale for a refillable container license; authorizing a holder of a refillable container license to refill only a container that was branded by the license holder; authorizing the Board to adopt certain regulations; defining a certain term; and generally relating to alcoholic beverages in Dorchester County.

BY adding to

Article 2B – Alcoholic Beverages

Section 8–210

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 134 – Delegates McHale, Hammen, and Clippinger**

AN ACT concerning

#### **Alcoholic Beverages – Baltimore City – 46th District – Class B Location Restrictions – Limited Exemption**

FOR the purpose of authorizing the transfer within a certain area in the 46th Legislative District in Baltimore City of certain alcoholic beverages licenses subject to certain restrictions under certain circumstances; making stylistic changes; and generally relating to alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 9–204.1(e)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 9–204.1(f) and 9–204.3

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 135 – Delegates A. Miller and S. Robinson**

AN ACT concerning

**Environment – Motor Vehicle Batteries – Recycling**

FOR the purpose of requiring any person selling motor vehicle batteries for retail sale in the State to accept all used motor vehicle batteries offered by customers for recycling and to post a sign in accordance with certain requirements; requiring a person accepting used motor vehicle batteries to provide for the recycling of each battery within a certain period of time and in a certain manner; authorizing the Department of the Environment to inspect certain premises under certain circumstances; establishing certain penalties for a violation of this Act; requiring the Department to adopt certain regulations; defining a certain term; and generally relating to motor vehicle battery recycling in the State.

BY repealing and reenacting, without amendments,

Article – Environment

Section 6–1101(a) and (b) and 9–1701(a)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–1701(i) through (s)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY adding to

Article – Environment

Section 9–1701(i) and 9–1712

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 136 – Delegate A. Miller**

AN ACT concerning

**State Personnel – Teleworking – Eligibility**

FOR the purpose of requiring that at least a certain percentage of certain State employees participate in certain telework programs; providing that this Act applies to all employees in the Executive Branch of State government;

authorizing certain supervisors to approve certain requests to telework under certain circumstances; requiring certain supervisors to provide certain State employees certain information in writing; requiring the Department of Budget and Management to submit certain reports to the General Assembly; and generally relating to State personnel and eligibility to telework.

BY adding to

Article – State Personnel and Pensions

Section 2–308

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 137 – Delegates Kipke, Afzali, Aumann, Bates, Beitzel, Boteler, Cluster, Costa, Dwyer, Eckardt, Elliott, Fisher, George, Haddaway–Riccio, Hogan, Hough, Jacobs, Kach, Krebs, McComas, McDonough, McMillan, W. Miller, Myers, Norman, O'Donnell, Otto, Ready, Schuh, Smigiel, Stifler, Stocksdales, Szeliga, and Wood**

AN ACT concerning

**Election Law – Polling Places – Proof of Identity**

FOR the purpose of requiring an election judge to establish a voter's identity by requiring the voter to present certain proof of identity; requiring a voter to vote a provisional ballot if the voter is unable to provide certain proof of identity; prohibiting a person from knowingly and willfully voting or attempting to vote under a false form of identification; making conforming and clarifying changes; and generally relating to requiring voters to present proof of identity at a polling place.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 10–310 and 16–201

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 138 – Delegate Kipke (By Request – Anne Arundel County Administration) and Delegates Dwyer, Hough, and McDonough**

AN ACT concerning

**Video Lottery Proceeds – Education Trust Fund – Security and Mental Health Services at Public Schools**

FOR the purpose of authorizing the use of video lottery proceeds credited to the Education Trust Fund to provide funds for security personnel and equipment at public elementary and secondary schools and for mental health services to students at public elementary and secondary schools; and generally relating to video lottery proceeds and the Education Trust Fund.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–30  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 139 – Delegate O'Donnell**

AN ACT concerning

#### **Training for Public Open Meetings Act**

FOR the purpose of requiring the State Open Meetings Law Compliance Board to develop and offer an online training program on the requirements of the open meetings law to employees, officers, or members of a public body; requiring a public body to designate certain individuals to receive certain online training; requiring the public body to submit a list of the individuals designated to receive certain online training to the Board; requiring certain individuals designated to receive certain online training to complete the training within a certain time period; requiring certain individuals to complete certain annual online training; and generally relating to online training on the requirements of the Open Meetings Act.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 10–502.4(d)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Government  
Section 10–502.7  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 140 – Delegate O'Donnell**

AN ACT concerning

**State Government – Open Meetings Act – Penalty**

FOR the purpose of altering a provision of law governing the penalty for a violation of the Open Meetings Act; requiring the Open Meetings Compliance Board to include any suggestions the Board has concerning the penalties for violations of the Open Meetings Act in a certain annual report to the Governor and the General Assembly; requiring the Attorney General, in collaboration with the Board, to adopt regulations to establish additional penalties for certain violations of the Open Meetings Act; and generally relating to the penalty for a violation of the Open Meetings Act.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 10–502(a) and (d), 10–502.1, and 10–502.4(c)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 10–502.4(e) and 10–511  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 141 – Delegate O'Donnell**

AN ACT concerning

**Ethics Law – Soliciting the Employment of Lobbyist**

FOR the purpose of prohibiting a State official or public official from directly or indirectly initiating a solicitation for a person to retain the services of a particular regulated lobbyist or lobbying firm; and generally relating to the regulation of conduct by State and public officials under the Maryland Public Ethics Law.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 15–102(bb), (ff), and (ll)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 15–506  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 142 – Delegate O'Donnell**

AN ACT concerning

**General Assembly – Advocating for or Directing an Entity to Hire a Member's  
Relative – Prohibited**

FOR the purpose of prohibiting a member of the General Assembly from advocating for or directing that an entity hire the member's relative or the relative of another member from the same legislative district under certain circumstances; defining certain terms; and generally relating to the hiring of a relative of a member of the General Assembly by certain entities.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 2–107, 15–102(x), and 15–511(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Government  
Section 15–511.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 143 – Delegate O'Donnell**

AN ACT concerning

**Former Members of the General Assembly and Former Legislative Branch  
Officials – Employment Restrictions**

FOR the purpose of altering provisions of the ethics law governing the period of time during which certain former members of the General Assembly, and certain former State officials or public officials of the Legislative Branch who had duties substantially related to legislative matters and the General Assembly, are



prohibited from representing or assisting certain parties for compensation in certain matters; making an exception concerning representation by a former member of the General Assembly applicable to certain former State officials or public officials of the Legislative Branch; and generally relating to the employment of certain former members of the General Assembly and certain former Legislative Branch officials by another party for compensation.

BY repealing and reenacting, with amendments,

Article – State Government

Section 15–504

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 144 – Delegate O'Donnell**

AN ACT concerning

#### **Ethics – Executive Branch – Lobbying by Former Officials**

FOR the purpose of prohibiting certain former State officials or public officials of the Executive Branch from engaging in certain employment for a certain period of time; providing exceptions to the employment prohibition; and generally relating to lobbying by former Executive Branch officials.

BY repealing and reenacting, with amendments,

Article – State Government

Section 15–504(d)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 145 – Delegate George**

AN ACT concerning

#### **City of Annapolis – Alcoholic Beverages – Refillable Container License**

FOR the purpose of creating in the City of Annapolis a refillable container license; authorizing the Alcoholic Beverage Control Board to issue the license to a holder of certain classes of alcoholic beverages licenses; specifying that a holder of the license may sell draft beer for consumption off the licensed premises in a certain refillable container; requiring a refillable container to meet certain requirements; requiring an applicant for the license to complete a certain form and pay a certain fee; requiring that certain applicants meet certain

advertising, posting of notice, and public hearing requirements; specifying the term of the license; specifying the hours of sale for the license; allowing a holder of the license to refill only a refillable container that was branded by the license holder; requiring the Alcoholic Beverage Control Board to adopt certain regulations; and generally relating to alcoholic beverages in the City of Annapolis.

BY adding to

Article 2B – Alcoholic Beverages

Section 8–202.2

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 146 – Delegate Kipke (By Request – Anne Arundel County Administration) and Delegates Dwyer, Hough, McDonough, and Szeliga**

AN ACT concerning

**Education – Public Charter Schools – Capital Improvement Requests**

FOR the purpose of making public charter schools eligible to receive State funds for school construction subject to certain requirements; requiring the public charter school to submit a certain request for a capital improvement project to the county board of education; requiring the county board to establish a deadline for request submission; requiring the county board to make a certain evaluation of the request; requiring the county board to provide the public charter school with certain notice by a certain date; requiring the county board to allow the public charter school to make certain corrections in a reasonable time; requiring the Interagency Committee on School Construction and the Board of Public Works to make a certain evaluation of the request; providing for the disbursement of State funds; prohibiting the disbursement of State funds until a certain agreement is made; authorizing the county board and the public charter school to enter into a certain agreement to use alternative financing methods; stating a certain intent of the General Assembly; and generally relating to the capital improvement projects of public charter schools.

BY adding to

Article – Education

Section 9–113

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 147 – Delegates McDermott, Norman, Ready, and Stocksdales**

AN ACT concerning

**Contraband Tobacco Products – Disposition of Seized Contraband**

FOR the purpose of authorizing the Comptroller to authorize a political subdivision to destroy contraband tobacco products seized and forfeited under certain circumstances; and generally relating to the disposition of seized contraband tobacco products.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 13–841  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 148 – Delegates McConkey, Costa, Hubbard, Ivey, Nathan–Pulliam, Oaks, Pena–Melnyk, Sophocleus, and V. Turner**

AN ACT concerning

**State Government – Refund of Fees – Policy**

FOR the purpose of stating the policy of the State regarding the refund of fees paid to a unit; defining a certain term; and generally relating to the policy of the State regarding the refund of fees.

BY adding to  
Article – State Government  
Section 1–102  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 14 – ~~Senator Middleton~~ Senators Middleton, Astle, Garagiola, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Pugh, and Ramirez**

AN ACT concerning

**Utility Service Protection Program – Annual Report – Deadline**

FOR the purpose of altering the date by which the Public Service Commission must report each year to the General Assembly on terminations of gas or electric service occurring during the previous heating season; and generally relating to the Utility Service Protection Program.

BY repealing and reenacting, without amendments,  
Article – Public Utilities  
Section 7–307(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–307(c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 20)

**ADJOURNMENT**

At 10:18 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Friday, January 18, 2013.

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**Annapolis, Maryland  
Friday, January 18, 2013**

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The House met at 11:07 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Michael A. McDermott of Wicomico and Worcester counties.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 127 Members present.

(See Roll Call No. 21)

The Journal of January 17, 2013 was read and approved.

**EXCUSES:**

Del. Barnes – personal  
Del. Burns – personal  
Del. Costa – business  
Del. Donoghue – illness  
Del. Harrison – illness  
Del. Hixson – medical  
Del. Jones – business  
Del. Proctor – funeral  
Del. Valentino-Smith – doctor's appointment  
Del. Wilson – illness

**INTRODUCTION OF BILLS**

**House Bill 149 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Branch, Carter, Clippinger, Conaway, Glenn, Hammen, Haynes, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Rosenberg, and M. Washington**

AN ACT concerning

**Baltimore City – AIDS Prevention Sterile Needle and Syringe Exchange Program**

FOR the purpose of repealing a requirement that the AIDS Prevention Sterile Needle and Syringe Exchange Pilot Program in Baltimore City provide for the exchange of used hypodermic needles and syringes for sterile hypodermic needles and

syringes on a one-for-one basis; altering the name of the Program; and generally relating to AIDS prevention and the use of hypodermic needles and syringes in Baltimore City.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 24–802

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 150 – Delegates Kipke, Aumann, Beidle, Dwyer, Eckardt, Frick, Frush, George, Hough, Kach, Kaiser, Krebs, McComas, McDonough, A. Miller, W. Miller, Norman, Schuh, Sophocleus, and M. Washington**

AN ACT concerning

**Vehicle Laws – Accidents Resulting in Death or Life-Threatening Injury –  
Mandatory Drug and Alcohol Testing  
(Kara’s Law)**

FOR the purpose of requiring a police officer who detains a driver who was involved in a motor vehicle accident that resulted in the death of, or a life-threatening injury to, another person, to require the driver to submit to certain drug and alcohol testing; making certain conforming changes; making a stylistic change; and generally relating to accidents resulting in death or life-threatening injury and mandatory drug and alcohol testing.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–205.1(a)(2), (c), (d)(1), and (f)(1), (7)(i), and (8)(i) and (ii)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 151 – Delegate A. Miller**

AN ACT concerning

**Sales and Use Tax – Tax-Free Period – Emergency Preparedness Equipment**

FOR the purpose of establishing a tax-free period each year during which a certain sales and use tax exemption for the sale of certain emergency preparedness items is provided; requiring the Comptroller of the Treasury to publish a certain

list on or before a certain date; authorizing the Comptroller to amend a certain list under certain circumstances; defining a certain term; and generally relating to sales and use tax exemptions.

BY adding to

Article – Tax – General

Section 11–228.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 152 – Delegates Anderson, Vallario, Carter, Cluster, Conaway, Dumais, Glenn, Hough, Ivey, McComas, McDermott, Mitchell, Parrott, Smigiel, and Valderrama**

AN ACT concerning

**Criminal Procedure – Successive Federal and State Prosecutions – Bar**

FOR the purpose of providing that if an act is a violation of both a State and a federal criminal statute, the commencement of a prosecution under the federal statute bars a prosecution under the State statute; establishing that for certain purposes, a prosecution under a federal statute is deemed to be commenced once jeopardy has attached; providing for the application of this Act; and generally relating to successive federal and State prosecutions.

BY adding to

Article – Criminal Procedure

Section 1–211

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 153 – Delegates Anderson, Vallario, Clippinger, Cluster, Conaway, Dumais, Glenn, Hough, Ivey, McComas, McDermott, Mitchell, Parrott, Smigiel, and Valderrama**

AN ACT concerning

**Office of the Public Defender – Representation at Bail Hearing – Provisional**

FOR the purpose of establishing that the representation provided by the Office of the Public Defender to an indigent individual at a bail hearing before a District Court or circuit court judge shall be limited solely to the bail hearing and shall

terminate automatically at the conclusion of the hearing; and generally relating to representation by the Office of the Public Defender.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 16–204  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 154 – Delegates Anderson, Vallario, Carter, Conaway, Dumais, Glenn, and Smigiel**

AN ACT concerning

**Criminal Procedure – District Court – Stay of Sentence Pending Appeal**

FOR the purpose of requiring the District Court, if a person is convicted of a crime in District Court, to stay any sentence imposed that includes an unserved, nonsuspended period of imprisonment for a certain period of time under certain circumstances; authorizing a defendant to waive a certain stay of sentence pending appeal; and generally relating to criminal appeals.

BY adding to  
Article – Courts and Judicial Proceedings  
Section 12–401(h)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 155 – Delegates Cluster, Boteler, and Bromwell**

AN ACT concerning

**Baltimore County Revenue Authority – Purchases – Competitive Bidding**

FOR the purpose of requiring the Baltimore County Revenue Authority, when the estimated cost of certain commodities and services exceeds a certain amount, to use a certain competitive bidding process to purchase the commodities and services by written, formal contract from a certain bidder after a certain notice; prohibiting the division of a contract or purchase into smaller parts to avoid certain requirements; and generally relating to the purchase of commodities and services by the Baltimore County Revenue Authority.

BY repealing and reenacting, without amendments,



The Public Local Laws of Baltimore County  
Section 9–1–101(a), (b), and (f) and 10–2–401(b)  
Article 3 – Public Local Laws of Maryland  
(2003 Edition and June 2012 Supplement, as amended)

BY adding to

The Public Local Laws of Baltimore County  
Section 9–1–116.1  
Article 3 – Public Local Laws of Maryland  
(2003 Edition and June 2012 Supplement, as amended)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 156 – Delegates Reznik, Barkley, Elliott, Frank, B. Robinson, and M. Washington**

AN ACT concerning

**Criminal Law – Theft of Wheeled Cart – Penalty**

FOR the purpose of altering the penalty for the crime of theft of a wheeled cart; and generally relating to theft of a wheeled cart.

BY repealing and reenacting, with amendments,

Article – Criminal Law  
Section 7–201  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 157 – Delegates Bates, Afzali, Cardin, Dwyer, Frank, George, Guzzone, Haddaway–Riccio, Hogan, McComas, McDermott, McDonough, McMillan, Ready, Smigiel, Sophocleus, Stocksdales, Vitale, and Wood**

AN ACT concerning

**Income Tax – Expensing of Business Property and Bonus Depreciation**

FOR the purpose of limiting the applicability of certain Maryland income tax modifications for certain deductions for the cost of business property placed in service that is treated as an expense for federal income tax purposes; limiting the applicability of certain Maryland income tax modifications for a certain additional depreciation allowance under the federal income tax for business property placed in service; providing for the application of this Act; and

generally relating to certain Maryland income tax modifications with respect to the federal income tax treatment of business property.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–210.1(b)(1) and (3)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–310  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 158 – Delegates Reznik, Barkley, Beidle, DeBoy, Hogan,  
B. Robinson, and M. Washington**

AN ACT concerning

**Vehicle Laws – Child Safety Seats and Seat Belts – Penalty**

FOR the purpose of increasing the fine for failing to secure a child under a certain age in a child safety seat or seat belt while transporting the child in a motor vehicle or operating a motor vehicle; repealing a requirement that court costs are included in a certain fine; making stylistic changes; and generally relating to child safety seats and seat belts.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 22–412.2, 22–412.3, and 27–106(b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 159 – Delegates Hough, Hershey, McDermott, Otto, Ready, Schulz,  
and Smigiel**

AN ACT concerning

**Home Improvement Contractors – Qualifications of Applicants – Trade  
Experience**

FOR the purpose of reducing the amount of trade experience an applicant for a home improvement contractor license must have; and generally relating to qualifications of applicants for home improvement contractor licenses.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 8–302.2  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 160 – Delegate A. Miller**

AN ACT concerning

#### **Bicycles, Play Vehicles, and Unicycles – Riding on Sidewalks**

FOR the purpose of altering a certain restriction on riding a bicycle, play vehicle, or unicycle on a sidewalk or sidewalk area; authorizing a person to ride a bicycle, play vehicle, or unicycle on a sidewalk or sidewalk area unless prohibited by a local ordinance; and generally relating to riding bicycles, play vehicles, and unicycles on sidewalks.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–1103  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 161 – Delegate Carr**

AN ACT concerning

#### **County Property Taxes – Classes of Property – Special Rates and Limits**

FOR the purpose of authorizing the Mayor and City Council of Baltimore City or the governing body of a county to impose property tax on those classes of property that it selects to be subject to property tax; providing that the county property tax is imposed only on assessments made under certain provisions of law; authorizing the Mayor and City Council of Baltimore City or the governing body of a county to set special rates for any class of property that is subject to the county property tax; setting a certain limit on the rate set for certain property; requiring that certain revenue be distributed to a certain transportation fund; authorizing a county governing body, for a certain purpose and under certain

circumstances, to set a property tax rate that is higher than the rate authorized under the county's charter or to collect more property tax revenues than are authorized under the county's charter, notwithstanding a certain provision of law or any provision of the county's charter that places certain limits on that county's property tax rate or revenues; providing for a certain exception to certain requirements regarding county property tax rates; repealing certain obsolete provisions of law; providing for the application of this Act; and generally relating to authority for Baltimore City or a county to select certain classes of property and set certain special tax rates for purposes of county property taxation.

BY repealing

Article – Tax – Property

Section 6–202

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 6–203 and 6–302

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 162 – Caroline County Delegation**

AN ACT concerning

#### **Caroline County – Alcoholic Beverages – Micro–Brewery Licenses**

FOR the purpose of adding Caroline County to the list of counties in which the Comptroller may issue a Class 7 micro–brewery (on– and off–sale) license; adding Caroline County to the list of counties in which a Class 7 micro–brewery licensee may sell at retail beer brewed under the license to customers for consumption off the licensed premises in refillable containers under certain conditions; and generally relating to alcoholic beverages in Caroline County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 2–208

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 163 – Chair, Anne Arundel County Delegation**

## CONSTITUTIONAL AMENDMENT

AN ACT concerning

**Circuit Court for Anne Arundel County – Judges Sitting as Orphans’ Court**

FOR the purpose of requiring the judges of the Circuit Court for Anne Arundel County to sit as the Orphans’ Court for Anne Arundel County; repealing a requirement that the qualified voters of Anne Arundel County elect three orphans’ court judges; generally relating to judges of the Circuit Court for Anne Arundel County sitting as the Orphans’ Court for Anne Arundel County; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an amendment to the Maryland Constitution  
Article IV – Judiciary Department  
Section 20(b) and 40(a)

Read the first time and referred to the Committee on Judiciary.

**House Bill 164 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Department of Health and Mental Hygiene – Regulatory Authority – Permit and Licensing Renewals and Building Plan Reviews**

FOR the purpose of lengthening the renewal period for tissue bank permits and residential service agency licenses; altering the entity to which certain food establishments must submit for review certain plans and specifications before the construction, remodeling, or alteration of the food establishments; making conforming changes; and generally relating to the regulatory authority of the Department of Health and Mental Hygiene and permit and licensure renewals and building plan reviews.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 17–310(a) and (c), 19–4A–03(b), and 21–321  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 17–310(b) and 19–4A–03(a) and (c)  
Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 165 – Delegates Cluster, Afzali, Anderson, Aumann, Bromwell, Conaway, Costa, Eckardt, Elliott, Fisher, Frank, George, Glass, Hershey, Hough, Jacobs, Kach, K. Kelly, Kipke, McComas, McConkey, McDermott, McDonough, W. Miller, Minnick, Mitchell, Myers, Norman, O'Donnell, Ready, Schuh, Schulz, Smigiel, Szeliga, Valentino-Smith, and Weir**

EMERGENCY BILL

AN ACT concerning

**Elementary and Secondary Education – Security – School Resource Officers**

FOR the purpose of requiring each county superintendent of schools to enter into an agreement with an appropriate law enforcement agency to provide a school resource officer to each public elementary and secondary school; providing that additional funding required for certain school resource officers shall be paid from the Education Trust Fund from funds allocated from a certain source; making this Act an emergency measure; and generally relating to school resource officers.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 26–102  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–30  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 166 – Delegates Cluster, Afzali, Beitzel, Boteler, Bromwell, Hershey, Kach, Krebs, McComas, McDermott, W. Miller, Smigiel, and Szeliga**

AN ACT concerning

**Speed Monitoring and Work Zone Speed Control Systems – Daily Calibration and Video Recordings**

FOR the purpose of requiring a speed monitoring system and a work zone speed control system to undergo a daily rather than an annual calibration check that is kept on file and may be admitted as evidence in certain court proceedings; requiring a speed monitoring system and a work zone speed control system to produce a video recording of every violation for which a certain citation is issued; requiring a certain citation to contain certain information relating to the availability of a certain video recording; and generally relating to daily calibration of and video recordings taken by speed monitoring systems and work zone speed control systems.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–809(b)(4) and (d)(1) and 21–810(b)(6) and (d)(1)

Annotated Code of Maryland

(2012 Replacement Volume)

BY adding to

Article – Transportation

Section 21–809(b)(5) and 21–810(b)(8)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 167 – Delegates Ivey, Afzali, Anderson, Aumann, Barkley, Barnes, Barve, Bohanan, Branch, Braveboy, Bromwell, Burns, Cane, Cardin, Carter, Clippinger, Conaway, Cullison, Davis, Elliott, Feldman, Frick, Frush, Gaines, George, Gilchrist, Glass, Glenn, Griffith, Guzzone, Hammen, Haynes, Healey, Hershey, Holmes, Howard, Hubbard, Hucker, James, Jameson, Jones, Kach, Kaiser, Kipke, Kramer, Krebs, Luedtke, McConkey, McDonough, A. Miller, Mitchell, Morhaim, Myers, Nathan–Pulliam, Niemann, Norman, Oaks, Olszewski, Pena–Melnik, Ready, Reznik, B. Robinson, S. Robinson, Serafini, Smigiel, Stein, Stukes, Summers, Tarrant, F. Turner, V. Turner, Valderrama, Valentino–Smith, Waldstreicher, Walker, A. Washington, M. Washington, Wilson, Wood, and Zucker**

AN ACT concerning

**State Government – Commemorative Days – Maryland Emancipation Day**

FOR the purpose of requiring the Governor annually to proclaim a certain day as Maryland Emancipation Day; and generally relating to commemorative days.

BY adding to

Article – State Government

Section 13–411

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 168 – Delegates Ivey, Niemann, and Summers**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Cheverly United Methodist Church Kitchen and Public Accessibility Project**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Trustees of the Cheverly Community Church of Evangelical Brethren Church for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 169 – Delegates Ivey, Niemann, and Summers**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – St. Ann’s Security Renovations**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$40,000, the proceeds to be used as a grant to the Board of Directors of St. Ann’s Center for Children, Youth, and Families, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.



**House Bill 170 – Delegate Clagett**

AN ACT concerning

**Election Law – Early Voting Centers**

FOR the purpose of establishing a certain minimum and maximum number of early voting centers required to be established in certain counties; and generally relating to the number of early voting centers in certain counties.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 10–301.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 171 – Delegate Clagett**

AN ACT concerning

**Motor Vehicle Administration – Organ Donation – Presumed Consent  
(Patricia Hanberry Gift of Life Act)**

FOR the purpose of requiring the Motor Vehicle Administration to notify an applicant for a driver's license or identification card that the applicant shall be deemed to have consented to be an organ donor unless the applicant expressly chooses not to consent; requiring the Administration to provide for a method by which the applicant can designate that the applicant does not consent to being an organ donor; requiring the Administration to indicate whether an individual is an organ donor on the individual's driver's license or identification card; clarifying language; and generally relating to a presumption of consent to organ donation by an applicant for a driver's license or identification card.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 12–303  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 172 – Charles County Delegation**

AN ACT concerning

**Charles County – Alcoholic Beverages Licensees – Nonalcoholic Items –  
Hours of Sale**

FOR the purpose of specifying the days and hours during which alcoholic beverages licensees in Charles County may sell nonalcoholic items; making stylistic changes; and generally relating to alcoholic beverages licensees in Charles County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 11–509  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 173 – Charles County Delegation**

AN ACT concerning

**Vehicle Laws – Charles County – Golf Cart Zones**

FOR the purpose of providing that the Maryland Vehicle Law does not preclude Charles County from designating golf cart zones on county highways or from administering the operation and maintenance of golf cart zones; and generally relating to the designation and administration of golf cart zones in Charles County.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 25–102(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 174 – Delegate Jameson**

AN ACT concerning

**Workers' Compensation – Payment for Physician–Dispensed Prescriptions –  
Limitations**

FOR the purpose of prohibiting employers or their insurers, except under certain circumstances, from being required to pay for a prescription that is dispensed by a physician to certain covered employees; and generally relating to payment for prescriptions dispensed by physicians to covered employees.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 9–660  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Labor and Employment  
Section 9–660.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 175 – Frederick County Delegation**

AN ACT concerning

#### **Frederick County – Slot Machines for Nonprofit Organizations**

FOR the purpose of adding Frederick County to the list of counties in which certain nonprofit fraternal, religious, and war veterans' organizations may own and operate a certain number of slot machines under certain circumstances; and generally relating to slot machines in Frederick County.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 12–304  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 22)

### **ADJOURNMENT**

At 11:22 A.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Monday, January 21, 2013.

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**Annapolis, Maryland**  
**Monday, January 21, 2013**

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The House met at 8:01 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Melony G. Griffith of Prince George's County.

The Honorable Adrienne A. Jones, Speaker Pro Tem, Presiding.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 117 Members present.

(See Roll Call No. 23)

The Journal of January 18, 2013 was read and approved.

**EXCUSES:**

Del. Anderson – Presidential Inauguration  
Del. Carr – illness  
Del. Dwyer – personal  
Del. Harrison – illness  
Del. Kaiser – illness  
Del. K. Kelly – business  
Del. McDonough – business  
Del. McIntosh – personal  
Del. McMillan – business  
Del. Mizeur – Presidential Inauguration  
Del. Myers – business  
Del. Nathan–Pulliam – Presidential Inauguration  
Del. Smigiel – medical

**INTRODUCTION OF BILLS**

**House Bill 176 – Delegates Krebs, Afzali, Aumann, Barkley, Bates, Beitzel, Boteler, Bromwell, Cluster, Dwyer, Eckardt, Elliott, Fisher, Frank, Glass, Haddaway–Riccio, Hogan, Hough, Jacobs, Kach, Kipke, McComas, McDermott, McDonough, McMillan, W. Miller, Minnick, Myers, Norman, O'Donnell, Otto, Parrott, Ready, Schuh, Schulz, Smigiel, Stifler, Stocksdales, Szeliga, Vitale, and Wood**

**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

**Transportation Trust Fund Protection Act**

FOR the purpose of proposing an amendment to the Maryland Constitution to establish a Transportation Trust Fund to be used only for purposes relating to transportation with a certain exception; prohibiting the reversion or crediting of any part of the Transportation Trust Fund to the General Fund or a special fund of the State; requiring that certain taxes, fees, charges, and revenues be credited to the Transportation Trust Fund; authorizing the use of funds in the Transportation Trust Fund for defense or relief purposes if the State is invaded or a major catastrophe occurs and the Governor and the General Assembly take certain actions and provide for the repayment of the funds; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an addition to the Maryland Constitution  
Article III – Legislative Department  
Section 53

Read the first time and referred to the Committee on Appropriations and the Committee on Ways and Means.

**House Bill 177 – Delegates Gutierrez, Carr, and Waldstreicher**

AN ACT concerning

**Creation of a State Debt – Montgomery County – The Writer’s Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of The Writer’s Center, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 178 – Delegates Glenn and Haddaway–Riccio**

AN ACT concerning

**Criminal Law – Dangerous Dogs – Registration and Penalties**

FOR the purpose of requiring the owner of a dangerous dog to obtain a certain registration certificate from a local animal control unit within a certain period

of time; requiring the owner to pay a certain fee set by the animal control unit; requiring a certain registration certificate to include certain information; requiring a local animal control unit to issue a certain registration certificate if the owner of a dangerous dog provides certain satisfactory evidence; requiring a certain registration certificate to be renewed annually at a fee set by the local animal control unit; requiring the owner of a dangerous dog to notify the local animal control unit of certain changes in information; requiring certain animal control units to forward certain information to the State Board of Veterinary Medical Examiners in the State Department of Agriculture; requiring the Board to publish certain information on a certain Web site; prohibiting a person from importing a dangerous dog into the State; prohibiting a person from selling, adopting, or otherwise transferring a dangerous dog in the State to another person other than an animal control unit; establishing certain penalties for certain violations of this Act; establishing certain penalties for the owner of a dangerous dog if the dangerous dog kills or inflicts injury on a person or on a domestic animal; establishing a certain penalty for the owner of a dangerous dog if the dog kills or inflicts severe injury on a person caused by the owner's gross negligence or reckless, wanton, or intentional misconduct; prohibiting a court from imposing less than a certain mandatory minimum sentence; prohibiting a court from suspending any part of a certain mandatory minimum sentence; requiring an owner of a potentially dangerous dog who sells or gives the dog to another to make a certain written notification; removing a certain act from the list of acts for which a certain unit may determine that a dog is potentially dangerous; defining certain terms; and generally relating to registration of dangerous dogs.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 10-619  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 179 – Delegates Hubbard, Hammen, Bobo, Elliott, Frush, Griffith, Krebs, Murphy, Nathan-Pulliam, Oaks, Pena-Melnyk, Rosenberg, and V. Turner**

AN ACT concerning

**Pharmacists – Administration of Vaccinations – Expanded Authority and Reporting Requirements**

FOR the purpose of altering the authority of pharmacists to administer certain vaccinations to certain individuals; authorizing a pharmacist to administer certain vaccinations to an individual in a certain age group who has a prescription or to an adult under a written protocol that meets certain

requirements; altering a certain vaccination reporting requirement; requiring a pharmacist to inform certain health care practitioners that a vaccination has been administered; repealing a requirement that the State Board of Pharmacy, the State Board of Physicians, and the State Board of Nursing meet periodically and take certain actions relating to certain regulations; requiring the Secretary of Health and Mental Hygiene, in consultation with a workgroup of stakeholders, to study the feasibility and desirability of requiring certain health care providers who administer vaccinations to report the vaccinations to the ImmuNet Program; requiring the study to take certain factors into account; requiring the Secretary to submit the findings and recommendations of the study to certain legislative committees on or before a certain date; making certain conforming changes; providing for the effective dates of this Act; and generally relating to the authority of pharmacists to administer vaccinations and requiring reporting of vaccinations.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 12–508  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 12–508(a)(4)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)  
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 180 – Delegates Glenn, Morhaim, Anderson, Carter, Conaway, Mitchell, Oaks, B. Robinson, and Vallario**

AN ACT concerning

**Medical Marijuana – Caregiver – Affirmative Defense**

FOR the purpose of establishing that it is an affirmative defense to a prosecution for the possession of marijuana or the possession of certain drug paraphernalia that the marijuana or drug paraphernalia was intended for medical use by an individual with a certain debilitating medical condition for whom the defendant is a certain caregiver; prohibiting a certain defendant from asserting a certain affirmative defense unless, at least a certain number of days before trial, the defendant notifies the State's Attorney of the defendant's intention to assert the affirmative defense and provides the State's Attorney with certain documentation; prohibiting a certain affirmative defense from being used under

certain circumstances; defining a certain term; and generally relating to the medical use of marijuana.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 5–601(c)(3) and 5–619(c)(4)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 181 – Delegates Ready, Afzali, Boteler, Dwyer, Eckardt, Elliott, George, Haddaway–Riccio, Hogan, Hough, Jacobs, Kach, Kipke, Krebs, McDermott, W. Miller, Norman, Otto, Schuh, Schulz, Serafini, Smigiel, and Wood**

AN ACT concerning

**Corporate Income Tax – Rate Reduction**

FOR the purpose of altering the State income tax rate on the Maryland taxable income of corporations; providing for the application of this Act; and generally relating to the Maryland corporate income tax.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–105(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 182 – Delegate Kramer**

AN ACT concerning

**Business Regulation – Other Tobacco Products Wholesalers – License Fee  
Exception for Cigarette Subwholesalers**

FOR the purpose of exempting a person who is licensed under a certain provision of law to act as a cigarette subwholesaler from the requirement that an applicant for a license to act as an other tobacco products wholesaler pay a certain license fee; and generally relating to license fee requirements for other tobacco products wholesalers.

BY repealing and reenacting, with amendments,  
Article – Business Regulation



Section 16.5–203(d)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 183 – Delegates K. Kelly, Anderson, Clippinger, Dumais, Mitchell, Simmons, Valderrama, and Waldstreicher**

AN ACT concerning

**Correctional Training Commission – Correctional Officer Members**

FOR the purpose of requiring that certain members of the Correctional Training Commission be correctional officers only rather than correctional officers or officials of the State; requiring that certain members of the Commission be recommended by the exclusive representative for the correctional officers before appointment by the Governor; and generally relating to membership of the Correctional Training Commission.

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 8–204  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 184 – Delegates Lafferty, Beidle, Bromwell, Cardin, Haddaway–Riccio, Hershey, Holmes, Jacobs, Luedtke, McIntosh, Niemann, O'Donnell, Otto, S. Robinson, and Stein**

AN ACT concerning

**Income Tax Credit – Oyster Shell Recycling**

FOR the purpose of allowing an individual or corporation a credit against the State income tax for each bushel of oyster shells recycled during the taxable year; requiring an individual or corporation that claims the credit to provide verification of the amount of oyster shells recycled; providing that the credit may not exceed a certain amount; providing that the credit may not be carried forward to another taxable year; requiring the Department of Natural Resources and the Comptroller jointly to adopt certain regulations; providing for the application of this Act; and generally relating to an income tax credit for oyster shell recycling.

BY adding to

Article – Tax – General  
Section 10–724.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 185 – Delegates Cardin, Morhaim, Stein, Stukes, Walker, and  
M. Washington**

AN ACT concerning

**State Employee and Retiree Health and Welfare Benefits Program – Health  
Improvement and Cost Savings Act of 2013**

FOR the purpose of requiring the Secretary of Budget and Management, in consultation with the Department of Health and Mental Hygiene, to establish a wellness pilot project in the State Employee and Retiree Health and Welfare Benefits Program; requiring the wellness pilot project to achieve certain savings through participation in certain programs by State employees and their dependents; establishing the dates on which the wellness pilot project begins and ends; requiring participation in the wellness pilot project to be voluntary for Program enrollees; requiring the Program to provide monetary incentives, not to exceed a certain amount, for participation in certain programs; requiring the Secretary, in consultation with the Department, to establish certain participation requirements and a process for providing a monetary incentive; requiring the Secretary, in consultation with the Department, to adopt regulations to establish certain evidence-based criteria; requiring the Secretary, on or before a certain date, to report to the General Assembly on the implementation of this Act; requiring certain expenses to be paid for in a certain manner; providing for the termination of this Act; defining certain terms; and generally relating to a wellness pilot project in the State Employee and Retiree Health and Welfare Benefits Program.

BY repealing and reenacting, without amendments,  
Article – State Personnel and Pensions  
Section 2–501(b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Personnel and Pensions  
Section 2–503.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations and the Committee on Health and Government Operations.

**House Bill 186 – Delegate McDermott**

AN ACT concerning

**Courts and Judicial Proceedings – Fees for Traffic and Criminal Convictions  
– Law Enforcement Training and Technology Fund**

FOR the purpose of establishing the Law Enforcement Training and Technology Fund; adding a certain additional fee to the costs of traffic and criminal case convictions; requiring the Comptroller to distribute certain fees collected into the Fund; establishing the purpose, administration, status, and composition of the Fund; requiring the Treasurer to invest the money in the Fund in a certain manner; requiring the Executive Director of the Governor’s Office of Crime Control and Prevention to distribute money from the Fund to local law enforcement agencies annually in a certain manner; requiring each local law enforcement agency to provide proof of certain expenditures to the Executive Director; requiring the Executive Director to make a certain annual report; defining certain terms; and generally relating to the Law Enforcement Training and Technology Fund.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 7–301 and 7–409  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Public Safety  
Section 4–401 through 4–404 to be under the new subtitle “Subtitle 4. Law Enforcement Training and Technology Fund”  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 187 – Delegate W. Miller**

AN ACT concerning

**Consumer Protection – Health Clubs – Surety Bond Requirements**

FOR the purpose of altering a certain cap on the amount of a surety bond, letter of credit, or cash that persons who sell health club services agreements must file or maintain under the Maryland Health Club Services Act; establishing

requirements for certain surety bonds; altering the circumstances under which the amount of certain surety bonds must be increased or may be decreased by persons who sell health club services agreements; specifying the manner in which the amount of certain surety bonds must be increased or may be decreased; repealing a certain prohibition on the sale of health club services agreements by certain registrants under certain circumstances; and generally relating to the Maryland Health Club Services Act and surety bond requirements.

BY repealing and reenacting, without amendments,  
Article – Commercial Law  
Section 14–12B–02(a) and (b)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 14–12B–02(e)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 188 – Delegates McDermott, Barkley, Haddaway–Riccio, Hershey, Hough, Jacobs, W. Miller, Otto, Ready, Smigiel, Stocksdales, and Vitale**

AN ACT concerning

**Retail Service Stations – Disaster Preparation – Generator Tax Credit**

FOR the purpose of requiring the governing body of a county or municipal corporation to grant a certain property tax credit for generators or wiring and transfer switches at retail service stations; establishing when the tax credit may be granted; establishing the amount of the tax credit; requiring the governing body of a county or municipal corporation to establish certain procedures for the approval of tax credits; defining certain terms; providing for the application and termination of this Act; and generally relating to generators at retail service stations.

BY adding to  
Article – Tax – Property  
Section 9–110  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 189 – Delegate Feldman**

AN ACT concerning

**Courts – Peace Orders – Acts Committed Against Employees**

FOR the purpose of altering the definition of “petitioner” under provisions of law relating to peace orders; authorizing a petitioner to file a petition for a peace order for certain acts committed against the petitioner’s employee; authorizing a District Court commissioner to issue an interim peace order to protect a petitioner’s employee under certain circumstances; authorizing a court to issue a temporary peace order or final peace order to protect a petitioner’s employee under certain circumstances; defining certain terms; providing that certain provisions do not alter a certain duty; providing that an employer acting in a certain manner is immune from liability except under certain circumstances; establishing that a certain failure to act is not negligence and evidence of a certain failure to act is not admissible for a certain purpose; providing for the construction of certain provisions of this Act; making certain conforming changes; and generally relating to peace orders.

BY repealing and reenacting, without amendments,  
Article 1 – Rules of Interpretation  
Section 15  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–1501 through 3–1505  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Courts and Judicial Proceedings  
Section 3–1511  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 190 – Delegates Mitchell, Clippinger, Hubbard, and McDermott**

AN ACT concerning

**District Court Electronic Citation Fund and Fee**

FOR the purpose of altering certain court costs in a District Court traffic case; altering certain court costs in a District Court criminal case; requiring the Comptroller to pay annually from certain court costs a certain amount per case into the District Court Electronic Citation Fund; requiring the Comptroller to pay annually from certain court costs a certain amount per case to a certain arresting agency for a certain purpose; establishing the District Court Electronic Citation Fund; providing for the funding sources for the Fund; providing that the Fund is a special, continuing, nonlapsing fund that is not subject to a certain provision of law; requiring the State Treasurer to hold the Fund separately and the Comptroller to account for the Fund; requiring that the Fund be invested and reinvested in the same manner as other State funds; providing that the Fund is subject to audit by the Office of Legislative Audits; requiring the Clerk of the District Court to use the Fund for a certain purpose; providing that this Act does not prohibit the Fund from receiving money from any source; and generally relating to the District Court Electronic Citation Fund and fee.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 7–301(a), (b), and (e)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Procedure  
Section 4–110  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 191 – Delegates Mitchell, Bromwell, Afzali, Branch, Braveboy, Cardin, Carter, Glenn, Pena–Melnik, B. Robinson, Smigiel, Stukes, Walker, M. Washington, and Wilson**

AN ACT concerning

**Procurement – Maryland Buy American Steel and Manufactured Goods Act**

FOR the purpose of altering the Maryland Buy American Steel Act to include American manufactured goods; requiring a public body to require that certain contractors and subcontractors use or supply only American manufactured goods under certain procurements; defining a term; providing for the application of this Act; requiring a public body to give a certain notice; requiring the Board of Public Works to adopt certain regulations regarding the granting of a preference for the use of American manufactured goods; and generally relating to the Maryland Buy American Steel and Manufactured Goods Act.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 17–301, 17–303, 17–304, and 17–306 to be under the amended subtitle  
“Subtitle 3. Buy American Procurement for Public Works”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 17–302 and 17–305  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 192 – Delegates Mitchell, Anderson, Branch, Bromwell, Carter, Clippinger, McHale, Vaughn, M. Washington, and Wilson**

AN ACT concerning

**Courts – Service of Process – Increase in Sheriff’s Fees – Distribution to Rental Allowance Program Fund**

FOR the purpose of increasing certain fees for service of process of certain papers by a sheriff; requiring that a certain amount of the fees be distributed to a certain fund established for the Rental Allowance Program of the Department of Housing and Community Development; establishing the Rental Allowance Program Fund; providing for the purpose of the Fund; requiring the Department to administer the Fund; specifying that the State Treasurer shall hold the Fund separately and the State Comptroller shall account for the Fund; specifying that the Fund is a special, nonlapsing fund; providing for the composition of the Fund; specifying that certain earnings shall be paid into the Fund; specifying that certain proceeds shall be invested and reinvested in a certain manner; providing that the money in the Fund may be used only for certain purposes; adding the Fund to a certain list of funds the interest earnings of which are exempt from accruing to the General Fund of the State; defining a certain term; and generally relating to the Rental Allowance Program Fund in the Department of Housing and Community Development.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 7–402  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Housing and Community Development  
Section 4–1401  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Housing and Community Development  
Section 4–1403  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

BY adding to  
Article – Housing and Community Development  
Section 4–1407  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 6–226(a)(2)(ii)69. and 70.  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Finance and Procurement  
Section 6–226(a)(2)(ii)71.  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 193 – Delegates Frush, Barnes, and Pena–Melnik**

AN ACT concerning

#### **Creation of a State Debt – Prince George’s County – Chesapeake Math and IT Academy Gymnasium**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Chesapeake Math and IT Academy, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.



Read the first time and referred to the Committee on Appropriations.

**House Bill 194 – Delegate Anderson (By Request – Baltimore City Administration)**

AN ACT concerning

**Baltimore City – School Facilities – Funding**

FOR the purpose of authorizing certain bonds, notes, or other obligations used for certain purposes in connection with certain school facilities in Baltimore City to be payable from revenues and receipts from a certain beverage container tax, from the proceeds, participation rent, and other fees payable by certain video lottery facilities, or from certain other revenues; authorizing certain revenues and receipts to be irrevocably pledged in a certain manner; making the obligation to make certain payments from certain revenues and receipts subject to an annual appropriation by the Mayor and City Council of Baltimore; authorizing, under certain circumstances, a certain trust agreement or authorizing ordinance to pledge or assign certain revenues and receipts and a certain fund; defining certain terms; and generally relating to the use of revenues and receipts from a certain beverage container tax or other revenues dedicated to the construction of school facilities in Baltimore City.

BY adding to

The Charter of Baltimore City

Article II – General Powers

Section (50)(f)

(2007 Replacement Volume, as amended)

Read the first time and referred to the Committee on Appropriations.

**House Bill 195 – Delegates Cardin, Jameson, Lafferty, Morhaim, Reznik, Stein, Stukes, and Walker**

AN ACT concerning

**Income Tax – Subtraction Modification – Military Health Care Pensions – Health Care Workforce Shortage**

FOR the purpose of providing a subtraction modification under the Maryland income tax under certain circumstances for certain military retirement income of an individual whose federal adjusted gross income does not exceed a certain amount; requiring the Comptroller, in consultation with the Department of Health and Mental Hygiene and the Governor's Workforce Investment Board, to adopt regulations prescribing standards for the subtraction modification; providing for the application of this Act; and generally relating to a subtraction modification for certain military retirement income.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–207(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–207(q)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 196 – Delegates Cardin, Morhaim, Reznik, Rosenberg, and M. Washington**

AN ACT concerning

**Election Law – Special Elections – Voting by Mail**

FOR the purpose of authorizing the Governor, a county council, or a board of county commissioners to direct that voting by mail be utilized in certain special elections; specifying the application of certain provisions of law to a special election conducted by mail; requiring a local board of elections to mail a vote-by-mail ballot to each registered voter who is eligible to vote in a special election conducted by mail unless the voter has requested that the ballot be transmitted by other means; specifying that a voter is not required to submit an application to receive a vote-by-mail ballot; requiring a local board to send a vote-by-mail ballot to each eligible voter at least a certain number of days before the day of a special election; requiring that vote-by-mail ballots be mailed to the address on file in the statewide voter registration list for each eligible voter except in certain circumstances; requiring a local board to issue a replacement vote-by-mail ballot to a voter under certain circumstances; requiring each local board to establish at least one voting center for the use of any eligible voter who chooses to cast a ballot in person in a special election; specifying certain requirements for a voting center established by a local board; authorizing a local board to establish a voting center during a certain time period; providing that a certain process for applying in person for an absentee ballot at the office of a local board does not apply to a special election conducted by mail; providing that certain provisions of law relating to voting at a polling place on election day also apply to voting at a voting center established under this Act; requiring a voter to return a vote-by-mail ballot by certain methods; authorizing a voter to designate an agent to return a vote-by-mail ballot to a local board; requiring that a vote-by-mail ballot be returned to a local board by certain deadlines and meet certain requirements to be considered timely and be

counted; authorizing the State Board of Elections to adopt regulations as necessary to implement this Act; and generally relating to voting by mail in special elections.

BY adding to

Article – Election Law

Section 9–601 through 9–606 to be under the new subtitle “Subtitle 6. Voting by Mail in Special Elections”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 197 – Delegate Anderson (By Request – Baltimore City Administration)**

AN ACT concerning

**Criminal Law – Illegal Dumping and Litter Control Law – Penalties**

FOR the purpose of requiring a court to notify a person who is convicted of a certain litter disposal offense that the person’s driver’s license may be suspended; requiring a court to notify the Motor Vehicle Administration of a certain violation involving litter disposal; requiring the Chief Judge of the District Court and the Administrative Office of the Courts, in conjunction with the Administration, to establish certain procedures; authorizing for a first offense, and requiring for a second or subsequent offense, the Administration to suspend, for a certain period of time, the driver’s license of a person who is convicted of a certain litter disposal offense; providing for a certain hearing on the request of a licensee under certain circumstances; making a certain conforming change; and generally relating to illegal dumping and litter control.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 10–110(f)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Transportation

Section 16–206.2

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 26–305(a)

Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 198 – Delegates Cardin, Conaway, DeBoy, Jameson, Kaiser,  
Morhaim, Sophocleus, and Valentino-Smith**

AN ACT concerning

**Maryland Transportation Authority – Electronic Toll Violations – Reporting**

FOR the purpose of requiring the Maryland Transportation Authority to submit a report to certain committees of the General Assembly on or before a certain date each year concerning electronic toll violations; requiring the report to include certain information; defining certain terms; and generally relating to annual reporting on electronic toll violations.

BY repealing and reenacting, without amendments,

Article – Transportation  
Section 21–1414(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Transportation  
Section 21–1414(g)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 199 – Delegates Hershey, Jacobs, and Smigiel**

AN ACT concerning

**Queen Anne’s County – Beer, Wine and Liquor Tasting License**

FOR the purpose of creating in Queen Anne’s County a beer, wine and liquor tasting license; specifying to whom the license may be issued; setting maximum limits on the amounts of certain individual servings; specifying that the license may be issued for tasting purposes only; establishing a license fee; and generally relating to alcoholic beverages licenses in Queen Anne’s County.

BY renumbering

Article 2B – Alcoholic Beverages  
Section 8–410.2 and 8–410.3, respectively

to be Section 8–410.3 and 8–410.4, respectively  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article 2B – Alcoholic Beverages  
Section 8–410.2  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 200 – Delegates Simmons, Anderson, Bromwell, Dumais, and  
Kramer**

AN ACT concerning

**Criminal Law – First Degree Assault – Strangulation**

FOR the purpose of prohibiting a person from committing an assault by applying pressure on the throat or neck of another person in a certain manner; establishing that a person who violates this Act is guilty of the felony of assault in the first degree and on conviction is subject to a certain penalty; and generally relating to first degree assault.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–202  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 201 – Delegates Hershey, Jacobs, and Smigiel**

AN ACT concerning

**Queen Anne’s County – Property Tax Credit – Commercial Investment and  
Economic Development**

FOR the purpose of altering the minimum number of new employees that a certain business must employ in order to qualify for a certain property tax credit against the Queen Anne’s County property tax imposed on certain property; and generally relating to county property tax credits for certain businesses in Queen Anne’s County.

BY repealing and reenacting, with amendments,

Article – Tax – Property  
Section 9–319(d)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 202 – Delegates Stukes, A. Miller, and Walker**

AN ACT concerning

**Criminal Law – Malicious Destruction of Property – Transit Vehicles**

FOR the purpose of imposing a certain mandatory minimum term of imprisonment on a person who is convicted of malicious destruction of property for damage done to a certain transit vehicle; providing that the mandatory minimum term of imprisonment may not be suspended; requiring that a person who is convicted of malicious destruction of property for damage done to a certain transit vehicle be ordered to pay restitution; defining a certain term; and generally relating to malicious destruction of property and transit vehicles.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 6–301  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 203 – Delegates Stukes, Anderson, Carter, Conaway, Glenn,  
Haynes, McHale, Mitchell, Oaks, B. Robinson, and Tarrant**

AN ACT concerning

**Economic Development – Arts, Business, and Cultural District –  
Pennsylvania Avenue Corridor in Baltimore City**

FOR the purpose of requiring the Secretary of Business and Economic Development to designate an arts, business, and cultural district in a certain area of Baltimore City; providing for the purpose of the arts, business, and cultural district; authorizing certain tax credits for certain individuals located or working within the arts, business, and cultural district; defining certain terms; making certain stylistic changes; and generally relating to the arts, business, and cultural district in Baltimore City.

BY adding to  
Article – Economic Development

Section 4–901 through 4–904 to be under the new subtitle “Subtitle 9. ABC District”

Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 4–104(e)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 9–240  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 204 – Delegates Stukes, Anderson, Conaway, Glenn, Haynes,  
McHale, Mitchell, Oaks, B. Robinson, and Tarrant**

AN ACT concerning

**Baltimore City – Charitable Gaming Events – For-Profit and Nonprofit  
Organizations**

FOR the purpose of authorizing in Baltimore City a for-profit organization to hold a charitable gaming event with a certain nonprofit organization under certain conditions; authorizing a charitable gaming event to include card games, dice games, and roulette; requiring that a for-profit organization and nonprofit organization be issued a permit before conducting a charitable event; requiring that a person who works as an operator of the charitable gaming event be named on the permit; requiring the Baltimore City Police Commissioner to take certain actions before issuing a permit; requiring the Commissioner to make certain permit applications a matter of public record; prohibiting an individual or group of individuals from receiving certain benefits; allowing permit holders to pay for certain goods and services; limiting the number of charitable gaming events that permit holders may conduct in a calendar year; requiring permit holders to submit certain documents to the Commissioner and the Department of Finance; prohibiting permit holders from offering or awarding certain prizes; requiring the Commissioner to adopt certain regulations; making a violation of this Act a misdemeanor; providing a certain penalty; defining certain terms; and generally relating to charitable gaming events in Baltimore City.

BY repealing and reenacting, without amendments,  
Article – Criminal Law

Section 13–501(a) and (b) and 13–502  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Law  
Section 13–505.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 205 – Delegates Cardin, Barve, DeBoy, Krebs, and Malone**

AN ACT concerning

**Tax Overpayment – Interest on Refunds**

FOR the purpose of altering the day on which interest begins to accrue on certain taxpayer refunds of certain tax payments; allowing interest to accrue on certain taxpayer refunds based on certain errors of a claimant; repealing a prohibition on a tax collector paying interest on certain refunds; and generally relating to interest on certain tax refunds.

BY repealing and reenacting, with amendments,

Article – Tax – General  
Section 13–603  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 206 – The Speaker (By Request – Department of Legislative Services)**

AN ACT concerning

**Health Occupations – Sunset Extension and Program Evaluation**

FOR the purpose of continuing the State Acupuncture Board, the State Board of Dietetic Practice, and the State Board of Occupational Therapy Practice in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the boards; requiring that an evaluation of certain boards and the statutes and regulations that relate to certain boards be performed on or before a certain date; requiring the State Acupuncture Board and the State Board of Dietetic Practice to submit certain reports to certain



committees of the General Assembly on or before a certain date; making technical changes; and generally relating to the State Acupuncture Board, the State Board of Dietetic Practice, and the State Board of Occupational Therapy Practice.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 1A–502, 5–101(i), 5–202(b), 5–302(d), 5–305, 5–502, and 10–502

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 8–403(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 8–403(b)(1), (16), and (43)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 207 – Delegates Luedtke, Ivey, Kaiser, Myers, and A. Washington**

AN ACT concerning

#### **Education – Chronically Absent Students**

FOR the purpose of requiring county boards of education to develop a system of intervention for chronically absent students; defining certain terms; and generally relating to chronically absent students.

BY adding to

Article – Education

Section 7–302.2

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 208 – Delegate Cardin**

AN ACT concerning

### **Interest Rate on Tax Deficiencies and Refunds**

FOR the purpose of altering the calculation of the interest rate on tax deficiencies and refunds to 2 percentage points above a certain underpayment rate established under the Internal Revenue Code; providing that the interest rate may not be less than a certain rate for certain years; repealing a requirement that the Comptroller annually set the interest rate; providing for a delayed effective date; and generally relating to the annual interest rate on tax deficiencies and refunds.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 13–604  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 209 – The Speaker (By Request – Department of Legislative Services)**

AN ACT concerning

#### **State Board of Public Accountancy – Sunset Extension and Program Evaluation**

FOR the purpose of continuing the State Board of Public Accountancy in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Board; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a certain date; requiring the Board to submit a certain report on or before a certain date; and generally relating to the State Board of Public Accountancy.

BY repealing and reenacting, with amendments,  
Article – Business Occupations and Professions  
Section 2–702  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 8–403(b)(57)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 210 – The Speaker (By Request – Department of Legislative Services)**

AN ACT concerning

**State Board of Foresters – Sunset Extension and Program Evaluation**

FOR the purpose of continuing the State Board of Foresters in accordance with the provisions of the Maryland Program Evaluation Act (Sunset Law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Board; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a certain date; and generally relating to the State Board of Foresters.

BY repealing and reenacting, with amendments,  
Article – Business Occupations and Professions  
Section 7–602  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 8–403(b)(24)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 211 – Delegates Vitale, Dwyer, George, McDermott, and Schuh**

AN ACT concerning

**Public Safety – Handgun Permits – Qualifications**

FOR the purpose of altering a certain provision of law so as to prohibit a person with a certain mental disorder from possessing a regulated firearm if the mental disorder impairs the mental or emotional functioning of the person in a certain manner, instead of if the person has a certain history of violent behavior; altering a certain provision of law so as to require the Secretary of State Police to issue a certain handgun permit to a certain person within a certain number of days, instead of within a reasonable time; prohibiting the Secretary from issuing a certain handgun permit to a person who the Secretary finds is prohibited from possessing a certain regulated firearm under a certain provision of law, is an illegal alien, has been dishonorably discharged from the armed forces of the United States, has a pending charge for a felony or a misdemeanor for which a sentence of imprisonment for more than a certain amount of time may be imposed, or has not completed a certain firearms safety training course and field training course or test unless a certain ground for exemption applies; repealing the requirement that the Secretary find that a person has a good and substantial reason to wear, carry, or transport a handgun before issuing a handgun permit to the person; and generally relating to the issuing of handgun permits by the Secretary of State Police.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 5–133 and 5–306  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 212 – Delegates Hershey, Jacobs, and Smigiel**

AN ACT concerning

**Alcoholic Beverages – Queen Anne’s County – Beer and Wine Festivals**

FOR the purpose of authorizing the Queen Anne’s County Board of License Commissioners to issue a certain number of Beer and Wine Festival (BWF) licenses in the county each year; authorizing the Board to select a certain number of weekends each year for a certain festival; requiring the Board to choose a certain location for a certain festival and to ensure that the primary focus of a certain festival is the promotion of certain beer and wine; altering a certain definition; making a technical correction; and generally relating to beer and wine festivals in Queen Anne’s County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 8–311  
Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 213 – Delegates Hershey, Jacobs, and Smigiel**

AN ACT concerning

**Queen Anne’s County – Alcoholic Beverages – Inspectors**

FOR the purpose of repealing a requirement that the alcoholic beverages inspector that the Board of License Commissioners of Queen Anne’s County is required to appoint be a full-time inspector; and generally relating to alcoholic beverages inspectors in Queen Anne’s County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 15–112(a)(3)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 15–112(s)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 214 – Delegates Hershey, Jacobs, and Smigiel**

AN ACT concerning

**Queen Anne’s County – Deer Hunting on Private Property – Sundays**

FOR the purpose of authorizing a person in Queen Anne’s County to hunt deer on certain Sundays on private property using certain hunting equipment during certain months; and generally relating to hunting on private property on Sundays in Queen Anne’s County.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–410(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 215 – Delegate Cane**

AN ACT concerning

**Natural Resources Police Force – Number of Officers**

FOR the purpose of stating the intent of the General Assembly that the Natural Resources Police Force employ a certain number of Natural Resources police officers by a certain date; authorizing under certain circumstances, beginning in a certain fiscal year and continuing each subsequent year, the Natural Resources Police Force to increase the number of cadets and recruits enrolling in the Maryland Natural Resources Police Academy until the size of the force is sufficient to meet a certain mission of the Department; requiring the Natural Resources Police Force to provide certain reports to the General Assembly on or before certain dates; and generally relating to the Natural Resources Police Force.

BY adding to

Article – Natural Resources

Section 1–201.2

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 216 – Delegates Hershey, Jacobs, and Smigiel**

AN ACT concerning

**Queen Anne’s County – Alcoholic Beverages – Micro–Brewery Licenses**

FOR the purpose of adding Queen Anne’s County to the list of counties in which a Class 7 micro–brewery license may be issued; adding Queen Anne’s County to the list of counties in which the beer brewed by the license holder for consumption off the licensed premises may be sold in refillable containers; and generally relating to alcoholic beverages in Queen Anne’s County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 2–208

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 217 – Delegates Rosenberg, Braveboy, and Cardin**

AN ACT concerning

**Early Voting Access Act of 2013**

FOR the purpose of increasing the number of early voting centers that are required to be established in each county for a regularly scheduled general election; authorizing the State Board of Elections, in collaboration with the local boards of elections, to increase the number of early voting centers in each county for a regularly scheduled primary election; requiring that early voting centers be open for certain days and hours before regularly scheduled primary and general elections; and generally relating to early voting.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 10–301.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 218 – Delegate George**

AN ACT concerning

**Physician Assistants – Performance of X-Ray Duties**

FOR the purpose of providing for the circumstances under which a licensed physician assistant may perform certain X-ray duties; requiring a primary supervising physician to obtain certain approval from the Board of Physicians before a certain physician assistant performs certain X-ray procedures; and generally relating to the performance of X-ray duties by physician assistants.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 14–306(e) and 15–302(c)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 219 – Delegate Parrott**

AN ACT concerning

**Criminal Procedure – No-Knock Search Warrants – Prior Notification of  
County**

FOR the purpose of prohibiting a certain law enforcement officer from executing a search warrant without giving notice of the officer's authority or purpose unless the chief of a certain law enforcement agency is notified before the execution of the warrant or there is a certain written agreement between a certain county and a certain agency; and generally relating to no-knock search warrants.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 1-203(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Procedure  
Section 1-203(f)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 220 – Delegates Rosenberg, Cardin, Hixson, Howard, Kaiser,  
Luedtke, A. Miller, Stukes, F. Turner, and Walker**

AN ACT concerning

**Voters' Rights Protection Act of 2013**

FOR the purpose of prohibiting a person from willfully and knowingly influencing or attempting to influence a voter's voting decision through the use of fraud; authorizing the Attorney General to institute an action in a circuit court for injunctive relief to prohibit a person from engaging in or continuing to engage in certain violations of election law; providing that injunctive relief may be granted under this Act only to prevent certain violations of election law from affecting a pending election; requiring a circuit court to hear and determine an action filed under this Act as soon as practicable; providing that the grant of a remedy under this Act does not preclude any other remedy available under State or federal law; providing that a circuit court shall have jurisdiction over any proceeding instituted under this Act; requiring a circuit court to exercise its jurisdiction without regard to whether a person asserting a right under this Act has exhausted any other remedy available under law; and generally relating to election law violations related to voting.

BY repealing and reenacting, with amendments,  
Article – Election Law



Section 16–201  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Election Law  
Section 16–1003  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 221 – Delegates Rosenberg, Barve, Cardin, Ivey, and Summers**

AN ACT concerning

**Election Law – Petitions – Prohibited Actions**

FOR the purpose of prohibiting a person from willfully and knowingly obtaining or attempting to obtain a signature on a petition by certain means; prohibiting a person from willfully and knowingly preventing, hindering, or delaying another person from signing a petition by certain means; and generally relating to prohibited actions relating to petitions.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 16–401  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 222 – Delegates Rosenberg and Lafferty**

AN ACT concerning

**General Assembly – Disclosure of Financial Interests**

FOR the purpose of requiring a member of the General Assembly who is required under the Maryland Public Ethics Law to disclose publicly certain information to disclose the same information to a governmental entity in the State if the legislator engages in certain business–related communication with an official or employee of the governmental entity; specifying the manner of disclosure to the governmental entity; and generally relating to disclosure of possible conflicts of interest by members of the General Assembly.

BY repealing and reenacting, without amendments,

Article – State Government  
Section 15–513(b)(1)(i) and 15–607(a), (f), (i), and (k)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Government  
Section 15–513(c)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 15–513(c) and (d)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 223 – Delegates Parrott, A. Miller, Afzali, Beitzel, Davis, Dwyer, Glass, Impallaria, Ivey, Jacobs, Kaiser, A. Kelly, Kipke, Myers, Norman, Otto, Serafini, Sophocleus, Stukes, Szeliga, F. Turner, V. Turner, and Walker**

AN ACT concerning

**Vehicle Laws – Maximum Speed Limits on Highways**

FOR the purpose of increasing the maximum speed limit that may be established on certain highways in the State; increasing the maximum speed limit on the highway known as the “Intercounty Connector”; defining a certain term; and generally relating to maximum speed limits on highways.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 4–321(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 21–801.1(b) and (d)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Transportation

Section 21–801.1(e)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Transportation  
Section 21–801.1(g)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 224 – The Speaker (By Request – Administration) and Delegates  
Reznik, Barve, Bobo, Carr, Clagett, Davis, Dumais, Frick, Guzzone,  
Hucker, Lafferty, Luedtke, McHale, Mitchell, Rosenberg, Simmons,  
Tarrant, and M. Washington**

AN ACT concerning

**Election Law – Improving Access to Voting**

FOR the purpose of providing an exception to the voter registration deadline to allow an individual to register to vote or update an existing voter registration address and vote during early voting; requiring proof of residency to register or update an existing voter registration address during early voting; providing the types of acceptable proof; requiring the State Board of Elections to adopt regulations and establish procedures for the administration of voter registration during early voting; providing for certain methods of requesting an absentee ballot, including through the use of an online application; requiring a local board of elections to provide a voter with an absentee ballot in the manner requested by the voter; requiring the State Board to provide an optional online ballot marking tool; specifying certain certification requirements for the ballot marking tool; authorizing an absentee ballot to be sent by the Internet or facsimile transmission and requiring certain information to be provided with the ballot; altering the number of early voting centers for a county with a certain number of registered voters; altering the dates and times for early voting during certain elections; and generally relating to election law and improving access to voting.

BY repealing and reenacting, with amendments,

Article – Election Law  
Section 3–302, 9–305, 9–306, 9–308, 9–310, and 10–301.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Election Law  
Section 3–305

Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 225 – The Speaker (By Request – Administration) and Delegates Anderson, Barkley, Barve, Branch, Braveboy, Dumais, Feldman, Frush, Glass, Hubbard, Hucker, Jameson, A. Kelly, Kipke, Kramer, Lee, Love, Malone, McHale, Minnick, Mitchell, Morhaim, Olszewski, S. Robinson, Rosenberg, and Rudolph**

AN ACT concerning

**Veterans Full Employment Act of 2013**

FOR the purpose of requiring certain licensing units and boards to give credit to certain former service members for relevant military training, education, and experience in connection with the issuance of certain occupational and professional licenses, certificates, and registrations; repealing and recodifying certain provisions of law regarding the renewal of certain occupational or professional licenses and the completion of continuing education or continuing competency requirements for certain members of an armed force deployed outside the State; requiring certain licensing units and boards to issue a temporary expedited license, certification, or registration to certain individuals under certain circumstances; authorizing certain licensing units and boards to issue a temporary license under certain circumstances; authorizing certain health occupations boards to apply to the Secretary of Health and Mental Hygiene for consideration of an alternate process of expedited licensing, certification, or registration under certain circumstances; requiring the State Superintendent of Schools to expedite educator certification under certain circumstances; authorizing the State Superintendent of Schools to issue a temporary educator certificate under certain circumstances; requiring certain licensing units and boards and the State Department of Education to publish certain information on a certain Web site; authorizing certain licensing units and boards, the Commissioner of Financial Regulation, and the State Board of Education to adopt certain regulations; requiring the Maryland Higher Education Commission to develop and adopt certain guidelines regarding the awarding of academic credit for military training, coursework, and education; requiring public institutions of higher education to develop and implement certain policies in accordance with the guidelines adopted by the Commission; requiring that certain reports on the implementation of this Act be submitted to the Governor and the General Assembly on or before a certain date; and generally relating to occupational and professional licensing requirements and the crediting, for certain purposes, of certain training, experience, and education of service members, veterans, and military spouses.

BY repealing

Article – Business Regulation  
Section 2–111  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Business Regulation  
Section 2.5–101 through 2.5–108 to be under the new title “Title 2.5. Service  
Members, Veterans, and Military Spouses – Licensing”  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education  
Section 6–101.1, 13–516(b–1), and 15–113  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Education  
Section 10–101(c) and 13–501(f)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Financial Institutions  
Section 11–612.2  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health Occupations  
Section 1–701 through 1–706 to be under the new subtitle “Subtitle 7. Service  
Members, Veterans, and Military Spouses – Licensing”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government  
Operations and the Committee on Economic Matters.

**House Bill 226 – The Speaker (By Request – Administration) and Delegates  
Hucker, Anderson, Arora, Barkley, Barnes, Barve, Bobo, Branch,  
Braveboy, Busch, Carr, Clippinger, Conway, Cullison, Davis, Dumais,  
Feldman, Frick, Frush, Gaines, Gilchrist, Gutierrez, Guzzone, Hammen,  
Healey, Hixson, Holmes, Howard, Hubbard, Ivey, Kaiser, A. Kelly,  
Kramer, Lafferty, Lee, Love, Luedtke, McIntosh, A. Miller, Mitchell,  
Mizeur, Nathan–Pulliam, Niemann, Reznik, B. Robinson, S. Robinson,**

**Rosenberg, Sophocleus, Stein, Summers, V. Turner, Valderrama, Vaughn, Waldstreicher, Walker, A. Washington, M. Washington, and Zucker**

AN ACT concerning

**Maryland Offshore Wind Energy Act of 2013**

FOR the purpose of altering the Maryland renewable energy portfolio standard program to include a certain amount of energy derived from offshore wind energy; prohibiting the portion of the renewable energy portfolio standard that represents offshore wind energy from applying to certain sales in excess of a certain amount of industrial process load and certain sales in excess of a certain amount of electricity sold to certain customers who are owners of agricultural land; altering the definition of “renewable energy credit” for purposes of the renewable energy portfolio standard program; requiring an electricity supplier to exclude certain retail electricity sales before calculating the number of credits required under the renewable portfolio standard; providing that certain provisions concerning the transfer of renewable energy credits do not apply to certain offshore wind renewable energy credits; authorizing a person to submit to the Public Service Commission an application for approval of a proposed offshore wind project after the effective date of certain regulations; requiring the Commission to open a certain application period and provide certain notice under certain circumstances; authorizing the Commission to provide for additional application periods; requiring the Commission to approve, conditionally approve, or deny an application within a certain time; providing for the contents of an application; requiring the Commission to use certain criteria to evaluate and compare proposed offshore wind projects; prohibiting the Commission from approving an offshore wind project unless certain criteria are met; requiring the Commission to contract for the services of independent consultants and experts when evaluating and comparing proposed offshore wind projects and when calculating a proposed offshore wind project’s net benefits to the State; requiring the Commission to verify that representatives of the United States Department of Defense and the maritime industry have had a certain opportunity to express concerns regarding certain project siting; requiring an applicant to take certain steps if the applicant is seeking investors in a proposed offshore wind project; requiring the Governor’s Office of Minority Affairs, in consultation with the Attorney General, to provide certain assistance to potential applicants and minority investors; requiring the Commission to apply the same net cost per megawatt-hour to residential and nonresidential customers when calculating certain rate impacts; incorporating certain findings and evidence associated with a certain Minority Business Enterprise Program; requiring that approved applicants comply with the Minority Business Enterprise Program; prohibiting the Commission from approving an application until certain goals and procedures are established; requiring that an order approving a proposed offshore wind project include certain information, restrictions, and conditions; providing that a certain order vests the owner of a

qualified offshore wind project with a certain right; requiring a qualified offshore wind project to deposit a certain amount into a certain fund at certain times; requiring the Commission to determine the offshore wind energy component of the renewable portfolio standard based on certain projections and requiring electricity suppliers to purchase a certain number of offshore wind renewable energy credits; requiring the Commission to adopt regulations establishing a certain escrow account; requiring a certain overpayment to be refunded to ratepayers, subject to certain reserve requirements, under certain circumstances; requiring a qualified offshore wind project to sell certain energy, capacity, and ancillary services into certain markets and distribute the proceeds to electric companies to be refunded or credited to ratepayers; requiring the Commission to adopt certain regulations regarding the creation of excess offshore wind renewable energy credits; authorizing the Commission to extend the term of an OREC pricing schedule for a certain amount of time under certain circumstances; stating that an OREC transaction that takes place during an extended OREC term is subject to certain provisions and regulations applicable to the original OREC order; providing that certain provisions regarding certain compliance fees do not apply to a shortfall from the offshore wind renewable energy credit requirement; reducing a certain fee for industrial process load under certain circumstances; providing that certain provisions authorizing a delay of certain scheduled Tier 1 credits do not apply to offshore wind renewable energy credits; exempting certain energy lines from a certain prohibition on construction or installation in a beach erosion control district under certain circumstances; providing that an application for a certificate of public convenience and necessity to construct certain energy lines is subject to certain review; prohibiting the Commission from approving an application for the construction or installation of certain energy lines within a certain area; requiring the Commission to provide certain notice to the Maryland Energy Administration for certain purposes; authorizing the Commission to implement a special assessment not to exceed a certain amount in certain fiscal years for certain purposes; requiring the transfer of certain funds to the Commission in certain fiscal years for certain costs and authorizing the Commission to implement a special assessment in certain fiscal years to recover certain costs; establishing a Maryland Offshore Wind Business Development Fund in the Maryland Energy Administration; authorizing the Fund to provide certain financial assistance, business development assistance, and employee training opportunities; stating the purpose and providing for the administration of the Fund; establishing the Maryland Offshore Wind Business Development Advisory Committee; requiring the Advisory Committee to make certain recommendations regarding the use of money in the Fund; requiring a certain transfer from a certain fund to the Fund; adding the Fund to the list of exceptions to the requirement that the earnings of special funds accrue to the General Fund; defining certain terms; making stylistic changes; requiring the Commission to open a certain evidentiary proceeding to evaluate a certain application; making the provisions of this Act severable; repealing an obsolete provision; providing for the termination of a portion of this Act under a certain circumstance; providing for the termination of certain provisions of this Act; and

generally relating to the Maryland renewable energy portfolio standard program, development of offshore wind energy projects, and qualified submerged renewable energy lines.

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7–208, 7–701, 7–703, 7–704(a)(2)(i), (3), and (4), (c)(3), and (e), and 7–705(b) and (f)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Utilities

Section 7–704.1 and 7–704.2

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 7–705(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 8–1102

Annotated Code of Maryland

(2012 Replacement Volume)

BY adding to

Article – State Government

Section 9–20C–01 through 9–20C–04 to be under the new subtitle “Subtitle 20C. Maryland Offshore Wind Business Development Fund”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)69. and 70.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)



BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)71.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7–704.1(e)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 227 – The Speaker (By Request – Administration) and Delegates  
Olszewski, Mitchell, Clippinger, Davis, and Busch**

AN ACT concerning

**Maryland Employment Advancement Right Now (EARN) Program**

FOR the purpose of establishing the Maryland Employment Advancement Right Now (EARN) Program (Maryland EARN Program) in the Department of Labor, Licensing, and Regulation (Department); requiring the Department, in consultation with the Department of Business and Economic Development and the Governor's Workforce Investment Board, to establish and administer the Program to provide certain grants on a competitive basis for certain purposes; requiring applications for certain grants under the Program to include certain information; authorizing certain grants to be awarded in a certain manner; requiring the grant process to give priority to certain strategic industry partnerships; authorizing the Department to adopt certain regulations; requiring the Department to monitor certain grants; authorizing the Department to impose certain requirements on certain recipients of certain grants and to revoke certain grants under certain circumstances; requiring the Department, in consultation with the Department of Budget and Management to develop and implement a certain State employment advancement strategy; requiring the Department, in consultation with the Department of Business and Economic Development and the Department of Information Technology to develop a certain Web site; providing for the funding of the Program; requiring the Department to submit a certain annual report; requiring the Department to convene a certain working group; requiring the Department to provide certain individuals with certain information; defining certain terms; and generally relating to the establishment of the Maryland Employment Advancement Right Now (EARN) Program.

BY adding to

Article – Labor and Employment

Section 11–701 through 11–710 to be under the new subtitle “Subtitle 7.

Maryland Employment Advancement Right Now Program”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 228 – The Speaker (By Request – Administration) and Delegates Anderson, Barve, Bobo, Carr, Carter, Cullison, Davis, Donoghue, Feldman, Glenn, Griffith, Hammen, Hubbard, Hucker, A. Kelly, Lee, McIntosh, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Pena–Melnyk, Pendergrass, Reznik, V. Turner, Vallario, and M. Washington**

AN ACT concerning

### **Maryland Health Progress Act of 2013**

FOR the purpose of altering certain eligibility requirements for the Maryland Medical Assistance Program and a certain definition to conform to federal eligibility requirements; requiring the Department of Health and Mental Hygiene to implement certain provisions of federal law, subject to the limitations of the State budget; repealing an obsolete provision of law that requires the Governor to include certain funding in the State budget; expanding the purposes for which funds generated from a certain assessment may be used to include providing funding for a certain reinsurance program; exempting the Maryland Health Benefit Exchange (Exchange) and its employees from certain provisions of law governing third party administrators; expanding the purposes for which the Maryland Health Insurance Plan Fund may be used to include funding a certain reinsurance program; requiring enrollment in the Maryland Health Insurance Plan (Plan) to be closed to certain individuals not enrolled in the Plan as of a certain date; requiring the Board of the Plan, in consultation with the Exchange, to determine the appropriate date on which the Plan must decline reenrolling Plan members; requiring the Plan Administrator to deposit certain money in a certain separate account and to keep certain records; authorizing the transfer, under certain circumstances, of certain money in the separate account to the Maryland Health Benefit Exchange Fund for the purpose of funding a certain reinsurance program; requiring the Board of the Plan and the Board of Trustees of the Exchange to develop and approve a plan for the amount and timing of the use of certain funds for a certain reinsurance program; establishing the purpose and effect of certain provisions of this Act; requiring certain carriers and managed care organizations to accept a prior authorization from certain carriers and managed care organizations under certain circumstances; requiring certain carriers and managed care organizations to allow a new enrollee to continue to receive certain health care services being rendered by a certain provider under certain circumstances; requiring certain

providers and certain carriers or managed care organizations to agree on the compensation rates and methods of payment with respect to the provision of certain services; specifying certain requirements for the agreement; providing that if an agreement is not reached, the provider is not required to continue to provide the services and the carrier or managed care organization is not required to allow the services to be provided by the provider; providing that the requirements of certain provisions of this Act are in addition to any other legal, professional, or ethical obligations of a carrier or managed care organization to provide continuity of care; authorizing the Maryland Insurance Commissioner and the Secretary of Health and Mental Hygiene to each adopt regulations to enforce certain provisions of this Act; requiring the Commissioner, the Secretary, and the Exchange to determine the data necessary to make a certain assessment and develop a certain process and to request the data from certain persons; establishing that it is a fraudulent insurance act for a SHOP Exchange navigator or an Individual Exchange navigator to take certain actions or make certain representations under certain circumstances; exempting the Exchange from certain insurance laws; requiring a carrier, under certain circumstances, to retain responsibility for ensuring that certain consumer protections are afforded to certain employers and enrollees; expanding the purposes of the Maryland Health Benefit Exchange Fund to include providing funding for the establishment and operation of a certain reinsurance program; altering the contents of the Fund; requiring the Board of Trustees of the Exchange to maintain certain accounts within the Fund; requiring the Board of Trustees to establish a trust account for a certain purpose; requiring the Board of Trustees to maintain separate records of account for certain carriers; requiring the Governor, for certain fiscal years, to provide an appropriation in the State budget adequate to fully fund the operations of the Exchange; requiring the appropriation to be allocated from a certain premium tax; authorizing a certain deficiency appropriation; requiring certain funds to revert to the General Fund of the State; providing that a certain employer is not required to contribute to the qualified plan premiums of its employees; requiring a certain employer to take certain actions if the employer chooses to contribute to the qualified premiums of its employees; authorizing the Exchange to establish a Consolidated Services Center (Center); applying certain provisions of law that require certain training for SHOP Exchange navigators to certain employees of the Center; authorizing an Individual Exchange navigator to be employed by the Exchange; requiring the Exchange to establish and administer a process for the issuance of Consolidated Services Center employee Individual Exchange enrollment permits; authorizing the Exchange to implement a certain process with certain assistance; applying certain provisions of law that require certain training for Individual Exchange navigators to certain employees of the Center; authorizing the Center to employ certain individuals; specifying the qualifications that must be met for issuance of a SHOP Exchange enrollment permit and an Individual Exchange enrollment permit; altering the requirements that must be met for a health benefit plan to be certified as a qualified health plan; authorizing the Exchange to deny certification to certain plans or suspend or revoke certification of certain plans under certain

circumstances; authorizing the Exchange, in addition to denying, suspending, or revoking certification, to impose certain other remedies or take other actions; authorizing the Exchange, in consultation with the Maryland Health Care Commission and with the approval of the Commissioner, to establish a certain reinsurance program to take effect on or after a certain date; establishing the purpose of the program; authorizing the Exchange, with the approval of and in collaboration with the Board of the Plan, to use certain revenue to fund the program; altering the circumstances under which the Board of Trustees of the Exchange must cooperate with certain investigations; declaring the intent of the General Assembly; requiring the Exchange, the Department of Health and Mental Hygiene, and the Maryland Insurance Administration to conduct a certain study and report to the Governor and the General Assembly on the findings of the study and certain recommendations on or before a certain date; defining certain terms; altering certain definitions; providing for the effective dates of this Act; and generally relating to health insurance regulation and the Maryland Health Benefit Exchange.

BY repealing and reenacting, without amendments,

Article – Health – General

Section 15–101(a) and 19–214(a) through (c)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 15–101(d–1), 15–103(a), and 19–214(d)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Insurance

Section 8–301(a) and 31–101(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 8–301(b), 14–502, 14–504, 27–405(a), 31–103, 31–107, 31–111, 31–112(h), 31–113(h), (i), and (k)(1) and (2), 31–115(b), 31–117, and 31–119(e)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Insurance

Section 15–140, 31–101(c–1), 31–107.1, 31–107.2, 31–113.1, and 31–115(k)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 229 – The Speaker (By Request – Administration) and Delegates Braveboy, Davis, Frush, Gaines, Griffith, Healey, Holmes, Howard, Hubbard, Ivey, Pena–Melnik, V. Turner, Valderrama, Valentino–Smith, Vaughn, Walker, and A. Washington**

AN ACT concerning

**State Aid for Public Education – Certification of Net Taxable Income**

FOR the purpose of altering the definition of “net taxable income” for purposes of calculating certain State aid formulas for education; requiring the Comptroller to certify annually the amount of net taxable income in a certain manner; requiring certain State aid to be calculated in a certain manner; requiring certain State aid to be paid in a certain manner under certain circumstances; providing for the application of this Act; and generally relating to the certification of net taxable income for the purposes of certain State aid for education funding.

BY repealing and reenacting, without amendments,  
Article – Education  
Section 5–202(a)(1) and (14)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 5–202(a)(9)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Education  
Section 5–202(k)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**LETTERS OF REASSIGNMENT**

MEMORANDUM

To: Hon. Maggie McIntosh, Chairman, ENV  
From: Michael E. Busch, Speaker  
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 69	W&M

Read and ordered journalized.

The Honorable Rudolph C. Cane, Assistant Speaker Pro Tem, Now Presiding.

### **MARTIN LUTHER KING, JR. DAY ADDRESS**

Delegate C. T. Wilson  
Charles County

Thank you Mr. Speaker, Madame Pro Tem, colleagues, guests, friends, and family. I am honored to be here today. Before I begin my speech, I would like to introduce my family and my guests to this great body. Seated to my left, your right, is my wife Nicole Wilson, my middle daughter Cydney Wilson, and my littlest daughter Cynclair Wilson. My oldest daughter Cierra Wilson has her first play tonight “Brighton Beach Memoirs”, so she could not attend tonight but she sends her well wishes to her daddy. I have in the middle of the lane here my father-in-law Vernon Stansbury, family friend and his girlfriend Kathy Chambers, Doctors Mr. and Mrs. Bill Maize, my constituent and friend Derek Terry, and my constituent and business partner Darryl Robinson.

I am honored today on this momentous occasion. Not only did we swear in the first African American to be president of the United States for a second term. We did so, on the birth of an acclaimed civil rights leader and on the first and only federal holiday we celebrate and honor an African American.

But there is more than that. In preparing for this, I realized how daunting of a task this was because beyond occasion the august body that I am presenting to. You heard the good delegate. I am actually speaking to individuals that have not only lived through the civil rights movement and have participated, but many of them have known Dr. King personally. Daunting to say the least. We have all heard a multitude of speeches and presentations and it's kind of hard to find words that have not already been said. But, the more I looked and the more I researched, I realized some of the Dr.'s greatest accomplishments, I don't really know about.

See ladies and gentlemen, I'm that generation born right after the civil rights era ended. It's hard to appreciate some of the rights that were fought so hard for because to me they're just everyday rights. It seems to be a generational disconnect between the things that we have today and the things that were fought so hard for by individuals that have come before us. However, Dr. King's legacy and his impact is still relevant in the lives of my generation and will be in all the subsequent generations even beyond that civil rights movement. I say this because he's impacted me directly throughout my life.

As many of ya'll know, I am the oldest of seventeen children born in the Ozarks around 1971, beginning of 1972, to a white mother who was actually married to a white man. As you can see, something didn't go right, or as my grandma would put it my mother loved colors and cops. So apparently, I take that to mean that somewhere there's a black man or a black police officer that may be my father. However, because of situations that I could not control, I was in the foster care system by the time I was 4 years old. I'll tell ya one thing that was constant throughout that little tumultuous life of mine as a child, was that I was always the only little black kid, always...family, school, town; always the only little black. Always standing out, always the object of scorn, and always alone.

Although I wasn't born during Jim Crow and I didn't experience the civil rights era, I am no stranger to racism. Coon, spear chucker, porch monkey, and nigger...these are all terms that I knew very well before I entered kindergarten. I know that they're only words, I know. But, to a young child they can break them because you don't understand why, and you don't know the reason behind them, and it bleeds that confidence that you need so dearly. It instills this doubt, lack of self-worth, and self-loathing. When that child realizes his stigmata attached to being black, it is a heavy weight on your shoulders. So I started life going to school with my head already bowed.

I remember fifth grade going to history, the first time I saw it, I saw somebody that looked like me that wasn't a slave. When I was growing up, you didn't really see a lot of African Americans in history books. Now, I also wasn't an avid reader so I might have missed them. However, in fifth grade I paid attention. I was there, and I remember reading about Martin Luther King, Jr. It was like reading about a comic book hero, especially the way at that time, history portrayed it. This is one man. He defied a culture. He fought the misguided ideology. He turned the direction of a nation. He forced this great country to follow its greater angels instead of its lesser demons; like superman. One man facing down the slings and arrows of bigotry and ignorance.

And, I'll say that at that time I felt so out of place and so very alone that I began to believe the words that were cast upon me, that I was no better than an animal, a nigger. But then, I saw someone with my own complexion; one person taking a stand against aggression. Because he was alone didn't mean that he was going to fail or give up. He inspired me as a little fifth grader to dream of a better life and he also motivated me to work for it.

Now, I would like to say things got better, but again, they did not. I grew up still the only black kid, still a target of racism, still alone, and joined the army. I became a trained soldier with that young mind.

I remember going to college and reading about the non-violent movement, looking at it with utter disgust. “How do you deal with fire hoses and dogs, with ax handles, hate and aggression, without fighting back? How do you go into a situation knowing you are going to be beat and not want to close your fist?” To me it looked like you feared your aggressor, like you feared the masters whip, you were afraid to take action, cowardice. I wasn’t alone, a bunch of my buddies, felt the same thing. I remember the dreamer, the dreamer, and look what it got him referring obviously to his untimely demise.

In 1993, just got off deployment and a bunch of us young black angry soldiers were sitting in a room watching “AFN” because that was the only channel to watch in Germany. A story came on about Dr. King and we didn’t change it, really couldn’t. It was about a cameraman who walked with the good Dr. He told of a march they knew was going to end in a fight. His job was to film it and of course at one point the malaise broke out. He said he could no longer take it. He sat his camera down and he ran up because there were two men beating this young black man with ax handles. He threw one man down, pushed the other one out of the way, and drug the young man to safety. When it was over, Dr. King came up to him and said, “Do not do that again, that is not your job. You save one life at cost of thousands! They knew what they were getting into.”

That room was silent. Fourteen black soldiers were silent because it dawned on all of us that they were going to battle with no weapons to win the war, to show this country’s true nature and bestiality of racism, and they couldn’t do it with a closed fist.

It wasn’t a political ploy. Non-violence was not born out of fear, but out of cunning and bravery. He inspired others to do that as well, and to see that the mission was greater than the individual; to get them to sacrifice themselves willingly and throw themselves into the breach for the greater good. Body and life sacrificed for the betterment of a nation. This taught that entire group, myself included, that non-violence is far from cowardest. It is the ultimate act of courage that caused us to question, “Would we be courageous enough to do the same?”

As time moved on, it came a point in time where I sat after a hard fought election. Flipping through a “Time Life” book, I was preparing for a moment not quite as large as this one, but giving a group of church goers a Martin Luther King, Jr. speech and I wanted some inspiration. So I started looking at some pictures, and you know for the first time in my life, I didn’t look at the Dr. I started looking at the people around him. I looked at the folks in the marches with him, and their faces, and you know, there weren’t a lot of names, most were unknowns.

I kept flipping and I noticed that there were a lot of pictures about the civil rights movement the Dr. wasn’t in...people getting bit by dogs, hanging from trees, and sprayed with hoses. I realized when I would go back to the pictures of the Dr.,



that most of the time he was never alone. He had family, friends, colleagues, and organizers. The success of the civil rights movement was on the shoulder of thousands and thousands of individuals who remain nameless, not just our great Doctor.

These folks sacrificed time and money, even their life for this movement. All colors, creeds, races, and religion...they marched, they were beaten, and they were killed in the name of civil rights. They entrusted Dr. Martin Luther King, Jr. not with their safety because that couldn't be guaranteed, but that their sacrifice would mean something. They allowed him to be the tip of that spear driven into the heart of racial inequality and injustice.

See, his dream, that phenomenal speech, wasn't really just his dream. It was the dream of thousands of hundreds of thousands, and they allowed him to give that dream voice, that dream of equality. Without the sacrifice and humility of those thousands, those hundreds of thousands, we wouldn't really be standing here today to talk about Dr. Martin Luther King's birthday. Most likely, we wouldn't be talking about a celebration of an inauguration of a black president, and there is a good chance I wouldn't be standing here as a delegate. They gave of themselves, many ultimately their lives, as did the good Doctor.

I tell you, I had been kind of feeling myself when I started that speech because I won an election as the first African American ever elected out of Charles County, to any state office. I had created history. The little boy from the Midwest does good. But then when I finished, I was ultimately humbled. I had done no great thing, but that a lot of great people believed in me enough to send me here to Annapolis as their voice.

Although that civil rights era is gone some lessons may be forgotten, others will be learned, reinvented, and recreated - but this legacy will continue by others just like me.

I am thankful today for that lesson that I did not get to this House because of my own actions, but because of the sacrifice and beliefs of others. They won't be in the annals of history in Annapolis, their names aren't going to be on that board, but they believed in me. When I get weary, when my knees get weak and begin to buckle under the weight of the machinations of the body politic...I remind myself that I am not here for my own self aggrandizement, position, or title; but to be the voice of the dreams and needs of my constituents and the citizens of Maryland.

I am thankful of that lesson to an angry young black man those years ago, that violence often just begets violence and you've got to outthink your aggressor, not just out fight him. If you want peace out there, you have to find peace in here.

I am most thankful of the lesson for that little black boy laid low by racial hatred and insults, filled with shame and self-loathing and ready to give up before my life actually began. He showed me that one individual can make a difference and I don't have to be ashamed of my color or texture of my hair. I don't have to say that I am mulatto or mixed, I can embrace the term that I am "black". No matter what hatred and racism that I would have to deal with, I can make it. You know why?

Because others already have, and I would never be alone; even in my greatest sufferings. Others came before me to make my burdens just a little lighter. And these are the lessons that I have learned from the good Dr. Martin Luther King, Jr.

Thank you.

Delegate Branch moved the Delegate's remarks be journalized.

The motion was adopted.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 122 Members present.

(See Roll Call No. 24)

### **ADJOURNMENT**

At 8:33 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Tuesday, January 22, 2013.

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**Annapolis, Maryland**  
**Tuesday, January 22, 2013**

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The House met at 10:13 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Norman H. Conway of Wicomico and Worcester counties.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 130 Members present.

(See Roll Call No. 25)

The Journal of January 21, 2013 was read and approved.

**EXCUSES:**

Del. Barnes – business

Del. Beidle – business

Del. Harrison – illness

Del. A. Miller – illness

Del. Mizeur – business

**INTRODUCTION OF BILLS**

**House Bill 230 – Delegates Schulz, Afzali, Barkley, Clagett, Feldman, Hershey, Hogan, Hough, Jacobs, McDermott, W. Miller, Olszewski, Otto, Ready, and Smigiel**

AN ACT concerning

**Alcoholic Beverages – Farm Breweries and Micro-Breweries**

FOR the purpose of adding the holder of a Class 7 micro-brewery license to the list of licensees with whom a holder of a Class 8 farm brewery license may contract to brew and bottle beer from ingredients produced on the licensed farm; making certain stylistic changes; and generally relating to holders of Class 8 farm brewery licenses.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 2-209(a)(1)  
Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 2–208(c)(1) and 2–209(c)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 231 – Delegates Schulz, Barkley, Clagett, Feldman,  
Haddaway–Riccio, Kramer, Love, Olszewski, Schuh, and Stifler**

AN ACT concerning

**Alcoholic Beverages – Class 7 Limited Beer Wholesaler’s License**

FOR the purpose of creating a Class 7 limited beer wholesaler’s license that allows the license holder to sell, deliver, and distribute its own beer produced at the holder’s premises to a retail license holder or permit holder in the State under certain circumstances; repealing certain prohibitions against issuing a nonresident dealer’s permit to a certain person; authorizing the Office of the Comptroller to issue a nonresident brewery permit to a certain person licensed outside the State to sell and deliver a certain amount of beer to a retail license holder or permit holder in the State under certain circumstances; authorizing certain holders of a Class 5 manufacturer’s license or a Class 7 micro–brewery license to apply for and obtain a Class 7 limited beer wholesaler’s license if certain requirements are met; specifying certain annual license fees for a Class 7 limited beer wholesaler’s license and a nonresident brewery permit; authorizing a holder of a Class 7 limited beer wholesaler’s license to use additional locations for certain purposes on the payment of a certain fee; allowing a Class 7 limited beer wholesaler’s license to be issued only to certain persons; authorizing a holder of a Class 7 limited beer wholesaler’s license to distribute not more than a certain amount of its own beer annually; and generally relating to Class 7 beer wholesaler’s licenses.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 2–101(i)(2) and (w)(3), 2–201(b), and 2–301(a) and (b)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 2–101(z)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 65 – Chair, Finance Committee (By Request – Departmental – Workers’ Compensation Commission)**

AN ACT concerning

**Workers’ Compensation – Claim Processing – Electronic Delivery of Decisions**

FOR the purpose of providing that a copy of certain decisions by the Workers’ Compensation Commission may be sent by electronic means to a party or the party’s attorney of record under certain circumstances; and generally relating to the delivery of decisions by the Workers’ Compensation Commission.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 9–308 and 9–714  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 85 – Chair, Finance Committee (By Request – Departmental – Transportation)**

AN ACT concerning

**Maryland Port Commission – Management Personnel Appointments – Operating and Managing Port Facilities**

FOR the purpose of authorizing the Maryland Port Commission to determine the qualifications for appointment and the compensation and benefits for up to a certain number of management personnel positions required to operate and manage State–owned port facilities; establishing that those employees are State employees; recodifying certain provisions of law relating to management personnel employees performing services for certain private operating companies; making conforming and clarifying changes; and generally relating to management personnel and the Maryland Port Commission.

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 6–201.2 and 6–204(q)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 135 Members present.

(See Roll Call No. 26)

### **ADJOURNMENT**

At 10:24 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Wednesday, January 23, 2013.

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**Annapolis, Maryland**  
**Wednesday, January 23, 2013**

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The House met at 10:09 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Eric M. Bromwell of Baltimore County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 27)

The Journal of January 22, 2013 was read and approved.

**EXCUSES:**

Del. Harrison – illness

Del. Proctor – doctor’s appointment

Del. Stein – business

Del. Stifler – personal

**INTRODUCTION OF BILLS**

**House Bill 232 – Delegates Vitale, Costa, George, Kipke, McConkey,  
O’Donnell, Schuh, and Wilson**

AN ACT concerning

**Sales and Use Tax – Exemption – Parent–Teacher Organization Fundraisers**

FOR the purpose of providing that the sales and use tax does not apply to a sale by certain nonprofit parent–teacher organizations or other nonprofit organizations within an elementary or secondary school in the State; and generally relating to a sales and use tax exemption for certain nonprofit parent–teacher organizations.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 11–204(b)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 233 – Delegates McComas, Afzali, Bates, Beitzel, Cluster, Elliott, Frank, George, Glass, Gutierrez, Haddaway–Riccio, Hershey, Hogan, Hough, Impallaria, Jacobs, Kach, Krebs, McConkey, McDermott, McDonough, Norman, Ready, B. Robinson, Schuh, Schulz, Stocksdales, Szeliga, and Wood**

AN ACT concerning

**Elections – Study Commission on the Redistricting Process in Maryland**

FOR the purpose of establishing a Study Commission on the Redistricting Process in Maryland; specifying the composition, powers, and duties of the Commission; providing for the staffing of the Commission; requiring the Commission to report its findings and recommendations, including suggested constitutional and legislative changes, to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Study Commission on the Redistricting Process in Maryland.

Read the first time and referred to the Committee on Rules and Executive Nominations.

**House Bill 234 – Delegates Oaks, Carter, Clippinger, Hammen, McHale, Mitchell, Rosenberg, and Stukes**

AN ACT concerning

**Transportation – Baltimore Corridor Red Line Transit Study**

FOR the purpose of updating the fiscal years included in the Maryland Consolidated Transportation Program referencing the transit project known as the “Baltimore Corridor Transit Study – Red Line” to continue to apply certain provisions of law that specify certain factors that the Maryland Transportation Administration, in conducting the transit project, must consider and that prohibit the Administration from acquiring certain real property under certain circumstances; and generally relating to the Baltimore Corridor Transit Study.

BY repealing and reenacting, with amendments,

Chapter 2 of the Acts of the General Assembly of the 2006 Special Session, as amended by Chapter 570 of the Acts of the General Assembly of 2009  
Section 1

BY repealing and reenacting, with amendments,

Chapter 3 of the Acts of the General Assembly of the 2006 Special Session, as amended by Chapter 570 of the Acts of the General Assembly of 2009  
Section 1



Read the first time and referred to the Committee on Environmental Matters.

**House Bill 235 – Delegates McComas, Afzali, Cluster, Dwyer, Fisher, Frank, George, Glass, Impallaria, Jacobs, Kach, Krebs, McConkey, McDermott, McDonough, Norman, Schulz, Sophocleus, Stocksdales, Szeliga, Vitale, and Wood**

AN ACT concerning

**Property Tax – Assessment Worksheets – Internet Access**

FOR the purpose of requiring the State Department of Assessments and Taxation to maintain a database, available to the public on the Department's Web site, of assessment worksheets and cards that relate to the valuation of real property in the State; providing that assessment worksheets and cards may not include certain statements; and generally relating to a database, accessible to the public, of real property assessment worksheets and cards.

BY adding to

Article – Tax – Property  
Section 14–201(e)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 236 – Delegates McComas, Afzali, Bates, Beitzel, Cluster, Dwyer, Fisher, Frank, George, Glass, Gutierrez, Haddaway–Ricci, Hershey, Hogan, Hough, Impallaria, Jacobs, Kach, Krebs, McConkey, McDermott, McDonough, Norman, Ready, Schuh, Schulz, Sophocleus, Stocksdales, Szeliga, Vitale, and Wood**

AN ACT concerning

**Election Law – Districting Plan Questions – Inclusion of Map**

FOR the purpose of requiring that a question that relates to the enactment of a legislative or congressional districting plan that was petitioned to referendum include a certain map; and generally relating to districting plan questions.

BY repealing and reenacting, with amendments,

Article – Election Law  
Section 7–103(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

**House Bill 237 – Delegates Oaks, Carter, and Rosenberg**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – License Renewal**

FOR the purpose of requiring the Baltimore City Board of Liquor License Commissioners to consider certain factors in determining whether to grant an application for a license renewal when a protest against the renewal is filed; requiring the Board to deny an application for renewal if the Board makes a certain finding; requiring the Board to make its findings in writing and available to the public; and generally relating to an application for a renewal of an alcoholic beverages license in Baltimore City.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 10–301(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 238 – Delegates Oaks, Anderson, Branch, Carter, Conaway, Glenn, Haynes, Mitchell, B. Robinson, Stukes, Tarrant, and F. Turner**

AN ACT concerning

**Morgan State University – Board of Regents – Length and Limitation of Terms**

FOR the purpose of altering the length of time of the term of office of a member of the Board of Regents of Morgan State University; setting a limit on the number of terms that a member may serve; and generally relating to the terms of members of the Board of Regents of Morgan State University.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 14–102  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 239 – Delegate Kipke**

AN ACT concerning

**Full Pension Funding Act**

FOR the purpose of phasing out a certain method for determining certain employer contribution rates for the employees' and teachers' retirement and pension systems; and generally relating to the funding of the State Retirement and Pension Systems.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 21–304(e) and (f)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 240 – Delegate James**

AN ACT concerning

**Operating Budget – Capital Gains Tax Revenue – Appropriation to Revenue Stabilization Account**

FOR the purpose of requiring the Governor to include in the budget bill for each fiscal year a certain appropriation to the Revenue Stabilization Account if State income tax revenue from capital gains exceeds a certain amount; providing that the appropriation of certain State income tax revenue from capital gains to the Account shall be in addition to other required appropriations to the Account; and generally relating to the appropriation of State income tax revenue from capital gains to the Revenue Stabilization Account.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 7–311  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 241 – Delegates Jacobs, Hershey, and Smigiel**

AN ACT concerning

**Commercial Fishing and Seafood Operations – Nuisance Actions – Exemption**

FOR the purpose of expanding the application of certain provisions of law relating to the protection of agricultural operations from certain actions under certain circumstances to apply to certain commercial fishing and seafood operations; exempting certain commercial fishing and seafood operations from nuisance lawsuits; authorizing an appeal of a certain decision on a nuisance complaint against a commercial fishing or seafood operation to a circuit court in a certain manner; defining a certain term; altering the definition of a certain term; and generally relating to nuisance actions against commercial fishing or seafood operations.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 5–403  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 20–301  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 242 – Delegates Cardin, Hixson, Ivey, Luedtke, Reznik, Rosenberg, and Summers**

AN ACT concerning

**Election Law – Registration and Voting at Early Voting Centers**

FOR the purpose of authorizing an individual to apply to register to vote at certain early voting centers on a day designated for voting before election day by completing a voter registration application and providing certain proof of residency; requiring that an individual who satisfies certain requirements for registration at an early voting center be allowed to vote a provisional ballot; requiring that provisional ballots cast under this Act be separated and held apart from other provisional ballots cast at an early voting center; authorizing a registered voter to access the voting room at an early voting center for the purpose of attesting to the residency of an individual registering to vote; providing that an individual is qualified to cast a provisional ballot under this Act if the local board determines during the canvass that the individual is qualified to become a registered voter; making conforming changes; and generally relating to registering to vote and voting at early voting centers.

BY repealing and reenacting, with amendments,  
Article – Election Law

Section 3–201, 3–302, 9–404, 9–405, 10–308, 10–310(a), and 11–303  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Election Law  
Section 3–204.2 and 10–310(a–1)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 243 – Delegates McIntosh, Anderson, and M. Washington**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Revitalization of Hobbs Fitness Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$111,000, the proceeds to be used as a grant to the Board of Directors of The League for People with Disabilities, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 244 – Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)**

AN ACT concerning

**Correctional Services – Department of Public Safety and Correctional Services – Subpoena Power**

FOR the purpose of authorizing the Secretary of Public Safety and Correctional Services to subpoena, administer an oath to, and examine under oath any person under certain circumstances; repealing the authority of the Commissioner of Correction to subpoena, administer an oath to, and examine under oath any person under certain circumstances; establishing penalties for failure to appear or refusal to testify in response to a certain subpoena; establishing that a person who makes a false statement under oath before the Secretary is guilty of perjury and is subject to certain penalties; and generally relating to the powers of Department of Public Safety and Correctional Services officials.

BY adding to

Article – Correctional Services

Section 2–113.1

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing

Article – Correctional Services

Section 3–204

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 245 – Chair, Judiciary Committee (By Request – Departmental – Human Resources)**

AN ACT concerning

**Family Law – Substance–Exposed Newborns**

FOR the purpose of establishing a presumption that a child is not receiving proper care and attention from the mother for purposes of determining whether a child is a child in need of assistance under certain provisions of law; altering the factors that a juvenile court is required to consider when determining whether to terminate a parent's rights; requiring a health practitioner involved in the delivery or care of a substance–exposed newborn to make a certain report to a local department of social services except under certain circumstances; specifying the contents of the report; requiring a local department of social services to take certain actions; requiring the Secretary of Human Resources to adopt certain regulations; defining certain terms; and generally relating to substance–exposed newborns.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–818

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–323

Annotated Code of Maryland

(2012 Replacement Volume)

BY adding to

Article – Family Law  
Section 5–704.2  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 246 – Chair, Judiciary Committee (By Request – Departmental – Juvenile Services)**

AN ACT concerning

**Juvenile Law – Placement Visits – Video Conferencing**

FOR the purpose of authorizing a juvenile counselor to use video conferencing to satisfy a requirement that the juvenile counselor visit a certain child at the child's placement at certain intervals under certain circumstances; and generally relating to juvenile law.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–25  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 247 – Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)**

AN ACT concerning

**Criminal Procedure – Criminal Justice Information System Central Repository – Administration**

FOR the purpose of establishing that the Criminal Justice Information System Central Repository is the official State repository for criminal history record information; specifying the duties of the Central Repository; and generally relating to the responsibilities of the Central Repository.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 10–213  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 248 – Delegates Morhaim, Bromwell, Burns, Cardin, Cluster, DeBoy, Frank, Kach, Lafferty, Malone, Nathan–Pulliam, Olszewski, Stein, and Tarrant**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Baltimore County Humane Society**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$35,000, the proceeds to be used as a grant to the Board of Directors of the Humane Society of Baltimore County, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 249 – Delegates Kaiser, Zucker, and Luedtke**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2006 – Montgomery County – Our House Youth Home**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2006 to provide that certain grants for the Our House Youth Home may not terminate before a certain date; and generally relating to the Maryland Consolidated Capital Bond Loan of 2006.

BY repealing and reenacting, with amendments,

Chapter 46 of the Acts of the General Assembly of 2006, as amended by Chapter 219 of the Acts of the General Assembly of 2008, Chapter 707 of the Acts of the General Assembly of 2009, and Chapter 372 of the Acts of the General Assembly of 2010

Section 1(3) Item ZA01(CP) and Item ZA02(AZ)

Read the first time and referred to the Committee on Appropriations.

**House Bill 250 – Delegates Smigiel, Afzali, Eckardt, Frank, Hershey, Jacobs, Krebs, McComas, McDermott, W. Miller, Oaks, and Parrott**

AN ACT concerning

**Criminal Procedure – Victims’ Rights – Remedy and Priority of Restitution**



FOR the purpose of expanding the applicability of certain appeal rights from a victim of a violent crime to a victim of a nonviolent crime; authorizing a certain victim to appeal to the Court of Special Appeals from a certain final order; authorizing the court to stay certain other proceedings and actions upon motion of a certain victim or victim's representative if all parties consent or the court finds that the accused's right to a speedy trial or adjudication will not be violated; providing that if the court finds that a victim's right under a certain provision of law was not considered or was improperly denied, the court may grant the victim relief provided the remedy does not violate a certain constitutional right of a defendant or child respondent; prohibiting a court from providing a remedy that modifies a certain sentence or commitment unless the victim requests relief from a violation of the victim's right within a certain number of days of the alleged violation; altering a provision of law so as to provide that payment of restitution to a victim has priority over any payments to any other person or governmental unit, subject to certain exceptions; providing for the application of this Act; and generally relating to enforcement of victims' rights and priority of restitution.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 11–103 and 11–606  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Criminal Procedure  
Section 11–617(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 251 – Delegates Smigiel, Frank, Haddaway–Riccio, Hershey, Jacobs, Krebs, W. Miller, Norman, O'Donnell, Oaks, Parrott, Ready, and Schuh**

AN ACT concerning

**Vehicle Laws – Speed Monitoring and Work Zone Speed Control Systems –  
Repeal**

FOR the purpose of repealing the authority of counties and municipalities in the State to use speed monitoring systems to enforce certain highway speed laws; repealing the authority to use work zone speed control systems to enforce certain highway speed laws within work zones; requiring the publishers of the Annotated Code of Maryland, in consultation with and subject to the approval of

the Department of Legislative Services, to correct any references throughout the Code that are rendered incorrect by this Act and to describe any corrections in an editor's note following the section affected; and generally relating to the repeal of provisions of law authorizing the use of speed monitoring and work zone speed control systems.

BY repealing

Article – Transportation

Section 21–809 and 21–810

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 252 – Delegates Smigiel, Afzali, Boteler, Eckardt, Fisher, Haddaway–Riccio, Jacobs, Krebs, McComas, McDermott, W. Miller, Myers, Otto, Parrott, and Stocksdaile**

AN ACT concerning

### **State Development Plan – Repeal**

FOR the purpose of repealing a requirement that the Department of Planning prepare and revise certain plans for the development of the State for certain purposes and based on certain studies; repealing a requirement that the Department seek comments from and consult with certain local governments and seek the cooperation and advice of certain persons when preparing and revising the State Development Plan; repealing a provision stating that the Plan shall embody certain policy recommendations of the Department; repealing a requirement that the Secretary of Planning send to the Governor the Plan, substantial parts of the Plan, or revisions to the Plan; repealing a requirement that the Governor file with the Secretary of State the Plan, part of the Plan, or revisions to the Plan, together with certain comments; repealing a requirement that the Department make copies of certain materials available for general distribution or sale under certain circumstances; repealing a requirement that the Governor send copies of certain materials to certain persons under certain circumstances; repealing certain provisions relating to the required contents of the Plan; repealing a requirement that each county make a certain recommendation to the Department; repealing a requirement that the Secretary consult with and consider recommendations submitted by certain political subdivisions before making a certain designation; repealing the authority of the Secretary to adopt certain regulations; repealing a requirement that the Department furnish to certain political subdivisions the full text of certain proposed designations; repealing a requirement that the Department give certain political subdivisions a certain period of time to review and comment on a certain proposed designation; repealing a requirement that the Department publish certain designations and certain written comments; repealing a provision that prohibits

the Plan from being used in a certain manner; repealing a provision that clarifies that the Plan does not supersede certain State or local laws or regulations, affect a certain delegation of planning or zoning powers, or overturn or prevent certain decisions of a local jurisdiction; repealing a provision that prohibits the Plan from requiring a local government to change or alter a local ordinance, regulation, or comprehensive plan; repealing a certain definition; making certain conforming changes; correcting certain cross-references; and generally relating to the repeal of certain provisions relating to the State Development Plan.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 14–508(a)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 5–307(b), 5–402, 5–507, and 5–706(4)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing  
Article – State Finance and Procurement  
Section 5–601 through 5–606 and the part “Part I. Definitions; General Provisions”; and 5–608 through 5–615 and the part “Part II. Contents of Plan”; and the subtitle “Subtitle 6. State Development Plan”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

## **House Bill 253 – Washington County Delegation**

AN ACT concerning

### **Washington County – Amusement Devices**

FOR the purpose of altering the definition of “amusement device” as it relates to the operation and regulation of amusement devices in Washington County to include a game activated by an object or another consideration of value; and generally relating to the operation and regulation of amusement devices in Washington County.

BY repealing and reenacting, with amendments,  
Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 11–202

Annotated Code of Maryland  
(2011 Replacement Volume 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 254 – Allegany County Delegation**

AN ACT concerning

**Allegany County – Criminal Procedure – Custody of Arrested Persons Before Release**

FOR the purpose of requiring a police officer or an agent acting on behalf of a law enforcement agency in Allegany County to keep custody of an arrested person from the time of arrest until the person is committed by lawful authority to a State or local correctional facility, released from custody, or in the custody of another police officer; authorizing a correctional officer in Allegany County assigned to supervise and transport inmates to keep custody of or provide transport for certain arrested persons under certain circumstances; and generally relating to the custody of arrested persons.

BY adding to

Article – Criminal Procedure  
Section 2–106.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 255 – Allegany County Delegation**

AN ACT concerning

**Allegany County – Correctional Officers’ Bill of Rights**

FOR the purpose of adding Allegany County to the provisions of law relating to the Cecil County, Garrett County, and St. Mary’s County Correctional Officers’ Bill of Rights; and generally relating to the Correctional Officers’ Bill of Rights.

BY repealing and reenacting, with amendments,

Article – Correctional Services  
Section 11–1002  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 256 – Delegate Clagett**

AN ACT concerning

**Land Use – Development Rights and Responsibilities Agreements – Direct  
Judicial Review**

FOR the purpose of prohibiting a person aggrieved by a development rights and responsibilities agreement from filing an administrative appeal; authorizing a person aggrieved by a development rights and responsibilities agreement to seek direct judicial review by the circuit court by filing a request with the circuit court of the county; requiring that the judicial review be in accordance with the Maryland Rules; and generally relating to development rights and responsibilities agreements.

BY adding to

Article – Land Use

Section 7–307

Annotated Code of Maryland

(2012 Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 257 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Adult Protective Services Review Board – Membership  
Requirements**

FOR the purpose of repealing the requirement that a psychiatrist or psychologist member of the Adult Protective Services Review Board in St. Mary’s County be from the local health department; and generally relating to the Adult Protective Services Review Board in St. Mary’s County.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 14–402(a)(2)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 258 – Delegates Rosenberg, DeBoy, and Griffith**

AN ACT concerning

**Task Force to Study Phased Retirement for Maryland State Employees**

FOR the purpose of establishing the Task Force to Study Phased Retirement for Maryland State Employees; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding a phased retirement option for certain State employees; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Phased Retirement for Maryland State Employees.

Read the first time and referred to the Committee on Appropriations.

**House Bill 259 – Delegates Bobo, Arora, Barkley, Barve, Carr, Donoghue, Dumais, Gilchrist, Hubbard, Hucker, Kaiser, Mizeur, Reznik, S. Robinson, Simmons, and Zucker**

AN ACT concerning

**Campaign Finance – Affiliated Business Entities – Attribution of Contributions**

FOR the purpose of requiring that certain campaign finance contributions be attributed to one business entity contributor under certain circumstances; defining a certain term; and generally relating to the attribution of certain campaign finance contributions.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 13–226(e)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 260 – Delegate James**

AN ACT concerning

**Creation of a State Debt – Harford County – Humane Society Animal Shelter**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of The Humane Society of Harford County, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a

requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 261 – Delegates Schulz, Afzali, Aumann, Bates, Beitzel, Cluster, Eckardt, Fisher, Frank, George, Haddaway–Riccio, Hershey, Hogan, Hough, Jacobs, Krebs, McComas, McDermott, W. Miller, Norman, Otto, Ready, Schuh, Serafini, Smigiel, Stocksdales, and Vitale**

AN ACT concerning

**Corporate Income Tax – Rate Reduction**

FOR the purpose of altering the State income tax rate on the Maryland taxable income of corporations; providing for the application of this Act; and generally relating to the Maryland corporate income tax.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–105(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 262 – Delegates Haddaway–Riccio, Conway, Eckardt, Hershey, Hogan, Krebs, McComas, McDermott, Otto, Rudolph, Schuh, Schulz, and Vitale**

AN ACT concerning

**Criminal Law – Distribution of Faked Controlled Dangerous Substance –  
Substantially Similar Chemical Structure**

FOR the purpose of requiring a court, in determining if a person has violated the prohibition against distributing, attempting to distribute, or possessing with intent to distribute a certain noncontrolled substance, to consider whether the chemical structure of the noncontrolled substance is substantially similar to the chemical structure of a controlled dangerous substance; and generally relating to controlled dangerous substances.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 5–617  
Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 263 – Delegate Lafferty**

AN ACT concerning

**Property Tax Credit – Historically and Architecturally Valuable Property**

FOR the purpose of altering the amount of certain restoration and preservation expenses for certain historic structures that the governing body of a county or municipal corporation may authorize to be claimed by certain taxpayers as a property tax credit against the county or municipal property tax; providing for the application of this Act; and generally relating to a property tax credit for certain restoration and preservation expenses.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9–204(b)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 264 – Chair, Judiciary Committee (By Request – Departmental – Juvenile Services)**

AN ACT concerning

**Juvenile Law – Juvenile Records – Disclosure**

FOR the purpose of authorizing the Department of Juvenile Services to provide access to and confidential use of certain juvenile court records by certain state agencies under certain circumstances; repealing certain provisions that authorized access to and confidential use of a certain treatment plan of a child under certain circumstances; repealing the requirement that a certain agency have custody of a certain child in order to access certain information; and generally relating to juvenile records.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–8A–27(b)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.



**House Bill 265 – Delegate Hubbard**

AN ACT concerning

**University of Maryland Medical System Corporation – Public Information Act**

FOR the purpose of applying the provisions of the Public Information Act to the University of Maryland Medical System Corporation; and generally relating to the University of Maryland Medical System Corporation.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 13–303(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 266 – Caroline County Delegation**

AN ACT concerning

**Chesapeake College – Board of Trustees – Appointment of Members**

FOR the purpose of requiring the Governor to appoint the members of the Board of Trustees of Chesapeake College from a list of at least a certain number of qualified individuals submitted to the Governor by each county that supports Chesapeake College; and generally relating to the appointment of the members of the Board of Trustees of Chesapeake College.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 16–406  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 267 – Delegates Sophocleus, Burns, Dwyer, Eckardt, George, Kipke, McConkey, Minnick, Stocksdales, Valentino-Smith, Vitale, and Wood**

AN ACT concerning

**Criminal Law – Controlled Dangerous Substances – Research – Synthetic Cannabinoids**

FOR the purpose of authorizing a certain authorized provider to conduct research in the State with certain controlled dangerous substances not scheduled under federal law under certain circumstances; listing synthetic cannabinoids on Schedule I for purposes of designating controlled dangerous substances that may not be legally used, possessed, or distributed; defining a certain term; and generally relating to controlled dangerous substances.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 5–101(a)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Law  
Section 5–101(ff)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 5–304 and 5–402(d)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 268 – Chair, Appropriations Committee (By Request –  
Departmental – University System of Maryland)**

AN ACT concerning

**University of Maryland Center for Environmental Science – Joint Graduate Degree Granting Authority**

FOR the purpose of authorizing the Board of Regents of the University System of Maryland, subject to certain approvals, to authorize the University of Maryland Center for Environmental Science to award certain joint graduate degrees and post baccalaureate certificates; altering the definition of “public senior higher education institution” to include the Center; and generally relating to the degree granting authority of the University of Maryland Center for Environmental Science.

BY repealing and reenacting, with amendments,

Article – Natural Resources  
Section 3–403(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Education  
Section 10–101(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 10–101(m)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Education  
Section 12–104(o)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 269 – Delegates Luedtke, Clippinger, Cullison, A. Kelly,  
S. Robinson, Summers, and Waldstreicher**

AN ACT concerning

**Public Schools – Requirements for Controlled Access**

FOR the purpose of requiring a new school or a renovated school that receives State public school construction funds to be constructed or renovated to have controlled access to allow visitors to enter the school; providing for the application of this Act to the construction or the renovation of certain schools that have not initiated a certain Request For Proposal on or before a certain date; requiring the Board of Public Works to adopt certain regulations; defining a certain term; and generally relating to requirements for controlled access to allow visitors to enter public schools in the State.

BY adding to  
Article – Education  
Section 5–313  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 270 – Delegate Haddaway–Riccio**

AN ACT concerning

**Electrical Inspectors and Plumbing Inspectors – Master License Required**

FOR the purpose of requiring a county or local government to employ as electrical inspectors only individuals who hold, or have previously held within a certain period of time under certain circumstances, a State license or local license, as applicable, to provide electrical services as a master electrician or who are certified by certain entities; requiring a county or local government to employ as plumbing inspectors only individuals who hold a master plumber license issued by certain entities; providing certain exceptions to certain requirements of this Act; providing for the scope of certain provisions of this Act; providing for the application of this Act; providing for a delayed effective date; and generally relating to licensing requirements for electrical inspectors and plumbing inspectors.

BY repealing and reenacting, without amendments,  
Article – Business Occupations and Professions  
Section 6–101(a), (g), (h), and (k) and 12–101(a) and (l)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Business Occupations and Professions  
Section 6–313, 12–103, and 12–503  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 271 – Delegates Lafferty, Aumann, Bromwell, and Frank**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Limekilns and Log House  
Stabilization Project at Cromwell Valley Park**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$150,000, the proceeds to be used as a grant to the Board of Directors of the Cromwell Valley Park Council, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing

a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 272 – Delegates Jacobs, Hershey, and Smigiel**

AN ACT concerning

**Kent County – Deer Hunting on Private Property – Sundays**

FOR the purpose of authorizing a person to hunt deer on private property in Kent County using certain hunting equipment on certain Sundays during certain hunting seasons; and generally relating to deer hunting on private property on Sundays.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–410(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 273 – Delegates Jacobs, Hershey, and Smigiel**

**EMERGENCY BILL**

AN ACT concerning

**Kent County – Turkey Hunting on Private Property – Sundays**

FOR the purpose of authorizing a person to hunt turkey on private property on certain Sundays in Kent County; making this Act an emergency measure; and generally relating to turkey hunting on private property on Sundays.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–410(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 274 – Delegate Hubbard**

AN ACT concerning

**State Board of Examiners of Psychologists – Psychology Associates –  
Licensure**

FOR the purpose of altering the membership of the State Board of Examiners of Psychologists; requiring the Governor to appoint the psychology associate member of the Board with the advice and consent of certain individuals; requiring the Maryland Psychological Association to notify all licensed psychology associates of a certain vacancy on the Board and conduct a certain balloting process regarding the vacancy; specifying the qualifications for the psychology associate member of the Board; requiring an individual, except under certain circumstances, to be licensed by the Board before practicing psychology as a psychology associate in the State; specifying the circumstances under which a licensed psychology associate is authorized to practice psychology in the State; repealing obsolete language regarding an exemption from licensure for psychology associates; requiring an individual to meet certain requirements to qualify for licensure as a psychology associate; requiring an applicant for licensure as a psychology associate, except under certain circumstances, to pass certain examinations; requiring the Board to grant a waiver of certain licensure requirements to certain applicants; requiring the Board to maintain a roster that contains the names and certain other information regarding licensed psychology associates; repealing the requirement that continuing education requirements set by the Board be standard for all licensed psychologists; authorizing the Board, on a certain vote of its membership, to take certain action against a licensee if the licensee fails to supervise a licensed psychology associate in accordance with certain regulations; altering certain definitions; defining a certain term; repealing a certain definition; making certain conforming and stylistic changes; and generally relating to the licensure of psychology associates.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 18–101, 18–202, 18–206, 18–301, 18–302, 18–306, and 18–308 through  
18–313

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government  
Operations.

**House Bill 275 – Wicomico County Delegation**

AN ACT concerning

**Wicomico County Liquor Act of 2013**

FOR the purpose of creating in Wicomico County a refillable container license; authorizing the Board of License Commissioners to issue the license to a holder of any class of alcoholic beverages license issued by the Board except a Class C license, Class D license, Class B–Conference Center license, or Class B–Stadium license; authorizing the holder of the license to sell draft beer for consumption off the licensed premises in a certain refillable container; requiring a refillable container to meet certain requirements; requiring an applicant for the license to complete a certain form and pay a certain fee; requiring that certain applicants meet certain advertising, posting of notice, and public hearing requirements; specifying the term of the license; requiring that receipts collected under the license be included in a certain calculation of average daily receipts; specifying the hours of sale for the license; allowing a holder of the license to refill only a refillable container that was branded by the license holder; authorizing the Board to adopt certain regulations related to the license; authorizing the holder of a Class B–Stadium license to sell certain alcoholic beverages in aluminum containers under certain circumstances; increasing the total number of days during which beer, wine, or beer and wine sampling or tasting events may be held during a period for which a certain license is in effect; repealing a certain requirement that the Board determine the time by which establishments shall cease serving alcoholic beverages on a certain date; extending the hours for which alcoholic beverages may be sold on Sundays under certain circumstances; exempting a certain holder of a refillable container license from a prohibition on refilling a certain container, under certain circumstances; making stylistic changes; and generally relating to alcoholic beverages in Wicomico County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 7–101(w), 8–223, 8–412(f), 11–402(x), 11–523(c), and 12–113(c)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 8–412(a), (b), and (c)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

## **House Bill 276 – Frederick County Delegation**

AN ACT concerning

### **Frederick County – Deer Hunting – Use of Rifles**

FOR the purpose of authorizing a person to use a rifle to hunt deer throughout Frederick County during the deer firearms season; and generally relating to deer hunting in Frederick County.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–415  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 277 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)**

AN ACT concerning

**Children in Need of Assistance – Review Hearings**

FOR the purpose of requiring the juvenile court to conduct certain hearings within certain periods of time to review the status of certain children under its jurisdiction; requiring the juvenile court to take certain actions at a review hearing under this Act; establishing that a certain hearing to review a child's permanency plan satisfies the requirements for a review hearing under this Act; and generally relating to children in need of assistance.

BY adding to  
Article – Courts and Judicial Proceedings  
Section 3–816.2  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 278 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)**

AN ACT concerning

**Children in Need of Assistance – Rights of Preadoptive Parents, Foster Parents, and Caregivers of Child**

FOR the purpose of expanding the proceedings for which a local department of social services is required to provide certain notice to preadoptive parents and foster parents of a child under certain circumstances and at which preadoptive parents, foster parents, or their attorneys have the right to be heard; repealing a requirement that a local department of social services provide certain notice to



certain relatives of a child and substituting a requirement that the local department provide certain notice to caregivers of a child; repealing the right of certain relatives or their attorneys to be heard in certain proceedings concerning the child and substituting the right of caregivers of a child or their attorneys to be heard in certain proceedings concerning the child; establishing that certain individuals may not be considered to be a party solely on the basis of certain rights; defining a certain term; and generally relating to the rights of preadoptive parents, foster parents, and caregivers of a child.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–816.2

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing

Article – Courts and Judicial Proceedings

Section 3–823(i)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–823(j) and (k)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 279 – Delegates Schuh, Dwyer, and Kipke**

AN ACT concerning

#### **Business Regulation – Junk Dealers and Scrap Metal Processors – Holding Period for Junk and Scrap Metal**

FOR the purpose of requiring a junk dealer or scrap metal processor who is a resident of the State to hold in a certain county for a certain period of time junk or scrap metal purchased by the junk dealer or scrap metal processor; requiring a junk dealer or scrap metal processor, during the holding period established under this Act, to hold junk or scrap metal purchased by the junk dealer or scrap metal processor, along with a record of its purchase, at a certain business address; and generally relating to a holding period for junk or scrap metal purchased by a junk dealer or scrap metal processor.

BY adding to

Article – Business Regulation

Section 17–1011.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 280 – Delegates Krebs, Aumann, Bates, Boteler, Cardin, Cluster, Dwyer, Elliott, Fisher, Glass, Haddaway–Riccio, Jacobs, McComas, McDermott, McDonough, McMillan, W. Miller, O'Donnell, Ready, Schuh, Schulz, Smigiel, Stocksdales, and Szeliga**

AN ACT concerning

**Maryland Death Taxes – Family Property Protection Act**

FOR the purpose of repealing a certain limit on the unified credit used for determining the Maryland estate tax; repealing a requirement that the Maryland estate tax shall be in effect even if the federal estate tax is not in effect on the date of the decedent's death; repealing a requirement that the Maryland estate tax be determined without regard to a certain deduction allowed under the federal estate tax; providing for the application of this Act; and generally relating to the Maryland estate tax.

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 7–309(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 7–309(b)(1), (2), and (3)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 281 – Delegates Hough, Afzali, Boteler, Eckardt, George, Norman, and Ready**

AN ACT concerning

**Determination of Unemployment Insurance Benefits – Voluntarily Leaving Work – Valid Circumstances**

FOR the purpose of prohibiting the Secretary of Labor and Employment, except under certain circumstances, from finding that a valid circumstance for voluntarily

leaving work exists under a certain provision of law if an individual leaves work solely due to a reduction in wages; and generally relating to the determination of unemployment insurance benefits for individuals who voluntarily leave work.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 8–1001  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 282 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)**

AN ACT concerning

**Courts – Juveniles – Expungement of Records**

FOR the purpose of authorizing a person to file a certain petition for expungement of certain juvenile records; requiring the court to serve a certain petition on a certain State's Attorney; authorizing the court to order the expungement of a certain record under certain circumstances; requiring the court to consider certain criteria in its consideration of a certain petition for expungement of records; authorizing and requiring the court to deny a certain petition for expungement under certain circumstances; requiring the court to order the expungement of certain records under certain circumstances; authorizing the court to hold a certain hearing under certain circumstances; requiring the custodian of certain records to advise in writing certain persons regarding compliance with a certain court order requiring expungement under certain circumstances; authorizing the filing of an appeal by certain persons under certain circumstances; providing that this Act does not apply to certain records; defining certain terms; and generally relating to juveniles and expungement of records.

BY adding to  
Article – Courts and Judicial Proceedings  
Section 3–8A–27.1  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 283 – Delegates Hough, Afzali, Arora, Boteler, Eckardt, George, Norman, Ready, and Szeliga**

AN ACT concerning

**Unemployment Insurance – Appeal of Benefit Determination – Discovery of Financial Crime**

FOR the purpose of authorizing an employer to file an appeal with the Lower Appeals Division within a certain time period after the employer discovered, or should have discovered, that an individual receiving benefits committed a financial crime against the employer while employed by the employer; and generally relating to the appeal of the determination of unemployment insurance benefits.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 8–508  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 284 – Delegate Beitzel**

AN ACT concerning

**Vehicle Laws – School Vehicles – Definition**

FOR the purpose of altering the definition of “school vehicle” to include certain vehicles that meet certain standards and requirements and were originally titled in another state and used to transport children, students, and teachers in that state; and generally relating to school vehicles.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 11–154  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 11–173 and 11–174  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 285 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary's County – Alcoholic Beverages – Micro-Brewery License**

FOR the purpose of adding St. Mary's County to the list of counties in which a Class 7 micro-brewery license may be issued; adding St. Mary's County to the list of counties in which the license holder may sell at retail beer brewed under the license for consumption off the licensed premises under certain conditions; providing that a Class 7 micro-brewery license may be issued to a holder of a Class B beer, wine and liquor license in St. Mary's County; providing for the hours and days for sale for a Class 7 micro-brewery license; and generally relating to alcoholic beverages in St. Mary's County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 2–208  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 286 – Delegates Niemann, Beidle, Glenn, and Lafferty**

AN ACT concerning

**Real Property – Common Ownership Communities – Foreclosure of Liens**

FOR the purpose of authorizing the governing body of a common ownership community to foreclose on a lien against a unit owner, member, or lot owner only if the damages secured by the lien consist solely of certain delinquent assessments under certain circumstances; defining certain terms; and generally relating to the foreclosure of liens by the governing body of a common ownership community.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 14–204  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 287 – Delegate Hubbard**

AN ACT concerning

**Department of Health and Mental Hygiene – Study of Paratransit Services  
for Dialysis Patients**

FOR the purpose of requiring the Department of Health and Mental Hygiene to conduct a certain study of paratransit services provided for dialysis patients in the State; requiring the study to make certain determinations and evaluate scheduling of certain dialysis treatments; requiring the Department to report the findings and any recommendations based on the study to the Governor and certain committees of the General Assembly on or before a certain date; and generally relating to a study of paratransit services for dialysis patients in the State.

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 288 – St. Mary’s County Delegation**

AN ACT concerning

#### **St. Mary’s County – Public Facility Bonds**

FOR the purpose of authorizing and empowering the County Commissioners of St. Mary’s County, from time to time, to borrow not more than \$30,000,000 in order to finance the construction, improvement, or development of certain public facilities in St. Mary’s County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and relating generally to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Appropriations.

### **House Bill 289 – Delegates Cardin, Bromwell, Donoghue, Morhaim, Murphy, and Tarrant**

AN ACT concerning

#### **Maryland Loan Assistance Repayment Program for Physicians – Participation in a Consumer Operated and Oriented Plan (CO-OP) Network**

FOR the purpose of authorizing the Office of Student Financial Assistance to assist in the repayment of an education loan owed by a physician who practices primary care and participates in the provider network of a Consumer Operated and Oriented Plan (CO-OP) that sells health benefit plans through the Maryland Health Benefit Exchange; establishing the priority of funding, through the Maryland Loan Assistance Repayment Program for Physicians, for the repayment of education loans for physicians practicing primary care and participating in the provider network of a CO-OP; establishing requirements for the amount of a loan awarded to a physician who practices primary care and participates in the provider network of a CO-OP; defining a certain term; and generally relating to the Maryland Loan Assistance Repayment Program for Physicians.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 18–2801, 18–2805, and 18–2806  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Education  
Section 18–2802 through 18–2804  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 290 – Caroline County Delegation**

AN ACT concerning

#### **Chesapeake College – Authorization of Debt for Capital Projects – Simple Majority Plus One Requirement**

FOR the purpose of altering the budget approval process for Chesapeake College to require that certain capital items or programs that would require certain debt service payments be approved by a simple majority plus one of the member counties that support the college; providing that certain capital items or programs that are not approved by a simple majority plus one are deleted from the proposed budget; and generally relating to the approval of certain capital items or programs in the Chesapeake College budget.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 16–301(f)  
Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 291 – Delegate Feldman**

AN ACT concerning

**Real Property – Stopping Fraud in Mortgage Assistance Relief Services Act  
of 2013**

FOR the purpose of requiring certain mortgage assistance relief service providers to comply with certain provisions of federal law; authorizing the Attorney General or the Commissioner of Financial Regulation to seek an injunction to prohibit a violation of certain provisions of this Act; authorizing the Attorney General and the State's Attorney to conduct the criminal investigation and prosecution of mortgage assistance relief services violations under certain provisions of this Act; authorizing a private right of action for a violation of certain provisions of this Act under certain circumstances; establishing the venue for certain actions; imposing certain penalties for a violation of certain provisions of this Act under certain circumstances; establishing that a certain exception applies only to certain individuals; defining certain terms; establishing that this Act supersedes certain provisions of law under certain circumstances; and generally relating to mortgage assistance relief services.

BY adding to

Article – Real Property

Section 7–501 through 7–510 to be under the new subtitle “Subtitle 5. Mortgage Assistance Relief Services”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters and the Committee on Economic Matters.

**House Bill 292 – Chair, Judiciary Committee (By Request – Departmental – State Police)**

AN ACT concerning

**Public Safety – Statewide DNA Data Base System – DNA Sample Collection  
on Arrest – Repeal of Sunset**

FOR the purpose of repealing the termination date for certain provisions of the statewide DNA data base law applicable to the collection, analysis, and reporting of certain information relating to DNA; and generally relating to the statewide DNA data base system.



BY repealing and reenacting, with amendments,  
Chapter 337 of the Acts of the General Assembly of 2008  
Section 4

Read the first time and referred to the Committee on Judiciary.

**House Bill 293 – Delegates Hubbard, Boteler, Cardin, Cluster, Costa, K. Kelly,  
Kipke, Malone, and Olszewski**

AN ACT concerning

**Construction Contracts Awarded by Public Bodies – Retention of Percentage  
as Security**

FOR the purpose of altering the cap on the percentage amount of a contract for construction awarded by a public body that may be specified in the contract as retainage for security; repealing the provision of law that limits the retainage to a certain percent of the contract except under certain circumstances; and generally relating to the retention as security of a percentage of the amount of a contract for construction awarded by a public body.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 17–110  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government  
Operations.

**INTRODUCTION OF BILLS**

**House Bill 294 – The Speaker (By Request – Administration) and Delegates  
Anderson, Arora, Barkley, Bobo, Cardin, Carr, Clippinger, Cullison,  
Dumais, Feldman, Frick, Gilchrist, Gutierrez, Guzzone, Haynes,  
Hubbard, Hucker, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Luedtke,  
Mitchell, Murphy, Pena–Melnik, Reznik, S. Robinson, Rosenberg,  
Simmons, Stein, Summers, Tarrant, Valderrama, Valentino–Smith,  
Walker, and Zucker**

AN ACT concerning

**Firearm Safety Act of 2013**

FOR the purpose of altering the authorization for a person to wear, carry, or transport a handgun to be within certain limitations; designating certain firearms as assault weapons; prohibiting, with certain exceptions, a person from transporting an assault weapon into the State or possessing, selling, offering to sell, transferring, purchasing, or receiving an assault weapon; authorizing certain licensed firearms dealers to continue to possess, sell, offer for sale, or transfer assault long guns or copycat weapons under certain circumstances; authorizing certain persons to continue to possess assault long guns or copycat weapons under certain circumstances; altering the maximum capacity of rounds of ammunition allowable to be manufactured, sold, offered for sale, purchased, received, or transferred for a firearm; making it a misdemeanor to use an assault long gun or a copycat weapon or a magazine that exceeds a certain maximum capacity of rounds of ammunition in the commission of a felony or a crime of violence; requiring a certain hearing officer, after making a certain determination, to order certain individuals to surrender firearms in the individual's possession under certain circumstances; prohibiting a certain person from selling, purchasing, renting, transferring, or receiving a certain regulated firearm unless the person presents or possesses a certain handgun qualification license issued by the Secretary of State Police; establishing certain requirements and procedures for the issuance and renewal of a certain handgun qualification license; authorizing the Secretary to revoke a certain handgun qualification license under certain circumstances; requiring a certain person to return a certain handgun qualification license under certain circumstances; requiring certain fees; requiring a certain licensee or designated law enforcement agency to transfer a certain firearm application to the Secretary in an electronic format; authorizing a certain hearing for a certain aggrieved person under certain circumstances; altering the circumstances under which a person is prohibited from possessing a certain regulated firearm; making it a misdemeanor for a certain person to possess certain ammunition if the person is prohibited from possessing a certain firearm under certain circumstances; establishing certain penalties; requiring certain persons to provide certain data about a certain person to a certain federal index in a certain manner under certain circumstances; authorizing a certain person who is subject to certain prohibitions from possessing certain firearms to apply for certain relief from certain prohibitions under certain circumstances; establishing the procedures and requirements for a person who is subject to certain prohibitions on the possession of certain firearms to apply for certain relief for certain prohibitions; requiring certain persons to enter into a certain memorandum of understanding; requiring a person who moves into the State for the purpose of establishing residency to register certain firearms within a certain time period with the Secretary in a certain manner; providing that certain information is not open to public inspection; prohibiting a certain person from possessing a rifle or shotgun under certain circumstances; requiring a certain applicant for a certain firearm permit to complete a certain firearm training course under certain circumstances; exempting a certain applicant for a permit from a certain training requirement under certain circumstances; defining certain terms; and generally relating to firearms.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 4–203(b) and 4–301 through 4–306  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health – General  
Section 10–632(g)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 5–101, 5–118(b)(2) and (3), 5–120, 5–133, 5–143, 5–205, 5–206, 5–301,  
and 5–306  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Public Safety  
Section 5–117.1, 5–118(b)(4), 5–133.1, 5–133.2, 5–133.3, and 5–143  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Public Safety  
Section 5–119  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary and the Committee on Health and Government Operations.

**House Bill 295 – The Speaker (By Request – Administration) and Delegates Rosenberg, Anderson, Arora, Aumann, Barnes, Barve, Bobo, Branch, Braveboy, Burns, Cane, Cardin, Carr, Carter, Conaway, Cullison, Dumais, Feldman, Frick, Frush, Gaines, Gilchrist, Glenn, Griffith, Gutierrez, Guzzone, Haynes, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Ivey, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Love, Luedtke, McIntosh, A. Miller, Mitchell, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Niemann, Oaks, Pena–Melnik, Pendergrass, Proctor, Reznik, B. Robinson, S. Robinson, Simmons, Summers, Tarrant, F. Turner, V. Turner, Valderrama, Valentino–Smith, A. Washington, M. Washington, and Zucker**

AN ACT concerning

**Death Penalty Repeal and Appropriation from Savings to Aid Survivors of Homicide Victims**

FOR the purpose of repealing the death penalty; repealing procedures and requirements related to the death penalty; providing that in certain cases in which the State has filed a notice to seek a sentence of death, the notice shall be considered withdrawn and it shall be considered a notice to seek a sentence of life imprisonment without the possibility of parole under certain circumstances; providing that certain persons serving life sentences are not eligible for Patuxent Institution under certain circumstances; altering the circumstance concerning parole for persons serving life sentences when the State sought a certain penalty; requiring the Governor to include in the annual budget submission for certain fiscal years a certain amount for the State Victims of Crime Fund; making conforming and clarifying changes; and generally relating to the repeal of the death penalty.

BY repealing

Article – Correctional Services

Section 3–901 through 3–909 and the subtitle “Subtitle 9. Death Penalty Procedures”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing

Article – Criminal Procedure

Section 7–201 through 7–204 and the subtitle “Subtitle 2. Proceedings After Death Sentences”; 8–108 and 11–404

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Correctional Services

Section 4–101(e)(2), 4–305(b)(2), 6–112(c), 7–301(d)(2), and 7–601(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–8A–03(d)(1), 3–8A–06(a), 8–404, 8–420, 9–204, and 12–307

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 3–105(b), 3–106(a), 3–107(a), 4–204(b), 5–101(c), 7–101, 7–103(b),  
7–107(b), and 11–916  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing

Article – Criminal Law  
Section 2–103(h), 2–202, 2–301, 2–303; and 2–401 and the subtitle “Subtitle 4.  
Review by Court of Appeals”  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law  
Section 2–201(b), 2–304(a), 2–305, and 14–101  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General  
Section 8–505(b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 16–812(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

## LETTERS OF REASSIGNMENT

### MEMORANDUM

To: Hon. Sheila E. Hixson, Chairman, W&M  
From: Michael E. Busch, Speaker  
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 147	ECM

Read and ordered journalized.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 28)

### **ADJOURNMENT**

At 10:25 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Thursday, January 24, 2013.

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**Annapolis, Maryland**  
**Thursday, January 24, 2013**

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The House met at 10:07 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Gail H. Bates of Howard County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 124 Members present.

(See Roll Call No. 29)

The Journal of January 23, 2013 was read and approved.

**EXCUSES:**

Del. Bromwell – business  
Del. Carr – personal  
Del. Donoghue – doctor’s appointment  
Del. Harrison – illness  
Del. Kach – illness  
Del. Kipke – illness  
Del. O’Donnell – personal  
Del. Ready – late – inclement weather  
Del. Valderrama – funeral  
Del. Vaughn – personal  
Del. Vitale – personal  
Del. Wilson – personal

**INTRODUCTION OF BILLS**

**House Bill 296 – Chair, Economic Matters Committee**

AN ACT concerning

**Division of Labor and Industry and Associated Boards and Councils – Sunset  
Extension and Program Evaluation**

FOR the purpose of continuing the State Amusement Ride Safety Advisory Board, the Occupational Safety and Health Advisory Board, the Apprenticeship and Training Council, and the Board of Boiler Rules in accordance with the provisions of the Maryland Program Evaluation Act (Sunset Law) by extending

to a certain date the termination provisions relating to the statutory and regulatory authority of the boards and council; altering certain termination provisions to apply only to certain boards and a certain council; repealing the termination provision for the Division of Labor and Industry; repealing a certain termination provision that applies to the regulation of the employment of minors and wages and hours; requiring that an evaluation be made of the Division of Labor and Industry on or before a certain date; repealing the Advisory Council on Prevailing Wage Rates; repealing the requirement that certain employment agencies submit to the Commissioner of Labor and Industry a certain penal bond and related provisions of law; requiring the Prevailing Wage Unit to advise and submit recommendations to the Commissioner regarding the Commissioner's functions under certain provisions of law; authorizing the Commissioner to ask certain units of State and local governments to provide certain information to the Prevailing Wage Unit; authorizing the Commissioner to conduct, under certain circumstances, an investigation regarding whether certain provisions of law have been violated; authorizing the Commissioner to take certain actions regarding the violation of certain provisions of law; authorizing the Attorney General to take certain actions under certain provisions of this Act; authorizing the Commissioner to assess a certain civil fine for a violation of a certain provision of law; altering a certain reporting requirement; requiring the Board of Boiler Rules to meet with and consult the State Board of Stationary Engineers at least a certain number of times a year; requiring the Division to submit a certain report to certain committees of the General Assembly on or before a certain date; requiring the Workplace Fraud Unit to submit a certain report to the General Assembly on or before a certain date; requiring the Commissioner to submit a certain report to the Governor and the General Assembly on or before a certain date; repealing a certain definition; and generally relating to the Division of Labor and Industry and associated boards and councils.

BY adding to

Article – Business Regulation

Section 3–315

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing

Article – Business Regulation

Section 3–601; 9–201 and 9–202 and the Subtitle “Subtitle 2. Administration and Enforcement”; and 9–301

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 9–101

Annotated Code of Maryland



(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 2–107(f), 3–103, 3–704, 3–712, 3–801, 3–802, 3–914, 3–920, and 11–402

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing

Article – Labor and Employment

Section 2–109, 3–706, and 5–607

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Labor and Employment

Section 3–306.1, 3–608, 3–1008, and 5–306

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 12–904 and 12–919

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article – State Finance and Procurement

Section 17–203

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 8–403(b)(2), (3), (9), (33), and (42)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing

Article – State Government

Section 8–403(b)(55)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY renumbering

Article – State Government

Section 8–403(b)(56) through (69), respectively

to be Section 8–403(b)(55) through (68), respectively  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 297 – Delegates Olszewski, Minnick, and Weir**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Dundalk Youth Services Arts Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Dundalk Youth Services Center, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 298 – Carroll County Delegation**

AN ACT concerning

**Carroll County – Alcoholic Beverages – Farmers’ Markets**

FOR the purpose of altering the number and term of winery special event permits the Comptroller may issue to Class 4 Maryland limited wineries for use at certain farmers’ markets in Carroll County; authorizing the Comptroller to issue a winery special event permit for unlimited use for a certain amount of time each week; and generally relating to the issuance of winery special event permits for use at farmers’ markets in Carroll County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 2–101(u)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 2–101(u)(11)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 299 – Delegates Barkley, Reznik, and S. Robinson**

AN ACT concerning

**Creation of a State Debt – Montgomery County – RCI Group Home Renovations**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of Residential Continuum, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 300 – Delegate Krebs**

AN ACT concerning

**Carroll County – Alcoholic Beverages – Special Beer Festival Licenses**

FOR the purpose of specifying that the Board of License Commissioners for Carroll County may issue one or more special beer festival licenses; requiring the Board to approve one weekend for each special beer festival under certain circumstances; making stylistic changes; and generally relating to special beer festivals in Carroll County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 8–805  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 301 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Alcoholic Beverages – Class 6 Pub–Brewery License**

FOR the purpose of authorizing the State Comptroller to issue a Class 6 pub–brewery license to a holder of a certain alcoholic beverages license that is issued for use on the premises of a restaurant located in St. Mary’s County; and generally relating to the issuance of a Class 6 pub–brewery license in St. Mary’s County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 2–207(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 2–207(b), (c), (d), (e), and (f)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 302 – Delegates Glenn, Anderson, Carter, Oaks, and B. Robinson**

AN ACT concerning

**Maryland Medical Marijuana Act**

FOR the purpose of authorizing the medical use of marijuana under certain circumstances; repealing certain criminal provisions that allow the imposition of a certain fine or the use of an affirmative defense for use or possession of marijuana or use or possession of drug paraphernalia related to marijuana under certain circumstances; requiring the Department of Health and Mental Hygiene to adopt certain regulations on or before a certain date; authorizing the Department to vary certain fees in a certain manner; authorizing the Department to accept certain donations for a certain purpose; requiring the Department to issue a certain report to the Governor and the General Assembly on or before a certain date each year; authorizing certain persons to file a certain action under certain circumstances; providing that certain documents shall be deemed a valid registry identification card under certain circumstances; providing that a certain representation to a law enforcement official is punishable by a certain fine; establishing the Medical Marijuana Advisory Board in the Department; providing for the membership, quorum requirements, and staffing of the Board; prohibiting a member of the Board from receiving compensation but providing that a member may receive certain reimbursement; providing for the duties of the Board; establishing certain application processes for compassion centers, compassion center associates, designated caregivers, and qualifying patients; providing that certain compassion centers are subject to reasonable inspection by the Department; requiring the Department to provide a compassion center certain notice before conducting an inspection;

establishing certain requirements for compassion centers, compassion center associates, designated caregivers, and qualifying patients; authorizing counties and municipalities to enact certain limits and zoning regulations regarding compassion centers; requiring the Department to notify a designated caregiver of a certain notice; providing that certain protections for a designated caregiver expire a certain time after a certain notification; providing that certain registry identification cards from other jurisdictions shall have the same force and effect as a registry identification card issued by the Department; prohibiting certain designated caregivers from possessing over a certain amount of marijuana; authorizing certain designated caregivers to receive compensation under certain circumstances; prohibiting a qualifying patient from possessing over a certain amount of marijuana under certain circumstances; providing that certain qualifying patients and designated caregivers may not be subject to penalty for certain actions; providing that a practitioner may not be subject to penalty solely for providing a certain certification or a certain statement; prohibiting certain entities from discriminating against or penalizing certain persons; providing for a certain presumption for the medical use of marijuana; providing that certain evidence may rebut a certain presumption; prohibiting a person from being denied custody of or visitation with a minor for the sole reason of conduct allowed under this Act; providing that there may not be a presumption of neglect or child endangerment for the sole reason of conduct allowed under this Act; providing that medical use of marijuana shall be considered the equivalent of the authorized use of certain medication under certain circumstances; prohibiting marijuana and certain other property from being seized or forfeited under certain circumstances; providing that compassion centers and compassion center associates may not be subject to penalty for certain activities; prohibiting certain law enforcement agencies from providing certain information to certain entities under certain circumstances; clarifying that this Act does not authorize certain activities; providing that nothing in this Act may be construed to require certain activities; providing for the confidentiality of certain information under certain circumstances; requiring the Department to establish a certain verification system; defining certain terms; and generally relating to the medical use of marijuana.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 5–601(c) and 5–619(c)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General

Section 25–101 through 25–703 to be under the new title “Title 25. Maryland Medical Marijuana Act”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Judiciary.

**House Bill 303 – Delegates Nathan–Pulliam, Oaks, Bromwell, Burns, Costa, Cullison, Donoghue, Elliott, Haynes, Jones, Kach, A. Kelly, Kipke, McDonough, Morhaim, Murphy, Pena–Melnik, Reznik, Rosenberg, Tarrant, and V. Turner**

AN ACT concerning

**Task Force to Study Point–of–Care Testing for Lead Poisoning**

FOR the purpose of establishing the Task Force to Study Point–of–Care Testing for Lead Poisoning; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding the use of and reimbursement for point–of–care testing to screen and identify children with elevated blood–lead levels; requiring the Task Force to report its findings and recommendations to the Governor and certain legislative committees on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Point–of–Care Testing for Lead Poisoning.

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 304 – Delegates Afzali, Bates, Beitzel, Eckardt, Frank, Hogan, Luedtke, McComas, Niemann, Otto, Ready, Schulz, and Stocksdaile**

AN ACT concerning

**Transportation – Advertising Signs on State Highways for Agricultural Businesses Authorized**

FOR the purpose of authorizing, subject to certain requirements, a person to place or maintain an advertising sign for certain agricultural businesses on a State highway; providing that certain provisions of law regulating the placement and maintenance of outdoor signs in certain locations do not apply to a sign placed in accordance with this Act; making stylistic changes; and generally relating to advertising signs for agricultural products on certain highways.

BY repealing and reenacting, without amendments,

Article – Land Use

Section 4–102

Annotated Code of Maryland  
(2012 Volume)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 8–605 and 8–714  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 305 – Carroll County Delegation**

AN ACT concerning

#### **Carroll County – Budgeting and Finance Procedures – Surplus Funds**

FOR the purpose of repealing a certain requirement that budgeting and finance procedures established by the County Commissioners of Carroll County provide that certain surplus funds of the County be included as revenue for the budget for the next fiscal year; and generally relating to the budgeting and finance procedures established by the County Commissioners of Carroll County.

BY repealing  
The Public Local Laws of Carroll County  
Section 3–601(19)  
Article 7 – Public Local Laws of Maryland  
(2004 Edition and October 2011 Supplement, as amended)

BY repealing and reenacting, with amendments,  
The Public Local Laws of Carroll County  
Section 3–601(20) and (21)  
Article 7 – Public Local Laws of Maryland  
(2004 Edition and October 2011 Supplement, as amended)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 306 – Delegates O'Donnell, Haddaway–Riccio, and Lafferty**

#### **EMERGENCY BILL**

AN ACT concerning

#### **Natural Resources – Aquaculture – Shellfish Nursery Permits**

FOR the purpose of prohibiting a person from engaging in the commercial rearing of shellfish seed outside certain leased areas without first obtaining a shellfish nursery permit from the Department of Natural Resources; placing certain limitations on the issuance and scope of a permit for land-based and in-water

shellfish nursery operations; providing that certain water quality classifications and restrictions established by the Department of the Environment may not affect certain in–water shellfish nursery operations; clarifying that a person is not required to obtain a water column lease or a submerged land lease for in–water shellfish nursery operations; establishing a certain application process and a certain application fee for permit applications; authorizing the Department of Natural Resources to deny a permit application for reasonable cause or to include conditions in a permit; establishing a certain term for a permit; authorizing the Department of Natural Resources to suspend or revoke a permit for certain reasons; requiring a permit holder to allow certain inspections by the Department of Natural Resources; authorizing the Department of Natural Resources to adopt regulations implementing this Act; defining a certain term; making this Act an emergency measure; and generally relating to shellfish nursery permits.

BY adding to

Article – Natural Resources  
Section 4–11A–23  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 307 – Carroll County Delegation**

AN ACT concerning

#### **Carroll County – Maintenance of Effort – Adjustment for Decreasing Student Enrollment**

FOR the purpose of altering the required maintenance of effort appropriation that the county governing body of Carroll County must make to the school operating budget when there is a decrease in student enrollment under certain circumstances; providing for the application of certain provisions of this Act; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to Carroll County and the maintenance of effort requirement.

BY repealing and reenacting, with amendments,

Article – Education  
Section 5–202(d)(1)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Education  
Section 5–202(d)(1)



Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)  
(As enacted by Chapter 6 of the Acts of the General Assembly of 2012)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 308 – Delegates Krebs, Olszewski, Aumann, Cluster, Glass, Kach, Kipke, McComas, McDermott, W. Miller, Ready, Schuh, Smigiel, and Stocksdales**

AN ACT concerning

**Taxpayer Protection Act – State Income Tax – Consumer Price Index  
Adjustments**

FOR the purpose of altering certain State income tax rate bracket thresholds by a certain cost-of-living adjustment; providing for the application of this Act; and generally relating to a cost-of-living adjustment for certain income tax rate brackets.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–105(a)(1)(iii) and (2)(iii)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 10–105(e)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 309 – Delegates Norman, Anderson, Braveboy, Cardin, Clippinger, Cluster, Dumais, Eckardt, Feldman, Frank, George, Ivey, Jacobs, James, K. Kelly, Krebs, Lafferty, McComas, McConkey, McDermott, Mitchell, Niemann, Otto, Reznik, Simmons, Smigiel, Stein, Stocksdales, Valentino-Smith, Vallario, Vitale, Wilson, and Wood**

AN ACT concerning

**Courts – Discovery – Examination in Aid of Enforcement of Money Judgment**

FOR the purpose of authorizing a judgment creditor to obtain discovery in aid of enforcement of a money judgment entered or recorded in a circuit court or in the District Court by use of a court ordered examination of certain persons under

oath before a judge or examiner; establishing certain timing, notice, and procedural requirements for court ordered examinations in aid of enforcement of a money judgment; and generally relating to an examination in aid of enforcement of a money judgment entered or recorded in a circuit court or in the District Court.

BY adding to

Article – Courts and Judicial Proceedings

Section 11–404

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 310 – Carroll County Delegation**

AN ACT concerning

#### **Carroll County – Gaming**

FOR the purpose of authorizing certain organizations in Carroll County to conduct a card game, card tournament, or casino night under certain circumstances; requiring an organization to obtain a permit from the Board of License Commissioners before conducting a card game, card tournament, or casino night; requiring an organization that seeks a permit to meet certain requirements; specifying that a card game, card tournament, or casino night may be managed and organized by certain organizations; requiring an individual who participates in or helps operate a card game, card tournament, or casino night to be of a certain age; specifying that a permit holder may receive a certain maximum number of permits in a calendar year; providing a certain time limit on a card game, card tournament, or casino night; specifying that a permit is not transferable; requiring that proceeds from a card game, card tournament, or casino night be used for certain purposes and may not be used for other purposes; specifying that the operation of a card game, card tournament, or casino night may not occur during a certain time; authorizing a permit holder under this Act to charge only a pre-set entrance fee; requiring participants in a card game, card tournament, or casino night to use tokens and not cash for wagering under certain circumstances; prohibiting a permit holder from exchanging tokens under certain circumstances; requiring a permit holder to submit a financial report to the Sheriff's Office under certain circumstances; authorizing the Board of County Commissioners to adopt certain regulations; providing a certain penalty; defining certain terms; and generally relating to gaming in Carroll County.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 13–906

Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Law  
Section 13–906.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 311 – Delegates K. Kelly, Arora, Clippinger, Cluster, Conaway, Dumais, Hough, Lee, McComas, McDermott, Mitchell, Simmons, Valderrama, and Valentino–Smith**

AN ACT concerning

**Crimes – Requirement to Report Death or Disappearance of Minor – Penalties**

FOR the purpose of requiring, under certain circumstances, a parent or other person who has permanent care or custody or responsibility for the supervision of a minor under a certain age to notify, within a certain period of time, the appropriate law enforcement agency that the minor is a missing child; requiring, under certain circumstances, a parent or other person who has permanent care or custody or responsibility for the supervision of a minor to notify, within a certain period of time, the appropriate law enforcement agency or medical authority that the minor has died; establishing certain penalties; defining a certain term; and generally relating to a requirement to report the death or disappearance of a minor.

BY adding to  
Article – Criminal Law  
Section 3–608 and 3–609  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 312 – Delegates Pena–Melnik, Afzali, Barkley, Beidle, Bobo, Braveboy, Bromwell, Carr, Carter, Costa, Cullison, Eckardt, Elliott, Frank, Frush, Gaines, George, Glenn, Griffith, Gutierrez, Haddaway–Riccio, Healey, Holmes, Hubbard, Ivey, Jameson, Jones, A. Kelly, Kipke, Krebs, Lee, Luedtke, McComas, A. Miller, Mizeur, Morhaim, Murphy, Nathan–Pulliam, O'Donnell, Oaks, Ready, Reznik, Rosenberg, Schuh, Sophocleus, Summers, Szeliga, Tarrant, V. Turner, Valderrama, Vitale, Walker, and Wilson**

AN ACT concerning

**Mammograms – Dense Breast Tissue – Notification**

FOR the purpose of requiring certain centers that produce, develop, or interpret mammograms to provide a certain notice to certain patients under certain circumstances; altering a certain definition; defining a certain term; and generally relating to mammograms, dense breast tissue, and notification.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 20–115  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 313 – Delegates Pena–Melnyk and V. Turner**

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishments – Inspections**

FOR the purpose of requiring licensees or employees of licensees to give certain access to certain members or employees of the State Board of Morticians and Funeral Directors for purposes of conducting certain inspections; requiring the Board to provide certain results to certain licensees within a certain period of time; altering the circumstances under which unannounced inspections of funeral establishments may include advance notice; making certain clarifying changes; and generally relating to the State Board of Morticians and Funeral Directors, funeral establishments, and inspections.

BY repealing and reenacting, without amendments,  
Article – Health Occupations  
Section 7–205(a)(8)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 7–409  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 314 – Delegates Pena–Melnyk, V. Turner, Costa, Frank, Hubbard, A. Kelly, Murphy, Oaks, and Tarrant**

AN ACT concerning

**State Board of Morticians and Funeral Directors – Authority to Discipline – Funeral Establishment Licenses**

FOR the purpose of expanding the authority of the State Board of Morticians and Funeral Directors to discipline the holders of funeral establishment licenses under certain circumstances; and generally relating to the disciplinary authority of the State Board of Morticians and Funeral Directors and funeral establishment licenses.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 7–316  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 315 – Delegates Hixson, Cullison, Gutierrez, Hucker, Kaiser, Luedtke, and A. Miller**

AN ACT concerning

**Residential Leases – Rent Stabilization and Just Cause Evictions**

FOR the purpose of prohibiting a landlord from using a lease containing a provision that requires a tenant to carry renter’s insurance naming the landlord as beneficiary; restricting rental fee increases on certain residential rental units to a certain percentage of the base rent; providing that a landlord may exceed the maximum rental fee increase authorized by this Act under certain circumstances; requiring a landlord to give a certain notice of a certain rental fee increase; authorizing a tenant to petition the District Court for a certain relief if a landlord increases a rental fee beyond the limitations imposed by this Act; authorizing the governing body of any county or Baltimore City to enact a certain ordinance covering rental fees covered by this Act; prohibiting a certain landlord from evicting a tenant in the absence of just cause; providing for the application of this Act; defining certain terms; and generally relating to residential leases.

BY repealing and reenacting, without amendments,  
Article – Real Property  
Section 8–201  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 8–208(d)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Real Property  
Section 8–209 and 8–216  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 316 – Delegate Davis**

AN ACT concerning

#### **Consumer Protection – Children’s Online Privacy Protection**

FOR the purpose of prohibiting a person from violating the federal Children’s Online Privacy Protection Act; prohibiting certain persons who engage in certain activities relating to the Internet or an online service from using certain information to display or transmit an advertisement for a product or service to certain children under certain circumstances; providing that a violation of this Act is an unfair or deceptive trade practice under the Maryland Consumer Protection Act and is subject to certain enforcement actions and penalties; authorizing an individual who is affected by a violation of this Act to bring an action against the person that violates this Act to recover reasonable attorney’s fees and damages in a certain amount; defining certain terms; and generally relating to the protection of children’s online privacy.

BY adding to  
Article – Commercial Law  
Section 14–4001 through 14–4004 to be under the new subtitle “Subtitle 40.  
Children’s Online Privacy Protection”  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 317 – Delegates W. Miller, Afzali, Aumann, Bates, Beitzel, Boteler, Cluster, Costa, Dwyer, Eckardt, Fisher, Frank, George, Glass, Haddaway–Riccio, Hershey, Hogan, Hough, Impallaria, Jacobs, Kach, Kipke, Krebs, McComas, McConkey, McDermott, McDonough, McMillan, Myers, Norman, O'Donnell, Parrott, Ready, Schuh, Schulz, Serafini, Smigiel, and Stocksdales**

AN ACT concerning

**State Government – E-Verify Program**

FOR the purpose of declaring that it is the public policy of the State to restrict and deter the use of unauthorized alien workers in the performance of public contracts and grants in the State; specifying criteria for mandatory registration in a certain federal E-Verify program for certain contractors and grantees; prohibiting noncompliant persons or entities from performing certain contracts; imposing certain requirements on certain subcontractors; authorizing the Commissioner of Labor and Industry to assess certain penalties for a violation of this Act; providing that the penalties imposed under the authority of this Act do not apply to certain contractors and grantees under certain circumstances; defining certain terms; and generally relating to the employment of unauthorized alien workers and the federal E-Verify program.

BY adding to

Article – State Finance and Procurement

Section 20–101 through 20–105 to be under the new title “Title 20. Use of the Federal E-Verify Program to Prevent the Employment of Unauthorized Alien Workers”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 318 – Delegates W. Miller, Afzali, Aumann, Bates, Beitzel, Boteler, Dwyer, Eckardt, Fisher, Frank, George, Glass, Haddaway–Riccio, Hershey, Hogan, Hough, Impallaria, Kach, Kipke, Krebs, McComas, McConkey, McDermott, McDonough, McMillan, Myers, Norman, O'Donnell, Parrott, Ready, Schuh, Schulz, Serafini, Smigiel, Stocksdales, Szeliga, and Wood**

AN ACT concerning

**Labor and Employment – Labor Organizations – Right to Work**

FOR the purpose of prohibiting certain employers from requiring, as a condition of employment or continued employment, an employee or prospective employee to

join or remain a member of a labor organization, pay charges to a labor organization, or pay a certain amount to a third party under certain circumstances; prohibiting certain employers from threatening an employee or a prospective employee with certain action; specifying that certain agreements, understandings, or practices between employers and labor organizations are null and void and without legal effect; authorizing an employee or prospective employee to file an action in a certain circuit court for a certain violation of law; specifying that an employee or a prospective employee is entitled to injunctive relief and to recover certain damages and costs under certain circumstances; providing that a certain violation of law is a misdemeanor and is subject to certain penalties; requiring the Attorney General to take certain action to ensure effective enforcement of certain laws, investigate certain complaints, and try certain prosecutions; specifying that the Attorney General has certain powers and duties relating to criminal prosecutions under certain circumstances; specifying that certain provisions of law are unenforceable under certain circumstances; repealing a certain provision of law that prohibits a court from granting relief under certain circumstances; repealing certain provisions of law related to fees paid by employees to certain labor organizations; defining certain terms; providing for the application of this Act; and generally relating to the rights of individuals, employee organizations, and employers.

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 2–309(j)(5)(i) and (ii)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 2–309(j)(5)(iii)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 6–407, 6–504, and 16–414.1(e)(3) and (f)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 5–595.3  
Annotated Code of Maryland  
(2012 Replacement Volume)

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



Section 15–904(e)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 4–304  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Labor and Employment  
Section 4–701 through 4–707 to be under the new subtitle “Subtitle 7. Right to  
Work”  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Land Use  
Section 16–309  
Annotated Code of Maryland  
(2012 Volume)

BY repealing  
Article – Land Use  
Section 16–316  
Annotated Code of Maryland  
(2012 Volume)

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 3–502  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 319 – Carroll County Delegation**

AN ACT concerning

#### **Carroll County – Board of Education – Nonvoting Student Representative**

FOR the purpose of adding a nonvoting student representative to the Carroll County Board of Education; requiring the student representative to meet certain qualifications; specifying the term of the student representative; requiring that the student representative advise the County Board on certain matters;

prohibiting the student representative from attending an executive session of the County Board unless invited to attend by an affirmative vote by a majority of the County Board; specifying that only voting members of the County Board are subject to certain provisions; specifying that only voting members of the County Board may receive certain compensation; and generally relating to the Carroll County Board of Education.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 3–401 and 3–403  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 320 – Chair, Baltimore County Delegation (By Request – Baltimore County Administration)**

AN ACT concerning

**Vehicle Laws – Registration Plates for Individuals with Disabilities –  
Parking in Baltimore County**

FOR the purpose of authorizing an individual for whom special registration plates for individuals with disabilities are issued to park in a designated zone for the handicapped established by Baltimore County on any county road, subject to a certain restriction; making a stylistic change; and generally relating to parking in Baltimore County and special registration plates for individuals with disabilities.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–616(f)(2)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 321 – Chair, Baltimore County Delegation (By Request – Baltimore County Administration)**

AN ACT concerning

**Baltimore County Code of Public Local Laws – 2013 Edition – Legalization**

FOR the purpose of legalizing the 2013 Edition of the Baltimore County Code of Public Local Laws and any supplement to the extent to which that code or supplement

contains laws enacted by the General Assembly; and generally relating to the 2013 Edition of the Baltimore County Code of Public Local Laws.

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 322 – Delegates K. Kelly, Anderson, Arora, Aumann, Barkley, Barve, Beitzel, Bohanan, Boteler, Branch, Bromwell, Burns, Carter, Clagett, Clippinger, Cluster, Conaway, Conway, Costa, Davis, Dumais, Dwyer, Elliott, Feldman, Frank, Frick, George, Glass, Glenn, Haddaway–Riccio, Haynes, Hogan, Holmes, Hough, Hubbard, Impallaria, Jacobs, James, Jameson, Kach, Kipke, Kramer, Krebs, Lee, Love, McComas, McConkey, McDermott, McDonough, W. Miller, Minnick, Mitchell, Mizeur, Morhaim, Murphy, Myers, Norman, O'Donnell, Olszewski, Otto, Proctor, Ready, Rosenberg, Rudolph, Serafini, Simmons, Sophocleus, Stocksdales, Stukes, Summers, Tarrant, Valentino–Smith, Vallario, Waldstreicher, Walker, Weir, Wilson, Wood, and Zucker**

AN ACT concerning

#### **Motor Vehicle Administration – Yellow Dot Program**

FOR the purpose of establishing the Yellow Dot Program in the Motor Vehicle Administration in order to provide a means to alert emergency responders to health–related information in the event a Program participant is involved in a vehicle emergency and is unable to communicate; providing that a Program participant, by affixing a yellow dot decal to a vehicle, consents to a certain search of the vehicle's glove compartment or glove box by emergency responders under certain circumstances; requiring the Administration to design and make available certain materials necessary to implement and administer the Program; authorizing the Administration to charge a Program participant a certain fee; requiring the Administration to publicize the Program and distribute Program materials in cooperation with certain departments and certain fire and rescue companies; and generally relating to the Yellow Dot Program.

BY adding to

Article – Transportation

Section 12–501 through 12–503 to be under the new subtitle “Subtitle 5. Yellow Dot Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 323 – Delegate Afzali**

AN ACT concerning

**Election Law – Primary Elections – Dates**

FOR the purpose of altering the dates of primary elections to be the first Tuesday in June; altering the deadline for filing a certificate of candidacy in the year in which the Governor is elected; and generally relating to the dates of primary elections.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 5–303(a) and 8–201  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 324 – Delegates Afzali, Eckardt, Frank, George, Ivey, McComas, Ready, Schuh, and Schulz**

AN ACT concerning

**Elections – Offenses Relating to Voting – Penalties**

FOR the purpose of altering the penalties for offenses relating to voting; and generally relating to the penalties for offenses relating to voting.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 16–201  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 325 – Delegates Afzali, Bates, Eckardt, Fisher, Frank, Haddaway–Riccio, McComas, Schuh, Schulz, Stocksdales, and Vitale**

AN ACT concerning

**Election Law – Qualification of Voters – Proof of Identity**

FOR the purpose of requiring an election judge to establish certain information with regard to certain voters; requiring an election judge to qualify a voter by requesting the voter to present a certain form of identification; requiring an election judge to authorize an individual to vote a regular ballot under certain

circumstances; allowing a voter who is unable to present a certain form of identification to vote by provisional ballot under certain circumstances; prohibiting a person from voting or attempting to vote under a false form of identification; requiring the Motor Vehicle Administration to issue an identification card to certain voters at no charge; and generally relating to proof of identity of voters.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 10–310 and 16–201

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation

Section 12–301(a) and (h)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 12–301(b)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

## **House Bill 326 – Delegate Glenn**

AN ACT concerning

### **Criminal Procedure – Vulnerable Adult Abuse Registry**

FOR the purpose of establishing a vulnerable adult abuse registry; requiring the Department of Health and Mental Hygiene to establish and maintain a registry containing the names of certain individuals; requiring that names and information contained in the registry be available for public inspection; authorizing the Department to discharge certain responsibilities in a certain manner; requiring a State agency that makes a certain finding to notify the Department in a certain manner; requiring the State's Attorney to report a conviction of an individual for a certain crime to the Department; requiring the Department to enter the names of certain individuals and information in the registry in certain circumstances; requiring the Department to notify an individual of inclusion in the registry in a certain manner; authorizing the individual to challenge the accuracy of a certain report in a certain manner; requiring the removal of a certain individual's name from the registry under certain circumstances; authorizing a State agency to recommend the removal of

an individual's name from the registry in certain circumstances; authorizing a certain appeal; requiring a certain State agency to consult the registry prior to hiring an employee or using a volunteer; prohibiting a certain agency from hiring or otherwise using the services of an individual who is listed in the registry; providing immunity for certain persons; defining certain terms; and generally relating to abuse of vulnerable adults.

BY adding to

Article – Criminal Procedure

Section 11–1101 through 11–1105 to be under the new subtitle “Subtitle 11. Vulnerable Adult Abuse Registry”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 327 – Delegates Ready, Bromwell, Elliott, Krebs, Pena–Melnik, Stocksdales, and Tarrant**

AN ACT concerning

**State Government – Health, Education, and Social Services Provider Data Warehouse**

FOR the purpose of requiring the State to authorize private sector development of a certain data warehouse for certain providers; authorizing a certain provider to store certain information in the data warehouse; prohibiting a certain provider from using the data warehouse for certain purposes; authorizing a certain provider to provide a State agency with certain information in a certain manner; requiring a State agency to accept a certain submission as the equivalent of certain documents; prohibiting a State agency from requiring a certain provider to use the data warehouse; requiring a provider that uses the data warehouse to ensure that the data is current and accessible to a certain State agency; authorizing a State agency to request additional or updated information from a certain provider under certain circumstances; requiring a provider to submit certain information to a certain State agency within a certain period of time after receiving a request from the agency; requiring access to the data warehouse to be provided to a State agency free of charge; defining certain terms; and generally relating to a health, education, and social services provider data warehouse.

BY adding to

Article – State Government

Section 10–645 to be under the new part “Part VI. Health, Education, and Social Services Provider Data Warehouse”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 328 – Delegates Feldman, Afzali, Aumann, Barkley, Barve, Boteler, Dumais, George, Impallaria, A. Kelly, Lee, and Luedtke**

AN ACT concerning

**Biotechnology Investment Tax Credit – Qualified Maryland Biotechnology Company – Definition**

FOR the purpose of altering the definition of “qualified Maryland biotechnology company” for purposes of the biotechnology investment tax credit to exclude a company that has received investments from certain qualified investors; repealing obsolete language; providing for the application of this Act; and generally relating to credits against certain State taxes based on certain investments in certain biotechnology companies.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–725(a)(1) and (6)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–725(a)(7)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 329 – Delegates Rosenberg and Kaiser**

AN ACT concerning

**Nancy Grasmick Teacher Award and Walter Sondheim Jr. Public Service Summer Internship Scholarship – Qualifications**

FOR the purpose of requiring the Office of Student Financial Assistance to assist in the repayment of certain higher education loans owed by certain recipients of a Nancy Grasmick Teacher Award who receive certain degrees from certain institutions of higher education in the State or outside the State; altering a certain definition to authorize a certain student attending an institution of higher education outside the State to qualify for a Walter Sondheim Jr. Public Service Summer Internship Scholarship; altering certain qualifications for

eligibility for a Walter Sondheim Jr. Public Service Summer Internship Scholarship; and generally relating to the Nancy Grasmick Teacher Award and the Walter Sondheim Jr. Public Service Summer Internship Scholarship Program.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 18–1502, 18–1701, and 18–1702  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 330 – Delegates Feldman, Hucker, Barkley, Barnes, Braveboy, Carr, Frush, Howard, Hubbard, Ivey, K. Kelly, Luedtke, McHale, Mizeur, Niemann, V. Turner, Valderrama, Valentino-Smith, Waldstreicher, and Zucker**

AN ACT concerning

**Construction Safety and Health Training – Public Work Contracts**

FOR the purpose of requiring certain individuals performing work on certain public work projects to complete certain construction safety training; requiring certain contractors, before beginning work on a public work contract, to provide a certification to a public body that certain individuals have received construction safety training; requiring the Commissioner of Labor and Industry to investigate compliance with the training requirement; requiring a public body to withhold certain liquidated damages to cover the liability of a contractor if notified by the Commissioner of Labor and Industry of a violation; providing for a hearing after completion of an investigation; providing for the imposition of liquidated damages of certain amounts for certain violations; providing for debarment of certain contractors under certain circumstances; authorizing the Commissioner to adopt certain regulations; defining certain terms; and generally relating to construction safety training.

BY adding to  
Article – State Finance and Procurement  
Section 17–801 through 17–808 to be under the new subtitle “Subtitle 8.  
Construction Safety and Health Training”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.



**House Bill 331 – Delegates Morhaim, Barve, Bromwell, Costa, Hubbard, James, Kach, K. Kelly, Kipke, Lafferty, McMillan, W. Miller, Mizeur, O'Donnell, Pena–Melnik, Smigiel, Stein, Tarrant, and V. Turner**

AN ACT concerning

**Open Meetings Act – Violations and Penalties**

FOR the purpose of requiring that a certain public body take a certain action if the State Open Meetings Law Compliance Board determines that a certain violation of the Open Meetings Act has occurred; repealing a certain prohibition on the introduction of certain opinions issued by the Board as evidence in certain proceedings; altering certain penalties for certain violations; and generally relating to the Open Meetings Act.

BY repealing and reenacting, with amendments,

Article – State Government

Section 10–502.5(i) and 10–511

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing

Article – State Government

Section 10–502.5(j)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 10–510(b)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 332 – Delegates Pena–Melnik, Zucker, Barkley, Barnes, Braveboy, Cullison, Frush, Gaines, A. Kelly, Love, Luedtke, A. Miller, Rosenberg, and Summers**

AN ACT concerning

**Public Safety – Emergency Management – Essential Goods and Services**

FOR the purpose of prohibiting a person from selling or offering to sell certain goods and services for a certain price during a state of emergency; prohibiting a person from selling or offering to sell certain services for a certain price during a

state of emergency and for a certain amount of time following a state of emergency; creating certain exceptions; requiring the Office of the Attorney General to provide a person an opportunity to present evidence that a price increase was not unlawful; providing that a certain sale or offer for sale is an unfair or deceptive trade practice; providing that certain remedies and penalties do not apply to a certain sale or offer for sale of certain goods and services; altering a certain definition; defining certain terms; and generally relating to the sale of goods and services during or following a state of emergency.

BY repealing and reenacting, without amendments,  
Article – Public Safety  
Section 14–101(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 14–101(c)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Public Safety  
Section 14–1101 through 14–1104 to be under the new subtitle “Subtitle 11.  
Essential Goods and Services”  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 333 – Delegates Rosenberg and Haynes**

AN ACT concerning

#### **Family Investment Program – Couples Advancing Together Pilot Program**

FOR the purpose of requiring the Secretary of Human Resources to establish the Couples Advancing Together Pilot Program in the Department of Human Resources; requiring the Program to be established for a certain number of couples in at least a certain number of counties in the State in order to assist the participating couples to move toward stable relationships and family friendly employment; requiring the Secretary to cooperate with certain local directors of social services and to consult with the Commission on Responsible Fatherhood regarding the establishment of the Program; establishing the intent of the Program; providing for the components of the Program including the implementation of certain policies and procedures in certain local departments,

the development of a certain referral process or certain integrated partnerships for certain couples, and the implementation of certain program requirements; establishing certain age requirements for eligibility to participate in the Program; requiring the Secretary to attempt to access certain federal grants and funds; requiring the Secretary to submit a certain annual report to the Senate Finance Committee and the House Appropriations Committee; providing for the contents of the annual report; requiring the Secretary to submit a certain report to the Senate Finance Committee and the House Appropriations Committee on the Department's efforts to secure certain federal grants and funds; defining a certain term; providing for the termination of this Act; and generally relating to the Couples Advancing Together Pilot Program and the Family Investment Program.

BY adding to

Article – Human Services

Section 5–318.1

Annotated Code of Maryland

(2007 Volume and 2011 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 334 – Delegates M. Washington, Anderson, Bobo, Braveboy, Carr, Clippinger, Frick, Frush, Gaines, Glenn, Howard, McIntosh, Mitchell, Nathan–Pulliam, B. Robinson, and S. Robinson**

AN ACT concerning

**Commercial Law – Consumer Protection – Rental–Purchase Transactions**

FOR the purpose of requiring a lessor to disclose to a consumer in each rental–purchase agreement the cost of lease services of certain items of rental property; altering a certain form that must be used to satisfy certain disclosure requirements; establishing a certain form that must be used to satisfy certain disclosure requirements; requiring the Attorney General's Web site to include certain forms; defining a certain term; and generally relating to rental–purchase transactions.

BY repealing and reenacting, without amendments,

Article – Commercial Law

Section 12–1101(a)

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

BY adding to

Article – Commercial Law

Section 12–1101(i)

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 12–1103, 12–1104, 12–1111, and 12–1111.1  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 335 – Delegates Mitchell, Anderson, Conaway, Haynes, McIntosh, Oaks, B. Robinson, Stukes, Tarrant, and M. Washington**

AN ACT concerning

**Baltimore City – Community Development Projects – Payment in Lieu of Taxes Agreements**

FOR the purpose of authorizing the City of Baltimore to exempt certain real estate development projects that provide job opportunities and involve private investment of less than specified amounts and are located outside of a specified urban renewal area from Baltimore City real property tax if the owner of the project and Baltimore City enter into a certain payment in lieu of taxes agreement; defining a certain term; making conforming changes; providing for the application of this Act; and generally relating to payment in lieu of taxes agreements for certain real estate development projects in Baltimore City.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 7–504.3  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 336 – Delegates Reznik, Barkley, Beidle, Burns, Elliott, Kaiser, Stocksdale, and Valentino-Smith**

AN ACT concerning

**Criminal Law – Table Games and Video Lottery Terminals – Playing by Individual Under 21 Years of Age**

FOR the purpose of prohibiting an individual under the age of 21 years from playing a table game or video lottery terminal in a video lottery facility; establishing penalties for a certain violation of this Act; establishing that a person who violates this Act shall be issued a certain citation; authorizing certain

individuals to issue certain citations under certain circumstances; requiring the District Court to prescribe a certain form of citation; requiring the jurisdiction that issues a certain citation to forward a copy of the citation and a request for trial to the District Court having a certain venue; requiring the District Court to schedule a certain trial and summon a certain defendant to appear; providing that a willful failure to respond to a certain summons is contempt of court; establishing that a violation of a certain provision of this Act is a Code violation and a civil offense; providing that a minor is subject to certain procedures and dispositions; providing that an individual who is under the age of 21 years but not a minor is subject to certain provisions of this Act; establishing that an adjudication of a certain Code violation is not a criminal conviction for any purpose and does not impose certain disabilities; establishing certain procedures for a certain Code violation proceeding; establishing certain penalties for a certain violation of this Act; prohibiting the Chief Judge of the District Court from establishing a certain schedule for the prepayment of fines; authorizing a court to direct that the payment of a certain fine be suspended or deferred; establishing that the willful failure to pay a certain fine is criminal contempt of court; providing that a certain defendant is liable for certain costs; establishing that a certain defendant has certain rights to appeal or file certain motions; authorizing the State's Attorney to prosecute a certain violation in a certain manner; establishing that a violation of a certain provision of this Act is a violation for certain purposes; authorizing a certain law enforcement officer to issue a citation to a child for a violation of a certain provision of this Act under certain circumstances; defining a certain term; making conforming changes; and generally relating to table game and video lottery terminal violations.

BY adding to

Article – Criminal Law

Section 10–136 and 10–137 to be under the new part “Part V. Table Game and Video Lottery Terminal Violations”

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–8A–01(dd) and 3–8A–33(a)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

## MESSAGE FROM THE SENATE

## FIRST READING OF SENATE BILLS

**Senate Bill 73 – Chair, Judicial Proceedings Committee (By Request –  
Departmental – Transportation)**

**EMERGENCY BILL**

AN ACT concerning

**Vehicle Laws – Piling, Poles, Mill Logs, and Similar Cargo – Length,  
Overhang, and Fastening Standards**

FOR the purpose of altering the exemptions from length and overhang limits for vehicles carrying piling, poles, or mill logs; establishing length and overhang limits at which a hauling permit from the State Highway Administration would be required for vehicles carrying piling, poles, or mill logs; repealing the requirement that piling, poles, mill logs, and other similar cargo be transported while enclosed within the sides or ends of the body of the vehicle; altering the fastening standards for transporting piling, poles, mill logs, and other similar cargo; making this Act an emergency measure; and generally relating to the transportation of piling, poles, mill logs, and other similar cargo.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 24–101  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 24–104.1, 24–105, and 24–106.2  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS  
REPORT #1**

Delegate Hammen, Chair, for the Committee on Health and Government Operations recommended the following Bill be re-referred to the Committee on Judiciary:

**House Bill 60 – Delegates Smigiel and Dumais**

AN ACT concerning

**Criminal Law – Professional Counselors and Therapists – Conduct  
(Lynette’s Law)**

The Bill was re-referred to the Committee on Judiciary.

## LETTERS OF REASSIGNMENT

### MEMORANDUM

To: Hon. Maggie McIntosh, Chairman, ENV  
From: Michael E. Busch, Speaker  
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 210	ECM

Read and ordered journalized.

## QUORUM CALL

The presiding officer announced a quorum call, showing 126 Members present.

(See Roll Call No. 30)

## ADJOURNMENT

At 10:24 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Friday, January 25, 2013.

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**Annapolis, Maryland**  
**Friday, January 25, 2013**

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The House met at 11:01 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Sam Arora of Montgomery County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 31)

The Journal of January 24, 2013 was read and approved.

**EXCUSES:**

Del. Donoghue – illness

Del. Harrison – illness

Del. Jameson – business

Del. Kach – illness

**INTRODUCTION OF BILLS**

**House Bill 337 – Delegates S. Robinson, Barkley, Beidle, Bobo, Carr, Frush, Gutierrez, Hubbard, Hucker, Ivey, A. Kelly, Lee, Luedtke, Morhaim, Murphy, Nathan-Pulliam, Oaks, Pena-Melnyk, Reznik, B. Robinson, Waldstreicher, M. Washington, and Wilson**

AN ACT concerning

**Natural Gas – Hydraulic Fracturing – Prohibition**

FOR the purpose of prohibiting a person from engaging in the hydraulic fracturing of a well for the exploration or production of natural gas in the State; defining a certain term; and generally relating to hydraulic fracturing for the exploration or production of natural gas.

BY adding to

Article – Environment

Section 14–107.1

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)



Read the first time and referred to the Committee on Environmental Matters.

**House Bill 338 – Delegates Clippinger, Anderson, and Summers**

AN ACT concerning

**Criminal Law – Robbery – Charging Document**

FOR the purpose of altering the minimum value of property or service specified in a charging document for robbery; and generally relating to robbery of property or service.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 3–404

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 339 – Delegates McIntosh, Bobo, Cane, Clippinger, Frush, Healey, Holmes, Hucker, B. Robinson, S. Robinson, Stein, and F. Turner**

AN ACT concerning

**Vehicle Laws – Bicycles – Required Use of Protective Headgear**

FOR the purpose of expanding the requirement that certain bicycle operators or passengers wear certain protective headgear to apply to all persons; clarifying that this Act does not apply to a rider or passenger on a moped; making stylistic changes; and generally relating to protective headgear requirements for operators and passengers on a bicycle.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–1207.1

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 340 – Delegates Hogan, Carr, Frush, Gilchrist, Healey, Jacobs, McMillan, Norman, O'Donnell, Otto, Vitale, Weir, and Wilson**

AN ACT concerning

**Residential Real Property Sales – Property Tax Disclaimer**

FOR the purpose of requiring a certain form developed by the State Real Estate Commission in connection with the sale of residential real property to contain a certain statement about the possibility of significant differences in the property tax bill previously paid by the seller of the property and the property tax bill of the buyer of the property; and generally relating to sales of residential real property.

BY repealing and reenacting, without amendments,  
Article – Real Property  
Section 10–702(b) and (f)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 10–702(c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 341 – Delegates S. Robinson, Hucker, Arora, Barkley, Beidle, Bobo, Cardin, Carr, Conaway, Frush, Gilchrist, Gutierrez, Hubbard, Ivey, A. Kelly, Lafferty, Lee, Luedtke, Morhaim, Murphy, Nathan–Pulliam, Niemann, Oaks, Pena–Melnik, Reznik, B. Robinson, Stein, Waldstreicher, M. Washington, and Wilson**

AN ACT concerning

**Environment – Hydraulic Fracturing Wastewater – Prohibited Acts**

FOR the purpose of prohibiting a person from storing, treating, discharging, or disposing of, in the State, certain wastewater resulting from hydraulic fracturing; defining certain terms; and generally relating to wastewater from hydraulic fracturing.

BY adding to  
Article – Environment  
Section 9–293 to be under the new part “Part IX. Hydraulic Fracturing Wastewater”  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 342 – Delegates Hucker, Barkley, Love, Olszewski, and Vaughn**

AN ACT concerning

**Homeowner's or Renter's Insurance and Private Passenger Motor Vehicle Insurance – Bundling Requirement – Prohibited**

FOR the purpose of prohibiting an insurer, with respect to homeowner's insurance or renter's insurance, from denying, refusing to renew, or canceling coverage solely because the applicant or policyholder does not carry private passenger motor vehicle insurance with the insurer; prohibiting an insurer, with respect to private passenger motor vehicle insurance, from denying, refusing to renew, or canceling coverage solely because the applicant or policyholder does not carry homeowner's insurance or renter's insurance with the insurer; providing that this Act does not prohibit certain actions by an applicant, a policyholder, or an insurer with respect to certain insurance policies; providing for the application of this Act; and generally relating to bundling policies of homeowner's insurance or renter's insurance and private passenger motor vehicle insurance.

BY adding to

Article – Insurance

Section 27–501(r)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 343 – Delegate Impallaria**

AN ACT concerning

**Harford County – Alcoholic Beverages – Hours of Sale for Class B Licensees**

FOR the purpose of altering the hours of sale for a Class B Cafe licensee in Harford County; and generally relating to the sale of alcoholic beverages in Harford County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 11–513

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 344 – Delegate Impallaria**

AN ACT concerning

**Harford County – Charitable Gaming**

FOR the purpose of creating in Harford County a permit to be issued by the Sheriff of Harford County that authorizes certain nonprofit organizations to conduct a gaming contest in Harford County; specifying certain requirements that organizations must meet to be issued a permit; specifying a certain maximum number of gaming contests an organization may hold in a year and the location and hours for conducting a gaming contest; authorizing certain games to be conducted at a gaming contest under certain circumstances; specifying the maximum bet a single individual may place on a game; specifying that alcoholic beverages may be served or sold under certain conditions; prohibiting profits or proceeds from being paid to certain persons under certain circumstances; authorizing certain organizations to use certain proceeds for certain purposes after certain costs are deducted; requiring the holder of a permit to meet certain financial reporting requirements; authorizing the sheriff to refuse to issue a permit under certain conditions; requiring the sheriff to adopt certain regulations; providing a certain penalty; defining a certain term; and generally relating to gaming contests in Harford County.

BY renumbering

Article – Criminal Law

Section 13–1512

to be Section 13–1513

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Law

Section 13–1512

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 345 – Delegate Impallaria**

AN ACT concerning

**Harford County Liquor Control Board – Reserve Account**

FOR the purpose of establishing a Reserve Account of the Harford County Liquor Control Board as a special, nonlapsing account; specifying the purpose of the Reserve Account; requiring a designee of the Board to administer the Reserve Account; requiring the Board to hold the Reserve Account separately and account for the Reserve Account; specifying the contents of the Reserve Account; specifying a certain maximum amount that is payable annually into the

Reserve Account; specifying the circumstances under which expenditures from the Reserve Account may occur; stating a certain maximum amount that the Reserve Account may hold at any time; requiring that fines imposed or recognizances forfeited for certain violations be payable to the Board; defining certain terms; making certain stylistic changes; clarifying language; and generally relating to the Reserve Account of the Harford County Liquor Control Board.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 10–204(n) and 16–502(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 346 – Delegates Impallaria and McDonough**

AN ACT concerning

#### **Harford County – Correctional Officers’ Bill of Rights**

FOR the purpose of adding Harford County to the provisions of law relating to the Cecil County, Garrett County, and St. Mary’s County Correctional Officers’ Bill of Rights; providing that certain provisions of law relating to hearing board procedures and the finality of certain hearing board decisions do not apply in Harford County; defining certain terms; and generally relating to the Correctional Officers’ Bill of Rights.

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 11–1001, 11–1002, 11–1008, and 11–1009  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 347 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

#### **Professional Engineers – Firm Permits**

FOR the purpose of requiring a corporation, partnership, or limited liability company on or after a certain date to hold a permit issued by the State Board for Professional Engineers before operating a business through which engineering

is practiced, with a certain exception; establishing certain qualifications, application requirements, and fees for the firm permit to practice engineering; establishing the scope of the engineering firm permit; providing for the renewal and reinstatement of the engineering firm permit; requiring permit holders to provide certain notification of certain changes or occurrences within a certain period of time; authorizing the State Board for Professional Engineers to deny a firm permit to an applicant, reprimand a permit holder, suspend or revoke a permit, or impose a certain penalty under certain circumstances and subject to certain hearing provisions; establishing certain prohibited acts; adding certain definitions; making stylistic and conforming changes; and generally relating to firm permits issued by the State Board for Professional Engineers.

BY renumbering

Article – Business Occupations and Professions

Section 14–402 and 14–403, respectively

to be Section 14–4A–01 and 14–4A–02, respectively, to be under the new subtitle “Subtitle 4A. Miscellaneous Provisions”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 14–101; and 14–401 to be under the amended subtitle “Subtitle 4. Permits”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Business Occupations and Professions

Section 14–402 through 14–415, 14–501.1, and 14–502.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 348 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Unemployment Insurance – Employer Contributions – Application for Refund or Adjustment**

FOR the purpose of extending the time period during which an employer may apply to the Secretary of Labor, Licensing, and Regulation for an adjustment to unemployment insurance contributions due or a refund of unemployment

contributions or interest paid; and generally relating to applications for a refund of or adjustment to unemployment insurance employer contributions.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 8–638  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 349 – Chair, Economic Matters Committee (By Request –  
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Business Regulation – Cemeteries – Prohibited Acts and Penalties**

FOR the purpose of altering a certain prohibition on establishing, operating, or allowing a cemetery to be operated in violation of certain provisions of law regarding the perpetual care of cemeteries; altering the penalties for violations of certain provisions of law relating to perpetual care trusts, preneed trusts, and the operation of a cemetery, crematory, or burial goods business; providing that corporate officers who are responsible for a violation of certain provisions of law relating to the perpetual care of cemeteries are guilty of a misdemeanor and are subject to certain penalties; providing that a person who willfully misappropriates or intentionally and fraudulently converts perpetual care trust funds or preneed trust funds in excess of a certain amount is guilty of a felony and subject to a certain penalty; repealing certain obsolete language and provisions of law relating to penalties for violations of certain provisions of law regarding the perpetual care of cemeteries; and generally relating to cemeteries.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 5–609, 5–712, and 5–904  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Business Regulation  
Section 5–610  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 350 – Chair, Economic Matters Committee (By Request –  
Departmental – State Police)**

AN ACT concerning

**Business Regulation – Outdoor Musical Festival Promoter License – Repeal  
of Safety Permit Requirement**

FOR the purpose of repealing the requirement that an applicant for a promoter license to act as a promoter of outdoor musical festivals obtain a certain safety permit from the Secretary of State Police; requiring a certain approval by a local law enforcement unit of an applicant for a promoter license to be based on certain criteria relating to safety and security; repealing the authority of the Department of State Police to charge an applicant for a promoter license a certain fee for certain costs; and generally relating to the requirements for a license to promote outdoor musical festivals.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 17–1404  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Business Regulation  
Section 17–1406  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 351 – Chair, Economic Matters Committee (By Request –  
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**State Athletic Commission – Amateur Mixed Martial Arts and Amateur  
Kick Boxing – Licensing and Regulation**

FOR the purpose of authorizing the State Athletic Commission to license and regulate amateur mixed martial arts and amateur kick boxing; expanding the scope of drug testing for certain contestants; repealing certain mandatory sanctions for certain contestants who refuse to submit to certain tests or test positive for the presence of certain drugs; requiring certain contestants to submit to a certain blood test under certain circumstances; defining certain terms; making certain technical changes; and generally relating to the licensing and regulation of



amateur mixed martial arts and amateur kick boxing by the State Athletic Commission.

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 4–101, 4–301, 4–302, 4–303, 4–304.1, 4–305, 4–308, 4–310, 4–314,  
4–315, 4–316, and 4–320

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 352 – Chair, Economic Matters Committee (By Request –  
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**State Board of Heating, Ventilation, Air–Conditioning, and Refrigeration  
Contractors – Civil Penalties – Citation Authority**

FOR the purpose of clarifying the authority of the State Board of Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors to impose a certain civil penalty on a person, whether or not the person is licensed by the Board; authorizing an investigator employed by the Department of Labor, Licensing, and Regulation to issue on behalf of the Board a civil citation for a violation of certain laws or regulations; authorizing the Board to establish by regulation a certain schedule of violations and fines to be used for civil citations; requiring a civil citation to include certain information; authorizing a certain hearing for civil citations; requiring the Board to retain a copy of the citation; and generally relating to civil penalties and citation authority of the State Board of Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors.

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 9A–505

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Business Regulation

Section 9A–505.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 353 – Chair, Economic Matters Committee (By Request –  
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Professional Engineers and Professional Land Surveyors – Licensing –  
Examinations**

FOR the purpose of altering certain notice, review, and reexamination procedures for applicants who fail certain examinations relating to the licensing of professional engineers and professional land surveyors; repealing a requirement that the State Board for Professional Engineers adopt certain regulations relating to confirmation of test scores; authorizing the State Board for Professional Engineers and the State Board for Professional Land Surveyors to adopt certain regulations to set conditions for retaking examinations; altering certain experience and examination requirements for applicants seeking licensure as professional land surveyors; altering certain requirements relating to the manner of administration and substance of certain examinations required for the licensing of professional land surveyors; defining certain terms; making stylistic and conforming changes; and generally relating to the licensing of professional engineers and professional land surveyors.

BY renumbering

Article – Business Occupations and Professions

Section 14–101(c) through (h) and 15–101(c) through (n), respectively  
to be Section 14–101(d) through (i) and 15–101(d) through (o), respectively

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Business Occupations and Professions

Section 14–101(a) and (b) and 15–101(a) and (b)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Business Occupations and Professions

Section 14–101(c) and 15–101(c)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 14–308(a) through (c), 14–309, 15–305, 15–307, 15–308, and 15–309

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 354 – Chair, Economic Matters Committee (By Request –  
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Unemployment Insurance – Recovery of Benefits – Monetary Penalty for  
Fraud**

FOR the purpose of authorizing the Secretary of Labor, Licensing, and Regulation to recover from a claimant a certain monetary penalty under certain circumstances; altering the amount of interest the Secretary may recover under certain circumstances; requiring the Secretary to notify the claimant of the amount of any monetary penalty assessed under a certain provision of law and the reason for the assessment; excluding certain monetary penalties from the requirement that certain money be paid into a certain fund; requiring a person who violates a certain provision of law to pay a certain monetary penalty; altering the amount of interest a person is required to pay for a violation of a certain provision of law; excluding certain monetary penalties from the amount that can be recovered by the Secretary through a certain method; providing for the application of this Act; making a stylistic change; and generally relating to the recovery of unemployment insurance benefits.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 8–404, 8–809, and 8–1305  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 355 – Chair, Economic Matters Committee (By Request –  
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**State Board of Stationary Engineers – Qualifications for Stationary  
Engineer’s Examination – Grade 1 and Grade 2**

FOR the purpose of correcting the qualifications for the Grade 1 and Grade 2 stationary engineer’s examinations to reference a licensed master restricted heating, ventilation, air-conditioning, or refrigeration contractor; and generally relating to qualifications for stationary engineer’s examinations.

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

Section 6.5–303(c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 356 – Chair, Economic Matters Committee (By Request –  
Departmental – Veterans Affairs)**

AN ACT concerning

**Military Personnel and Veteran-Owned Small Business No-Interest Loan  
Program**

FOR the purpose of altering the name of the Military Personnel and Service-Disabled Veterans No-Interest Loan Program to be the Military Personnel and Veteran-Owned Small Business No-Interest Loan Program; expanding the no-interest loan program to include all veteran-owned businesses; and generally relating to the Military Personnel and Veteran-Owned Small Business No-Interest Loan Program.

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 5–1001 through 5–1003 to be under the amended subtitle “Subtitle 10.  
Military Personnel and Veteran-Owned Small Business No-Interest  
Loan Program”  
Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 357 – Delegates Wood, Hubbard, McIntosh, Bohanan, Frush,  
Jameson, and Murphy**

AN ACT concerning

**Potomac River Fisheries Commission – Inspection Tax and Penalty**

FOR the purpose of establishing a certain maximum oyster inspection tax that may be imposed by the Potomac River Fisheries Commission; requiring the Potomac River Fisheries Commission to use the proceeds of a certain oyster inspection tax for a certain purpose; increasing a certain maximum penalty for the violation of certain regulations; making this Act subject to a certain contingency; providing for the effective dates of this Act; and generally relating to the Potomac River Fisheries Commission.

BY repealing and reenacting, with amendments,

Article – Natural Resources  
Section 4–306 Article III Section 9 and Article V Section 2  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 358 – Delegates Zucker, Luedtke, and Kaiser**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2010 – Montgomery County –  
Sandy Spring Museum**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2006 to alter the deadline for the Board of Trustees of the Sandy Spring Museum, Inc. to present evidence of a certain matching fund and to encumber funds for a certain grant; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2010.

BY repealing and reenacting, with amendments,  
Chapter 483 of the Acts of the General Assembly of 2010, as amended by  
Chapter 639 of the Acts of the General Assembly of 2012  
Section 1(3) Item ZA02(AX)

Read the first time and referred to the Committee on Appropriations.

**House Bill 359 – Chair, Health and Government Operations Committee (By  
Request – Departmental – Military)**

AN ACT concerning

**Militia – Maryland Defense Force – Enlistment Period**

FOR the purpose of altering the enlistment period for the Maryland Defense Force to a period determined by the commanding officer based on the specialty of the recruit and the needs of the militia; and generally relating to the Maryland Defense Force.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 13–504  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 360 – Chair, Health and Government Operations Committee (By Request – Departmental – Insurance Administration, Maryland)**

AN ACT concerning

**Health Insurance – Repeal of Obsolete Provisions of Law**

FOR the purpose of repealing certain provisions of law that authorize health maintenance organizations to offer certain benefit packages that provide certain limited benefits; repealing certain provisions of law that authorize certain group health insurance policies to provide for the continuation of all or part of certain benefit provisions after the death of a certain individual; repealing certain provisions of law that require certain succeeding insurers to provide to an employer certain information relating to preexisting conditions, exclusions, or similar policy provisions and to identify certain individuals under certain circumstances; repealing certain provisions of law that prohibit certain individual, group, or blanket health insurance policies from being denied by an insurer or nonprofit health service plan, or, on renewal, from imposing a waiting period or certain exclusion, solely because the insured has had a breast implant; repealing certain provisions of law relating to preexisting condition protections for certain employer group plans; repealing certain provisions of law requiring nonprofit health service plans to offer certain catastrophic health insurance policies; providing for a delayed effective date; and generally relating to health insurance and the repeal of obsolete provisions of law.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 19–703  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Insurance  
Section 15–410, 15–415, 15–504, 15–507, and 15–1101  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 361 – Chair, Health and Government Operations Committee (By Request – Departmental – Insurance Administration, Maryland)**

AN ACT concerning

### **Health Insurance – Conformity with Federal Patient Protection and Affordable Care Act**

FOR the purpose of establishing certain fees for an initial SHOP Exchange navigator license, a license renewal, and a license reinstatement; providing that certain provisions of the federal Patient Protection and Affordable Care Act relating to annual limitations on cost sharing and deductibles and to child-only plan offerings apply to certain coverage in certain insurance markets; altering the definition of “child dependent” for purposes of certain provisions of law that require certain policies and contracts to provide certain health insurance coverage and benefits to child dependents; providing that certain provisions of law relating to preexisting condition provisions apply to certain carriers for health benefit plan years that begin before a certain date; providing that certain provisions of law relating to exclusionary riders apply to individual health benefit plans issued or delivered in the State before a certain date; repealing a requirement that the Maryland Insurance Commissioner transmit certain information to the Maryland Health Care Commission on or before a certain date each year; repealing certain disclosure requirements for certain out-of-state association contracts; conforming the definition of “small employer” for purposes of provisions of law governing the small group insurance market to the definition used in provisions of law governing the Maryland Health Benefit Exchange; prohibiting certain carriers from imposing a minimum participation requirement for a qualified employer under certain circumstances; providing that certain provisions of law relating to the Comprehensive Standard Health Benefit Plan offered in the small group insurance market apply only to certain plans beginning on a certain date; providing that certain special enrollment periods apply to certain eligible employees; altering the circumstances under which a carrier must allow a certain employee or dependent to enroll for coverage under a certain health benefit plan; altering the minimum number of days in a certain special enrollment period; altering the time at which certain coverage becomes effective; requiring certain carriers to establish a standardized annual open enrollment period for each small employer in the small group insurance market; specifying the minimum number of days in the annual open enrollment period and when it must occur; specifying the actions an eligible employee of the small employer must be permitted to take during the annual open enrollment period; requiring certain carriers to provide a certain open enrollment period for an employee who becomes an eligible employee outside the initial or annual open enrollment period; requiring certain carriers to provide certain open enrollment periods for individuals who experience certain triggering events; altering the requirements a small employer must meet to be covered under a health benefit plan offered by a carrier in the small group insurance market; providing that certain provisions of law relating to increasing access to care choices or lowering the cost-sharing arrangement in the Standard Health Benefit Plan apply only to certain grandfathered health plans beginning on a certain date; altering the scope of certain provisions of law governing carriers that offer health benefit plans to individuals in the State; requiring certain qualified health plans issued on or after a certain date by

certain carriers to include a certain grace period provision; requiring and authorizing the carriers to take certain actions during the grace period; requiring certain carriers that sell certain health benefit plans to individuals in the State to establish a certain annual enrollment period; specifying the actions an individual must be permitted to take during the annual open enrollment period; specifying the effective date of coverage for an individual who enrolls in a health benefit plan during the annual open enrollment period; authorizing certain individuals to enroll in a health benefit plan or change from one health benefit plan in the Individual Exchange to another health benefit plan in the Individual Exchange a certain number of times per month; providing that the guaranteed issuance of coverage provision of the Affordable Care Act applies to each health benefit plan with a plan year that begins on or after a certain date; authorizing the Commissioner to deny a SHOP Exchange navigator license under certain circumstances; requiring carriers in the small group insurance market to set premium rates for the entire plan year for each small employer; requiring a carrier that sells health benefit plans to individuals in the State to establish a certain initial open enrollment period; requiring the carrier to accept all applicants who apply during the initial open enrollment period; specifying when coverage for an applicant must begin; repealing the termination date of certain provisions of law relating to health insurance policies for certain self-employed individuals in the small group insurance market; altering certain definitions; defining certain terms; making conforming changes; providing for the effective dates of this Act; and generally relating to health insurance and implementation of the federal Patient Protection and Affordable Care Act.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 2–112(a)(6), 15–137.1, 15–418, 15–508, 15–508.1, 15–605(f) and (g),  
15–1105, 15–1201, 15–1206, 15–1208.1, 15–1209, 15–1213,  
15–1301, 15–1302, and 31–112(e)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article – Insurance

Section 15–605(e) and 15–1203

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Insurance

Section 15–1207(h), 15–1208.2, 15–1315, 15–1316, 15–1317, and 15–1410

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Insurance



Section 15–1205(h)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)  
(As enacted by Chapter 152 of the Acts of the General Assembly of 2012)

BY repealing and reenacting, without amendments,  
Chapter 347 of the Acts of the General Assembly of 2005, as amended by  
Chapter 59 of the Acts of the General Assembly of 2007  
Section 2

BY repealing and reenacting, with amendments,  
Chapter 347 of the Acts of the General Assembly of 2005, as amended by  
Chapter 76 of the Acts of the General Assembly of 2008 and Chapter 104  
of the Acts of the General Assembly of 2011  
Section 4

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 362 – Chair, Environmental Matters Committee (By Request – Departmental – Ethics Commission, State)**

AN ACT concerning

**Public Ethics – Definition of “Interest” – Mutual Funds**

FOR the purpose of altering the definition of “interest” in the Maryland Public Ethics Law to exclude certain mutual funds; and generally relating to the Maryland Public Ethics Law.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 15–102(t)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 363 – Delegates Hough, Afzali, Bates, Boteler, Cluster, Dwyer, Eckardt, Elliott, Fisher, Frank, George, Glass, Haddaway–Riccio, Hershey, Hogan, Impallaria, Jacobs, Kach, Kipke, Krebs, McComas, McDermott, Myers, Norman, O’Donnell, Otto, Parrott, Ready, Schuh, Schulz, Serafini, Smigiel, Stocksdales, Szeliga, Weir, and Wood**

CONSTITUTIONAL AMENDMENT

AN ACT concerning

**Tax Increases – Majority Vote Required**

FOR the purpose of proposing an amendment to the Maryland Constitution to require the approval of two-thirds of the members elected to each House of the General Assembly to pass legislation to increase the rate of an existing tax or to impose a tax on an individual or entity not subject to the tax at the time of consideration of the legislation; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an addition to the Maryland Constitution  
Article III – Legislative Department  
Section 28A

Read the first time and referred to the Committee on Rules and Executive Nominations.

**House Bill 364 – Delegates Hucker and Feldman**

AN ACT concerning

**Swimming Pools – Automated External Defibrillator Programs  
(Connor’s Law)**

FOR the purpose of requiring each county or municipality that owns or operates a swimming pool to develop and implement a certain automated external defibrillator program that meets certain requirements for certain swimming pools owned or operated by the county or municipality; requiring the owners and operators of certain swimming pools to develop and implement a certain automated external defibrillator program that meets certain requirements; requiring the Department of Health and Mental Hygiene and the Maryland Institute for Emergency Medical Services Systems jointly to adopt certain regulations; defining a term; and generally relating to requiring certain automated external defibrillator programs for certain swimming pools.

BY adding to  
Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 22–101 to be under the new title “Title 22. Automated External Defibrillator Programs”  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health – General  
Section 13–2401 to be under the new subtitle “Subtitle 24. Automated External Defibrillator Programs”  
Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 365 – Delegate Glass**

AN ACT concerning

**Harford County – Archery Hunting – Safety Zone**

FOR the purpose of establishing for archery hunters in Harford County a safety zone of a certain size within which archery hunting may not take place except under certain circumstances; and generally relating to archery hunting in Harford County.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–410(g)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 366 – Delegates Glass, Dwyer, and Otto**

AN ACT concerning

**Archery Hunting – Safety Zone**

FOR the purpose of establishing for archery hunters a safety zone of a certain size within which archery hunting may not take place except under certain circumstances; and generally relating to archery hunting.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–410(g)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 367 – Delegates Glass and Dwyer**

AN ACT concerning

**Hunting – Deer Firearms Season – January Days**

FOR the purpose of requiring the Department of Natural Resources to include in the deer firearms season a certain minimum number of days in January for the hunting of antlerless deer; and generally relating to the deer firearms season.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–405  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 368 – Delegates Glass, Dwyer, and Otto**

AN ACT concerning

**Bow Hunting – Possession of Handguns for Protection**

FOR the purpose of prohibiting the Department of Natural Resources from restricting certain licensed bow hunters from carrying a handgun under certain circumstances; defining a certain term; making stylistic changes; and generally relating to the use of weapons while hunting wildlife.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–408  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 369 – Delegates Glass, Afzali, Dwyer, Hough, and Norman**

AN ACT concerning

**Hunting – Deer Muzzle Loader Season – January Days**

FOR the purpose of requiring the Department of Natural Resources to include in the deer muzzle loader season a certain minimum number of days in January for the hunting of both antlered and antlerless deer; and generally relating to the deer muzzle loader season.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–420  
Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 370 – Delegate Costa**

AN ACT concerning

**Workers’ Compensation – Anne Arundel County Deputy Sheriff**

FOR the purpose of altering a certain definition of “public safety employee” to include Anne Arundel County deputy sheriffs for purposes of establishing eligibility for enhanced workers’ compensation benefits for a compensable permanent partial disability of less than a certain number of weeks; providing for the application of this Act; and generally relating to workers’ compensation benefits for Anne Arundel County deputy sheriffs.

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 9–628

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Labor and Employment

Section 9–629

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 371 – Delegates Glass, Anderson, Arora, Barve, Bates, Boteler, Branch, Cane, Cardin, Carter, Cullison, Dumais, Dwyer, Elliott, Fisher, Frank, Haddaway–Riccio, Hershey, Holmes, Hough, Hucker, Ivey, James, Kramer, Lee, Love, Luedtke, McConkey, McDermott, McDonough, McHale, Mizeur, Norman, Oaks, Otto, B. Robinson, Rosenberg, Simmons, Stukes, Tarrant, V. Turner, Vallario, Vaughn, Weir, and Wilson**

AN ACT concerning

**Income Tax Credit – Cat and Dog Adoption**

FOR the purpose of allowing an individual who adopts a cat or dog from certain animal shelters or rescue facilities a credit against the State income tax; providing that an individual may not claim the credit for more than 1 taxable year with respect to the same cat or dog; providing that an individual may not

claim a credit greater than a certain amount for any taxable year; requiring the Comptroller to adopt certain regulations; providing for the application of this Act; and generally relating to a credit against the State income tax for adopting a cat or dog.

BY adding to

Article – Tax – General

Section 10–733

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 372 – Delegates Barve, Branch, Cardin, Dwyer, Feldman, Fisher, Frick, George, Gilchrist, Hixson, Holmes, Ivey, Kaiser, Luedtke, A. Miller, Mitchell, Rosenberg, Serafini, Simmons, and F. Turner**

AN ACT concerning

**Recordation and Transfer Taxes – Transfer of Property Between Related Entities – Exemption**

FOR the purpose of exempting from the recordation tax and the State transfer tax the transfer of real property between a parent business entity and its wholly owned subsidiary or between subsidiaries wholly owned by the same parent business entity under certain circumstances; defining certain terms; providing for the application of this Act; and generally relating to exempting certain transfers of real property between related business entities from the recordation tax and the State transfer tax.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 12–108(p) and 13–207(a)(9)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 373 – Delegates Haddaway–Riccio and Eckardt**

**EMERGENCY BILL**

AN ACT concerning

**Hospitals – Outpatient Services – Off-Site Facility – Rate Regulation**

FOR the purpose of altering the hospital outpatient services for which the Maryland Medical Assistance Program must pay according to certain rates, under certain circumstances; altering the date by which a hospital must notify the Health Services Cost Review Commission that the hospital would like certain services to be subject to certain provisions of law; altering the hospital outpatient services for which a hospital may elect to be subject to certain provisions of law; requiring the University of Maryland Medical System to track utilization of certain services and submit certain reports to certain legislative committees; making certain clarifying and stylistic changes; making a certain technical change; making this Act an emergency measure; and generally relating to rates for hospital outpatient services at an off-site facility.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 15–105(d)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 670 of the Acts of the General Assembly of 1999  
Section 2

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 374 – Delegates Malone, Glenn, Frush, and Norman**

AN ACT concerning

#### **Vehicle Laws – Registration Plates for Motorcycles – Individuals with Disabilities**

FOR the purpose of authorizing an individual to possess a certain number of certain special registration plates for individuals with disabilities for certain motorcycles in addition to the special registration plate and parking placards authorized under certain provisions of law; and generally relating to special registration plates and parking placards for individuals with disabilities.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–616(c) and 13–616.1(c)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 375 – Delegates McIntosh and Hucker**

AN ACT concerning

**Regulated Firearms – Database – Applications for Dealer’s License – Record Keeping and Reporting Requirements**

FOR the purpose of requiring the Secretary of State Police or the Secretary’s designee to disapprove an application for a State–regulated firearms dealer’s license if the Secretary or designee determines that the applicant intends a certain person to participate or hold a certain interest in the management or operation of the business for which the license is sought; requiring that the Secretary or designee suspend a dealer’s license if the licensee is not in compliance with certain record keeping and reporting requirements; requiring that a licensed dealer keep records of all receipts, sales, and other dispositions of firearms affected in connection with the licensed dealer’s business; requiring the Secretary or designee to adopt certain regulations specifying certain information; requiring that the records that licensed dealers maintain include certain information; specifying certain record keeping requirements to be met when a firearms business is discontinued; requiring that a licensee respond in a certain way after receipt from the Secretary or designee for certain information; authorizing the Secretary or designee to implement a system by which a certain person may request certain information; requiring the Secretary or designee to inspect the inventory and records of a licensed dealer under certain circumstances; authorizing the Secretary or designee to conduct a certain inspection during a certain time; providing for certain penalties; and generally relating to regulated firearms dealers and applicants for a regulated firearms dealer’s license.

BY repealing and reenacting, without amendments,  
Article – Public Safety  
Section 5–101(a) and (s)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 5–110(a), 5–114(a), and 5–115  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Public Safety  
Section 5–144  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.



**House Bill 376 – Delegate Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Retirement and Pension System – Correction of Errors in Benefits**

FOR the purpose of altering the conditions under which the Board of Trustees for the State Retirement and Pension System is required to correct an error that results in a retiree or beneficiary receiving a benefit that differs from the benefit the retiree or beneficiary is entitled to receive; and generally relating to administering benefits from the State Retirement and Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 21–113(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 377 – Delegates Cluster and McDermott**

AN ACT concerning

**Criminal Procedure – Court Order – Location of Mobile Communications Device**

FOR the purpose of prohibiting a person from receiving certain location information transmitted by a mobile communications device from a common communications carrier without first obtaining a certain court order, with a certain exception; authorizing an investigative or law enforcement officer to make application for a certain court order or extension of an order; requiring an application for a certain order to include certain information and a certain statement accompanied by a certain affidavit; requiring a court to enter a certain order if the court makes a certain finding; requiring a certain court order to contain certain information and direct that certain actions be taken; applying certain penalties to a violation of this Act; establishing the maximum term of effectiveness of a certain court order and extensions of a certain court order; providing that extensions of a certain order may be granted under certain circumstances; authorizing an extension of a certain order to exceed a certain amount of time under certain circumstances; making stylistic changes; defining certain terms; and generally relating to court orders and mobile communications devices.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings

Section 10–4B–01 through 10–4B–04 to be under the amended subtitle “Subtitle 4B. Pen Registers, Trap and Trace Devices, and Mobile Communications Devices”

Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 378 – Delegate Stocksdales**

AN ACT concerning

#### **Maryland Agricultural Land Preservation Fund – Easement Restriction – Reimbursement**

FOR the purpose of authorizing the Comptroller to disburse money from the Maryland Agricultural Land Preservation Fund to reimburse a landowner for the release of an easement restriction under a certain circumstance, subject to the prior approval of the board of trustees of the Maryland Agricultural Land Preservation Foundation; and generally relating to the Maryland Agricultural Land Preservation Fund.

BY repealing and reenacting, with amendments,  
Article – Agriculture  
Section 2–505(c)(1)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Agriculture  
Section 2–513(b)(2)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 379 – Delegate Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning

#### **State Retirement and Pension System – Administrative and Operational Expenses – Payments and Deductions**

FOR the purpose of repealing the requirement to reduce certain amounts the Governor is required to include in the budget bill for payment to the State Retirement and Pension System by the amount of administrative and operational expenses for the Board of Trustees for the State Retirement and Pension System and the

State Retirement Agency paid by certain local employers; repealing the authorization for certain local employers to deduct certain amounts from certain required employer contributions; and generally relating to certain payments and deductions for the administrative and operational expenses of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 21–308(a) and 21–316  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 380 – Delegates Barve, Anderson, Barnes, Bohanan, Bromwell, Cardin, Carter, Clagett, Clippinger, Costa, Cullison, Davis, Dumais, Feldman, Frick, Frush, Gaines, Gilchrist, Gutierrez, Guzzone, Hammen, Haynes, Hixson, Hubbard, Ivey, Jones, Kach, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Luedtke, Malone, McHale, McIntosh, A. Miller, Mitchell, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Oaks, Olszewski, Pena–Melnik, Pendergrass, S. Robinson, Rosenberg, Simmons, Summers, F. Turner, Valderrama, Waldstreicher, M. Washington, and Zucker**

AN ACT concerning

**Income Tax – Joint Returns – Married Couples**

FOR the purpose of requiring, except under certain circumstances, a married couple who files a joint federal income tax return to file a joint Maryland income tax return; authorizing a married couple who does not file a joint federal income tax return to file a joint Maryland income tax return; providing for the application of this Act; and generally relating to filing income tax returns.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–807  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 381 – Delegates Tarrant, Braveboy, Bromwell, Cane, Cardin, Carr, Cluster, Costa, Cullison, Davis, Donoghue, Frank, Haddaway–Riccio, Hershey, Hogan, Holmes, Ivey, Kipke, Krebs, Lafferty, Minnick, Mitchell, Morhaim, Murphy, Nathan–Pulliam, O'Donnell, Oaks,**

**Pena–Melnyk, Proctor, Ready, Reznik, S. Robinson, Schuh, V. Turner,  
Valderrama, Vaughn, Waldstreicher, Walker, and A. Washington**

AN ACT concerning

**General Assembly Members – Business Communications as Private Citizens –  
Notice**

FOR the purpose of authorizing certain members of the General Assembly to include in a business communication a certain statement; providing for the application of this Act; defining a certain term; and generally relating to the business communications of members of the General Assembly as private citizens.

BY adding to

Article – State Government

Section 2–109

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 382 – Delegate Niemann**

AN ACT concerning

**Courts and Judicial Proceedings – Criminal Injuries Compensation Fund –  
Court Costs**

FOR the purpose of requiring the imposition of certain court costs if a defendant is sentenced to probation before judgment for or pleads nolo contendere to a certain crime or offense; and generally relating to court costs deposited into the Criminal Injuries Compensation Fund.

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 11–819(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 7–409(b), (c), and (d)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 7–409(e) and (f)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 383 – Delegate Niemann**

AN ACT concerning

**Gun Shops – Security Requirements for Regulated Firearms**

FOR the purpose of requiring an applicant for a State regulated firearms dealer's license to provide evidence satisfactory to the Secretary of State Police that the applicant's proposed place of business has certain security features; requiring a licensee to take certain security measures during nonbusiness hours and when the structure is not occupied; allowing certain licensees to comply with the security requirements on or before a certain date; modifying the threshold amount of time spent in a certain medical institution that requires the Secretary of State Police to revoke a dealer's license under certain circumstances; providing certain penalties; creating a certain exception; requiring that a certain suspension or revocation be stayed under certain circumstances; and generally relating to regulated firearms dealers and regulated firearms.

BY adding to

Article – Public Safety  
Section 5–109.1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety  
Section 5–114  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 384 – Delegate Niemann**

AN ACT concerning

**Admissions and Amusement Tax – Returns and Penalties**

FOR the purpose of increasing certain penalties for willful failure to file an admissions and amusement tax return under certain circumstances; increasing certain

penalties for willfully making a false statement or misleading omission on admissions and amusement tax returns; increasing certain penalties for willful failure to keep admissions and amusement tax records; and generally relating to the admissions and amusement tax.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 13–1001(a), 13–1003(a), 13–1005(a), and 13–1008(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 385 – Delegates S. Robinson, Arora, Barkley, Beidle, Bobo, Cane, Carr, Clippinger, Cullison, Frush, Gaines, Gilchrist, Glenn, Holmes, Hucker, Ivey, Kaiser, A. Kelly, Lafferty, Luedtke, McIntosh, A. Miller, Niemann, Otto, Reznik, Summers, Wilson, and Zucker**

AN ACT concerning

**Chesapeake Conservation Corps Program – Extension**

FOR the purpose of repealing certain limitations on the requirement to provide certain funding in certain fiscal years to the Chesapeake Conservation Corps Program for certain purposes from the Environmental Trust Fund; requiring certain funding for the Corps Program each fiscal year; and generally relating to the Chesapeake Conservation Corps Program and the Environmental Trust Fund.

BY repealing and reenacting, without amendments,  
Article – Natural Resources  
Section 3–302(a)(1) and 8–1913(a) and (c)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 3–302(d) and 8–1921  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 386 – Delegates Barve, Branch, Bromwell, Cardin, Hixson, Ivey, Luedtke, A. Miller, Mitchell, Serafini, and F. Turner**

AN ACT concerning

**Income Tax Credit – Qualified Research and Development Expenses – Credit Amounts and Small Business Refund**

FOR the purpose of defining “small business” as it relates to a certain refund in connection with a certain credit against the State income tax for certain research and development expenses incurred by an individual or corporation; altering the total amount of research and development credits that the Department of Business and Economic Development may approve in a calendar year; providing that certain unused credits by a small business may be claimed as a refund; providing for the application of this Act; and generally relating to certain credits against the State income tax based on certain expenses paid or incurred for certain research and development conducted in the State.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–721  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 387 – Delegate Bates**

AN ACT concerning

**State Retirement and Pension System – Truth in Pension Accounting Act**

FOR the purpose of requiring the Board of Trustees for the State Retirement and Pension System to adopt a certain assumed rate of investment return in its adoption of certain actuarial assumptions for the State Retirement and Pension System; and generally relating to the assumed rate of investment return for the State Retirement and Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 21–125  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 388 – Delegates Gilchrist, Lee, McMillan, Norman, and S. Robinson**

AN ACT concerning

**Maryland Condominium Act – Closed Meetings of Board of Directors**

FOR the purpose of altering the purposes for which a meeting of the board of directors of a condominium council of unit owners may be held in closed session; and generally relating to meetings of the board of directors of a condominium council of unit owners.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 11–109.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 389 – Delegates Hogan and Beidle**

AN ACT concerning

#### **Lead Safe Income Tax Credit**

FOR the purpose of allowing an individual or a corporation to claim a credit against the State income tax under certain circumstances for certain costs incurred for an approved lead hazard reduction project with respect to certain property; providing for calculation of the credit; disallowing the credit for costs for which the taxpayer has received a grant or loan under certain State programs; providing for the carryover of unused credit; providing for submission of proposals for lead hazard reduction projects to the Department of Housing and Community Development for approval; limiting the total amount of credits that the Department may approve for any fiscal year; prohibiting the Department from approving lead hazard reduction projects for a credit after a certain date; prohibiting certain false statements; providing a certain penalty for certain violations; requiring the Department to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to a credit against the State income tax for certain approved lead hazard reduction projects.

BY adding to  
Article – Tax – General  
Section 10–733  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 390 – Delegates Griffith and James**

AN ACT concerning



**State Retirement and Pension System – Board of Trustees**

FOR the purpose of adding a trustee to the Board of Trustees for the State Retirement and Pension System to represent certain interests; establishing the qualifications of the trustee; providing for the appointment of the trustee; and generally relating to the Board of Trustees for the State Retirement and Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 21–104  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 391 – Delegates Krebs, Afzali, Aumann, Bromwell, Cluster, Costa, Cullison, Elliott, George, Howard, Hubbard, A. Kelly, Kipke, McComas, McDonough, W. Miller, Morhaim, Murphy, Oaks, Pena–Melnik, Reznik, and Tarrant**

AN ACT concerning

**State Employee and Retiree Health and Welfare Benefits Program – Bona Fide Wellness Program and Wellness Promotion**

FOR the purpose of requiring the Secretary of Budget and Management, in consultation with the Secretary of Health and Mental Hygiene, to develop and implement a certain bona fide wellness program for inclusion in the State Employee and Retiree Health and Welfare Benefits Program; establishing certain requirements for the bona fide wellness program; authorizing the bona fide wellness program to include certain incentives for achieving health goals; requiring the Secretary of Budget and Management to consider certain actions to promote wellness among Program enrollees; requiring the Secretary of Budget and Management to report to the Governor and the General Assembly on or before a certain date on the implementation of this Act; and generally relating to a bona fide wellness program in the State Employee and Retiree Health and Welfare Benefits Program and wellness promotion.

BY repealing and reenacting, without amendments,  
Article – State Personnel and Pensions  
Section 2–501(a) and (b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions

Section 2–503(b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations and the Committee on Health and Government Operations.

**House Bill 392 – Chair, Economic Matters Committee (By Request – Departmental – Insurance Administration, Maryland)**

AN ACT concerning

**Motor Vehicle Liability Insurance – Personal Injury Protection Coverage – Prohibition on Premium Increase**

FOR the purpose of prohibiting an insurer that issues a motor vehicle liability insurance policy that contains personal injury protection coverage from increasing the premium on the policy due to a claim or payment made under that coverage; requiring the insurer, at the time the policy is issued, to notify the policyholder in writing that the insurer may not increase the premium on the policy due to a claim made under the policy's personal injury protection coverage; defining "increase the premium" to include an increase in total premium for a policy due to a surcharge, retiering or other reclassification of the policy, or removal or reduction of a discount; making certain stylistic and conforming changes; providing for the application of this Act; and generally relating to motor vehicle liability insurance and personal injury protection coverage.

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 19–507  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 393 – Delegate Niemann**

AN ACT concerning

**Vehicle Laws – Driving While License Refused, Suspended, Canceled, or Revoked – Penalty**

FOR the purpose of altering certain provisions relating to driving a motor vehicle while a license or privilege to drive issued by this State or any other state is refused, suspended, canceled, or revoked; providing that in a certain prosecution certain records shall be prima facie evidence of certain facts; providing that the

introduction of certain records does not preclude the introduction of certain other evidence; altering certain penalties and a certain assessment of points for certain offenses relating to driving a motor vehicle while a license or privilege to drive issued by this State or any other state has been refused, suspended, canceled, or revoked; making certain technical corrections; and generally relating to driving while a license or privilege to drive has been refused, suspended, canceled, or revoked.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–303, 16–402(a)(12), 16–404.1(c) and (f)(1), and 27–101(c) and (h)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing

Article – Transportation

Section 16–402(a)(31)

Annotated Code of Maryland

(2012 Replacement Volume)

BY adding to

Article – Transportation

Section 27–101(ff)

Annotated Code of Maryland

(2012 Replacement Volume)

BY renumbering

Article – Transportation

Section 16–402(a)(32) through (38), respectively

to be Section 16–402(a)(31) through (37), respectively

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 394 – Delegates McDermott, Cluster, Haddaway–Riccio, Hough,  
K. Kelly, McComas, and Parrott**

AN ACT concerning

**Education – Primary and Secondary Schools – Electronic Control Devices**

FOR the purpose of authorizing a principal of a primary or secondary school to designate one or more safety officers and make one or more electronic control devices available for use by certain safety officers in the school; requiring the Maryland Police and Correctional Training Commissions and the State Department of Education to develop and administer a certain training program

for certain safety officers, establish standards for the use of an electronic control device by a safety officer, and establish criteria for designating safety officers; specifying that a safety officer must satisfactorily complete certain training before using or carrying an electronic control device in a school; requiring each school to submit promptly certain information to the school's county board under certain circumstances; defining certain terms; and generally relating to electronic control devices in schools.

BY adding to

Article – Education

Section 7–435

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 395 – Delegates McDermott, Hough, K. Kelly, McComas, Parrott, and Smigiel**

AN ACT concerning

**Handguns – Permit Qualifications and Carrying on School Property – School Guardians**

FOR the purpose of requiring the Secretary of State Police to issue a handgun permit to a person who is otherwise qualified and who has been designated as a school guardian under certain provisions of law; creating an exception to the prohibition against carrying a deadly weapon on public school property for a person who has been designated as a school guardian and who has been issued a handgun permit; authorizing county superintendents and the Chief Executive Officer of the Baltimore City Board of School Commissioners to designate an individual working within a school as a school guardian who may carry a handgun on school property if the person is otherwise qualified to be issued a handgun permit; and generally relating to school guardians, handgun permits, and carrying deadly weapons on school property.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 4–102

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 4–205(n)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 4–304(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 5–306  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 396 – Delegates Cardin, Afzali, DeBoy, Gilchrist, Jameson,  
Luedtke, W. Miller, Mitchell, Morhaim, Olszewski, Rosenberg, Stein,  
Stocksdale, and Walker**

AN ACT concerning

**Criminal Law – Electronic Harassment of a Minor**

FOR the purpose of prohibiting a person from using a computer or computer network to cause a minor or another person to reasonably fear for the safety of the minor under certain circumstances; prohibiting a person from using a computer or computer network to engage in conduct which would constitute sexual harassment of a minor; prohibiting a person from using a computer or computer network to disseminate certain data with the malicious intent to psychologically torment or harass a minor; prohibiting a person from using a computer or computer network to make any statement intended to provoke or likely to provoke a third party to stalk or harass a minor; defining certain terms; establishing a certain penalty for a violation of this Act; and generally relating to electronic harassment.

BY renumbering  
Article – Criminal Law  
Section 3–805.1  
to be Section 3–805.2  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Law  
Section 3–805.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 397 – Delegates McDermott, Cluster, Hough, K. Kelly, McComas, and Parrott**

AN ACT concerning

**Criminal Law – Carrying Weapons on School Property – Law Enforcement Officers Safety Act**

FOR the purpose of creating an exception to the prohibition against carrying a deadly weapon on public school property for a person who holds a certain permit or is certified under a certain federal law to carry a concealed firearm; and generally relating to carrying weapons on school property.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 4–102  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 398 – Delegates Tarrant, Conaway, and B. Robinson**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Skatepark of Baltimore at Roosevelt Park**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Skatepark of Baltimore, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 399 – Delegates Tarrant, Conaway, and B. Robinson**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Institutes for Behavior Resources**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Institutes for Behavior Resources, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 400 – Delegates Stein, Beidle, Carr, Frush, Gaines, Glenn, Healey, Holmes, Lafferty, McIntosh, and Niemann**

AN ACT concerning

**Agriculture – Management–Intensive Farming and Grazing**

FOR the purpose of requiring the University of Maryland Cooperative Extension Service to provide a dedicated extension agent to assist individuals with the adoption of management–intensive farming and grazing practices; requiring the Governor to provide a certain level of funding each year to support the Department of Agriculture’s activities related to management–intensive farming and grazing, beginning in a certain fiscal year; authorizing the Governor to make appropriations from the Bay Restoration Fund and the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund for certain purposes; authorizing the Department of Agriculture to use its allocation from the Bay Restoration Fund to fund management–intensive grazing activities; including management–intensive grazing in the definition of a “nonpoint source control project” eligible for funding from the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund; and generally relating to management–intensive farming and grazing.

BY repealing and reenacting, without amendments,  
Article – Agriculture  
Section 8–702  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Agriculture  
Section 8–703  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 9–1605.2(a)

Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–1605.2(h)(2)(ii) and (i)(2)(ix)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 8–2A–01(c)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Natural Resources  
Section 8–2A–02(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

## MESSAGE FROM THE SENATE

### FIRST READING OF SENATE BILLS

#### Senate Bill 4 – Senator Pugh

AN ACT concerning

#### **State Personnel – Applicants for Employment – Criminal History Records Checks**

FOR the purpose of prohibiting certain appointing authorities in the Judicial, Executive, and Legislative branches of State government from inquiring into the criminal record or criminal history of an applicant for employment until the applicant has been provided an opportunity for an interview; providing that this Act does not prohibit certain appointing authorities from notifying an applicant for employment of certain information; providing for certain exceptions; requiring the Department of Budget and Management to make certain reports to the General Assembly; providing for the termination of certain provisions of this Act; and generally relating to the conduct of criminal history records checks on applicants for employment in the Judicial, Executive, and Legislative branches of State government.



BY adding to

Article – State Personnel and Pensions

Section 2–203

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**Senate Bill 53 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Agriculture)**

AN ACT concerning

**Department of Agriculture – Administrative Review of Contested Cases**

FOR the purpose of repealing certain provisions of law relating to the Board of Review of the Department of Agriculture, including provisions requiring persons in certain contested cases to exhaust an avenue of appeal to the Board of Review before pursuing review in court; making certain conforming changes; and generally relating to the administrative review of contested cases at the Department of Agriculture.

BY repealing

Article – Agriculture

Section 2–401 through 2–405 and the subtitle “Subtitle 4. Board of Review of  
Department of Agriculture”

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Agriculture

Section 2–103(h) and 2–106

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 54 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Higher Education  
Commission)**

AN ACT concerning

**Maryland Higher Education Commission – Scholarship Funds – Technical  
Alterations**

FOR the purpose of amending provisions of the Educational Excellence Fund, the Edward T. Conroy Scholarship Fund, the Veterans of the Afghanistan and Iraq Conflicts Scholarship Fund, and the Workforce Shortage Student Assistance Grant Fund to require each of the funds to be special, nonlapsing funds that are administered by the Maryland Higher Education Commission, held by the State Treasurer, and accounted for by the Comptroller; repealing requirements for the funds to be held in nonbudgeted accounts; defining certain terms; making technical changes; and generally relating to technical alterations to certain scholarship fund provisions.

BY repealing and reenacting, with amendments,

Article – Education

Section 15–106.7(a), 18–310, 18–601(a) and (h), 18–604(k), and 18–708(a) and (o)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Education

Section 18–601(b) and (c), 18–604(b), and 18–708(b)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**Senate Bill 55 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Higher Education  
Commission)**

AN ACT concerning

### **Private Career Schools – Solicitor Permits – Repeal**

FOR the purpose of repealing the requirement that a solicitor for a private career school located outside the State obtain a permit from the Maryland Higher Education Commission; and generally relating to requirements for solicitors for private career schools.

BY repealing

Article – Education

Section 11–402

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**Senate Bill 56 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Higher Education  
Commission)**

AN ACT concerning

**Unauthorized Institutions of Postsecondary Education – Transcripts,  
Diplomas, and Grade Reports – Penalties**

FOR the purpose of prohibiting a person from buying, selling, distributing, using, offering, or presenting as genuine a transcript, diploma, or grade report of an entity that represents itself as an institution of postsecondary education if the entity is not authorized to operate as an institution of post secondary education in the State or another state or country; and generally relating to transcripts, diplomas, and grade reports of unauthorized institutions of postsecondary education.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 26–301  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**Senate Bill 59 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Natural Resources)**

AN ACT concerning

**Natural Resources – Fish and Fisheries**

FOR the purpose of repealing a certain exemption for certain veterans' hospital patients from the requirement to obtain an angler's license under certain circumstances; repealing a certain provision of law that establishes the date by which the Department of Natural Resources annually is required to adopt regulations governing open seasons to catch certain species in nontidal waters; repealing a certain provision of law that lists certain nontidal species for which the Department is required to establish open seasons; repealing certain provisions of law that prohibit a person from using, and authorize a person to use, certain devices while catching fish under certain circumstances; narrowing a certain restriction on the number of hooks that may be used to catch fish to apply only to tidal fish licensees; repealing a certain provision of law that prohibits the possession of peeler crabs of a certain size in an amount that exceeds the established bycatch limits; repealing the requirement that the Department use the minimum representative number of containers necessary when determining the peeler crab bycatch; repealing a certain bycatch limit for

soft crabs; repealing certain timeframes under which the Department is required to publish notice of and hold a public hearing under certain circumstances regarding lobster harvest regulations; repealing a requirement that certain notices related to lobster harvest regulations be published in certain newspapers; altering the information that a person is required to provide on an application for a commercial oyster license; altering the residency requirement that a person is required to fulfill to be eligible for a commercial oyster or clam license; authorizing the Department to adopt regulations establishing the procedures for selling oysters and clams; repealing the prohibition against the sale or purchase of oysters or clams in locations other than a buying station; repealing certain procedures that a buyer of oysters or clams at a buying station is required to follow; repealing a certain provision of law that authorizes a person to buy soft-shell clams anywhere for certain purposes and requires the seller of the soft-shell clams to pay a certain tax; repealing a certain provision of law that establishes certain limitations on and authorizations for the use of patent tongs and hand tongs in certain areas of the State; repealing a certain provision of law prohibiting the harvest of oysters by dredge subject to certain exceptions; repealing certain standards for containers for the measurement of oysters sold in the State and authorizing the Department to adopt regulations governing the size, type, and use of oyster containers used to measure oysters harvested or sold in the State; making certain technical corrections; making certain stylistic changes; and generally relating to fish and fisheries.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 4–217(e), 4–603, 4–617, 4–710(h) and (i), 4–809, 4–901, 4–1004, 4–1007, 4–1012, and 4–1015.1(c)

Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing

Article – Natural Resources

Section 4–619, 4–620, 4–710(g), 4–1011, and 4–1018(a)

Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Natural Resources

Section 4–1018(a)

Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 60 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Housing and Community  
Development)**

AN ACT concerning

**Community Development Administration – Residential Mortgage Loans –  
Financial Assistance for Families of Limited Income**

FOR the purpose of authorizing the Community Development Administration in the Department of Housing and Community Development to award certain grants; authorizing the Administration to make, participate in making, and undertake a commitment for financial assistance to a family of limited income for certain purposes; requiring the Secretary of Housing and Community Development to determine the terms and qualifications of the financial assistance provided under this Act; and generally relating to financial assistance awarded by the Community Development Administration to families of limited income.

BY repealing and reenacting, with amendments,  
Article – Housing and Community Development  
Section 4–206 and 4–235  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 62 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Housing and Community  
Development)**

AN ACT concerning

**Community Legacy Program – Application Requirements – Approval by  
Authorized Designee**

FOR the purpose of authorizing a political subdivision to approve an application to the Department of Housing and Community Development for a sustainable community plan or community legacy project by delivery of a letter, by a certain authorized designee, expressing support for the plan or project; and generally relating to the Department of Housing and Community Development and approval of sustainable community plans and community legacy projects.

BY repealing and reenacting, with amendments,  
Article – Housing and Community Development  
Section 6–206  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 63 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Higher Education  
Commission)**

AN ACT concerning

**Maryland Higher Education Commission – Institutional Renewal Fees and  
Religious Educational Institutions**

FOR the purpose of clarifying that the Maryland Higher Education Commission is authorized to impose certain renewal fees on certain institutions of postsecondary education; requiring the revenues from certain fees to be distributed to a certain fund; altering certain conditions under which the Commission may authorize certain religious educational institutions to operate without a certificate of approval; requiring certain religious educational institutions to obtain a certificate of approval under certain circumstances; clarifying certain procedures and establishing certain additional requirements related to certain religious educational institutions; and generally relating to renewal fees for all institutions of postsecondary education and exempt and nonexempt religious educational institutions.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 11–105(o) and 11–202.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**Senate Bill 64 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Transportation)**

AN ACT concerning

**Controlled Hazardous Substance Vehicles – Display of Certificates**

FOR the purpose of repealing the requirement that certain haulers, while transporting a controlled hazardous substance, display a certain certificate on the outside of the cab of the controlled hazardous substance vehicle; and generally relating to controlled hazardous substance vehicle certificates.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 7–252

Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 80 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Public Health – Prescription Drug Monitoring Program – Disclosure of Prescription Monitoring Data**

FOR the purpose of adding the Division of Drug Control of the Department of Health and Mental Hygiene to the list of certain entities to which the Prescription Drug Monitoring Program must disclose prescription monitoring data under certain circumstances; and generally relating to the Prescription Drug Monitoring Program.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 21–2A–06(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 21–2A–06(b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**Senate Bill 81 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Education and Workforce Training Coordinating Council for Correctional Institutions – Membership**

FOR the purpose of altering the membership of the Education and Workforce Training Coordinating Council for Correctional Institutions to allow designees of certain members to serve in the members' stead; and generally relating to the membership of the Education and Workforce Training Coordinating Council for Correctional Institutions.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 11–901  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 82 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Elevator Safety ~~Review Board~~ – Third-Party Inspectors – Certification**

FOR the purpose of altering the definition of “third-party qualified elevator inspector”, as it relates to the regulation of elevator safety, to require certification by a certain nationally recognized safety organization that meets certain standards; and generally relating to elevator safety and third-party qualified elevator inspectors.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 12–801  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 83 – Chair, Finance Committee (By Request – Departmental – Aging)**

AN ACT concerning

**Department of Aging – Aging and Disability Resource Center Program – Maryland Access Point**

FOR the purpose of establishing the Aging and Disability Resource Center Program in the Department of Aging; providing that the Program is the State’s Aging and Disability Resource Center for purposes of the federal Older Americans Act; specifying the purpose of the Program; requiring the Department to administer, supervise, and coordinate the Program with the cooperation of certain other State agencies; requiring the Program to designate local Program offices and provide certain services and materials; defining certain terms; and generally relating to the Aging and Disability Resource Center Program.



BY adding to

Article – Human Services

Section 10–1001 through 10–1004 to be under the new subtitle “Subtitle 10.

Aging and Disability Resource Center Program”

Annotated Code of Maryland

(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 135 Members present.

(See Roll Call No. 32)

### **ADJOURNMENT**

At 11:25 A.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Monday, January 28, 2013.

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**Annapolis, Maryland**  
**Monday, January 28, 2013**

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The House met at 8:00 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Sally Jameson of Charles County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 35)

The Journal of January 25, 2013 was read and approved.

**EXCUSES:**

Del. Burns – illness  
Del. Clagett – medical  
Del. Harrison – illness  
Del. Healey – illness  
Del. Impallaria – medical  
Del. Kach – illness  
Del. K. Kelly – business  
Del. Love – business  
Del. McDonough – medical  
Del. Ready – illness

**INTRODUCTION OF BILLS**

**House Bill 401 – Chair, Health and Government Operations Committee (By  
Request – Departmental – Military)**

AN ACT concerning

**Military Department – Powers of the Adjutant General – Summary  
Courts-Martial**

FOR the purpose of authorizing the Adjutant General to adopt certain rules and regulations; requiring certain rules and regulations to conform to certain rules, regulations, and statutes; providing that when certain rules and regulations have been adopted and published by the Adjutant General, they shall have the force and effect of law and constitute a lawful order; providing that adoption

and publication of rules and regulations by the Adjutant General are exempt from the requirements of the Administrative Procedure Act; altering the procedures for and penalties that may be imposed by summary courts–martial for the organized militia; and generally relating to powers of the Adjutant General and summary courts–martial.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 13–302 and 13–812  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Public Safety  
Section 13–808  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Public Safety  
Section 13–808 and 13–808.1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 10–102  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

## **House Bill 402 – Frederick County Delegation**

### **EMERGENCY BILL**

AN ACT concerning

### **Frederick County – Authority to Ban Synthetic Cannabinoids**

FOR the purpose of authorizing the County Commissioners of Frederick County to enact an ordinance that prohibits the knowing or intentional possession of synthetic cannabinoids; prohibiting the sale or manufacture of synthetic cannabinoids; making real property used in violation of the ordinance a nuisance; providing for civil and criminal penalties for a violation of the ordinance; defining a certain term; making this Act an emergency measure;

providing for the application of this Act; and generally relating to synthetic cannabinoids in Frederick County.

BY adding to

Article 25 – County Commissioners

Section 221C

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 403 – Delegates Ready, Krebs, and Stocksdales**

AN ACT concerning

#### **Family Child Care Homes – Adult to Child Ratio – Children Under 2 Years**

FOR the purpose of authorizing a certain adult to child ratio for children under the age of 2 years in a family child care home if at least one of the children is at least a certain age; and generally relating to adult to child ratios for children under 2 years in family child care homes.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–553(b) and (c)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 404 – Delegate Feldman**

AN ACT concerning

#### **Alcoholic Beverages – Issuance of Class A, C, and D Licenses**

FOR the purpose of increasing the number of Class A, Class C, and Class D alcoholic beverages licenses that may be issued to an individual for certain purposes; limiting the number of licenses that may be issued for the use of a certain establishment; making a stylistic change; and generally relating to alcoholic beverages licenses in the State.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 9–107

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 405 – Frederick County Delegation**

AN ACT concerning

**Frederick County – Board of License Commissioners – Expanded  
Membership**

FOR the purpose of expanding the membership of the Board of License Commissioners in Frederick County; providing for the terms of the members; updating an obsolete provision; and generally relating to the Board of License Commissioners in Frederick County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 15–103(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 406 – Delegates Rosenberg, Carter, and Oaks**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2009 – Baltimore City – Roland  
Park Fire Station Rehabilitation**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2009 to alter the purpose of a certain grant for the Roland Park Fire Station Rehabilitation project; extending the deadline for a certain grantee to present evidence of a matching fund and for certain funds to be expended or encumbered; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2009.

BY repealing and reenacting, with amendments,  
Chapter 485 of the Acts of the General Assembly of 2009, as amended by  
Chapter 396 of the Acts of the General Assembly of 2011  
Section 1(3) Item ZA03(U)

Read the first time and referred to the Committee on Appropriations.

**House Bill 407 – Frederick County Delegation**

AN ACT concerning

**Environment – Frederick County – Soil Erosion and Sediment Control  
Standards**

FOR the purpose of exempting Frederick County from certain soil erosion and sediment control standards; requiring completion of certain stabilization measures within certain periods of time; eliminating a certain limit on a certain area to be graded; eliminating a certain mapping requirement; and generally relating to soil erosion and sediment control standards in Frederick County.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 4–103(b)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 408 – Delegates Conway, Afzali, Anderson, Aumann, Barkley, Bates, Beitzel, Bobo, Bohanan, Boteler, Cane, Cardin, Cullison, DeBoy, Donoghue, Dumais, Dwyer, Eckardt, Elliott, Feldman, Fisher, Frick, Frush, Gaines, Glass, Griffith, Gutierrez, Haddaway–Riccio, Hershey, Hixson, Holmes, Hubbard, Ivey, Jacobs, James, Jones, Kaiser, Kipke, Krebs, Lafferty, Love, Luedtke, Malone, McComas, McConkey, McDermott, McIntosh, A. Miller, Norman, Otto, Proctor, Ready, S. Robinson, Rudolph, Schulz, Serafini, Smigiel, Stifler, Stocksdale, Summers, Tarrant, Vallario, Vitale, A. Washington, Weir, and Wood**

AN ACT concerning

**Income Tax – Subtraction Modification – Enhanced Agricultural  
Management Equipment**

FOR the purpose of providing certain subtraction modifications under the Maryland individual and corporate income tax for certain expenses incurred to buy and install certain agricultural equipment under certain circumstances; consolidating certain provisions of law that provide certain Maryland income tax subtraction modifications for certain expenses incurred to buy and install certain agricultural equipment under certain circumstances; providing for the application of this Act; and generally relating to certain Maryland income tax subtraction modifications for certain expenses incurred to buy and install certain agricultural equipment under certain circumstances.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–208(d) and 10–308(b)

Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing

Article – Tax – General

Section 10–208(m)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 409 – Delegates McIntosh, Bobo, Frush, Healey, Hubbard, Lafferty, Pendergrass, Sophocleus, and Stein**

AN ACT concerning

**Land Use – Local Governments – Comprehensive Planning and Zoning Cycles**

FOR the purpose of altering the time period of a local government’s comprehensive planning and zoning cycle to better coincide with the release of United States decennial census data; requiring certain planning commissions to include in a certain annual report information on the implementation status of a certain comprehensive plan; altering certain time frames for certain planning commissions to review certain comprehensive plans and to implement certain elements of certain comprehensive plans; requiring the Maryland Association of Counties, the Maryland Municipal League, and the Maryland Department of Planning to form a certain stakeholders group to create certain transition schedules for each local government that drafts a comprehensive plan; requiring certain transition schedules, to the extent practicable, to coincide with the release of certain data from the United States decennial census; requiring a certain stakeholder group to submit a proposed transition schedule to certain committees of the General Assembly on or before a certain date; and generally relating to local government comprehensive planning and zoning cycles.

BY repealing and reenacting, with amendments,

Article – Land Use

Section 1–207, 1–416, 1–417, 1–509, 3–301, and 3–303

Annotated Code of Maryland

(2012 Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 410 – Frederick County Delegation**

AN ACT concerning

**Frederick County – Alcoholic Beverages – License Fees**

FOR the purpose of altering the distribution of alcoholic beverages license fees in Frederick County; requiring that the Board of License Commissioners keep a certain percentage of license fees that are collected and that a certain percentage of license fees be distributed to the County Treasurer; requiring that the salaries and expenses of the Board of License Commissioners be paid from certain license fees; making certain stylistic changes; and generally relating to alcoholic beverages license fees in Frederick County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 10–204(l)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

#### **House Bill 411 – Delegates DeBoy and James**

AN ACT concerning

##### **Creation of a State Debt – Harford County – Maryland STEM Lab at Broad Creek Memorial Scout Reservation**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$400,000, the proceeds to be used as a grant to the Board of Directors of the Baltimore Area Council, Boy Scouts of America, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

#### **House Bill 412 – Delegates George and W. Miller**

AN ACT concerning

##### **Vessel Excise Tax – Exemption for Commercial Enterprises Paying the Admissions and Amusement Tax**

FOR the purpose of providing an exemption from the vessel excise tax for the purchase of a vessel by certain commercial enterprises if the use of the vessel will require the payment of at least a certain amount of admissions and amusement tax; requiring the Department of Natural Resources to adopt certain regulations; requiring the Department to report to the Governor and General Assembly on or



before a certain date each year; providing for the application of this Act; and generally relating to the vessel excise tax.

BY repealing and reenacting, with amendments,

Article – Natural Resources  
Section 8–716(e)(12) and (13)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Natural Resources  
Section 8–716(e)(14) and (j)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 413 – Delegate Lafferty**

AN ACT concerning

#### **Baltimore County – Board of Education – Selection of Members**

FOR the purpose of establishing a procedure for the election and appointment of certain members of the Baltimore County Board of Education; repealing certain provisions governing the appointment of all members of the county board; establishing the composition of the county board; providing for the qualifications, terms of office, and the filling of a vacancy of certain members of the county board; requiring the elected members of the county board to reside in, be a registered voter in, and be elected from certain districts; specifying that a member may not be elected or appointed to serve for more than a certain number of consecutive terms; providing for a student member of the county board; providing for the term and duties of the student member; providing for the removal of, and hearings and appeal procedures for, certain members of the county board; providing for the election of the chair and vice chair of the county board; providing for the compensation of the members of the county board; providing for the termination of the terms of the appointed members of the county board; making certain conforming nomenclature changes; and generally relating to the election and appointment of members for the Baltimore County Board of Education.

BY repealing and reenacting, with amendments,

Article – Education  
Section 3–109 and 3–114  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 3–2A–01 through 3–2A–08 to be under the new subtitle “Subtitle 2A.  
Baltimore County”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 414 – Frederick County Delegation**

AN ACT concerning

#### **Frederick County – Gaming Permits**

FOR the purpose of repealing in Frederick County a certain limitation on the number of certain raffles that may be held on a single day; authorizing the Board of County Commissioners of Frederick County to determine the number of permits to conduct a raffle that certain organizations in Frederick County may receive in a calendar year; and generally relating to raffles in Frederick County.

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 13–1304(a) and (b)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 13–1304(f)(2)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Law

Section 13–1304(f)(4)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 415 – Delegates DeBoy and Malone**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Community College of  
Baltimore County Catonsville Historic Mansion Preservation**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Trustees of the Community College of Baltimore County, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 416 – Delegates DeBoy, Cluster, McDermott, and Barnes**

AN ACT concerning

**Workers' Compensation – Occupational Disease Presumption – Duty Belt  
Worn by Law Enforcement**

FOR the purpose of providing that certain paid police officers and certain paid deputy sheriffs are presumed to be suffering from an occupational disease for a lower-back impairment under the workers' compensation law under certain circumstances; providing that the presumption shall apply only if the police officers and deputy sheriffs subject to this Act have been employed for a certain period of time and were required, as a condition of employment, to wear a certain duty belt; requiring that the presumption extends to the police officers and deputy sheriffs subject to this Act for a certain period of time following a certain termination of service; and generally relating to an occupational disease presumption under the workers' compensation law for a lower-back impairment suffered by certain paid police officers and paid deputy sheriffs required to wear a duty belt.

BY adding to

Article – Labor and Employment

Section 9–503(e)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 9–503(e)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 417 – Delegates DeBoy and Malone**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Good Shepherd Center Cooling Tower**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$450,000, the proceeds to be used as a grant to the Board of Directors of the House of the Good Shepherd, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 418 – Delegates DeBoy and Malone**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Little Sisters of the Poor – St. Martin's Home**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Little Sisters of the Poor of Baltimore, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 419 – Delegate Frick**

AN ACT concerning

**Personal Property Tax – Liens for Unpaid Tax**

FOR the purpose of requiring liens for unpaid tax on personal property to be recorded and indexed in the office of the clerk of the circuit court of a county where the tax is owed; providing that a lien for unpaid tax on personal property is subordinate to a certain security interest in personal property; and generally relating to liens for unpaid tax on personal property.

BY repealing and reenacting, with amendments,

Article – Tax – Property  
Section 14–804 and 14–805  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 420 – Chair, Environmental Matters Committee (By Request –  
Departmental – Transportation)**

AN ACT concerning

**Vehicle Laws – Maryland Transportation Authority – Payment of Tolls**

FOR the purpose of altering procedures of the Maryland Transportation Authority for the collection of unpaid tolls through a certain notice and a citation for toll violations; altering the contents of a certain citation; altering procedures for paying or contesting the amounts due under a citation; providing for the admissibility and prima facie effect of the information in a citation in any proceeding to contest liability; altering certain defenses to a citation; altering procedures for collection of unpaid tolls and civil penalties; authorizing the publication of the names of toll violators; providing for the payment of court costs in certain toll violation cases; providing that a certain surcharge may not be added to court costs imposed in certain toll violation cases; establishing the venue for contesting a citation; authorizing reciprocal agreements with other jurisdictions for enforcement of toll violations; defining certain terms; altering certain definitions; clarifying language; making conforming changes; providing for the application of this Act to certain tolls previously incurred; requiring the Authority to adopt certain regulations before a certain date; providing for the effective dates of this Act; and generally relating to the issuance of citations for nonpayment of tolls on Maryland Transportation Authority facilities.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 7–301(a)(1) and (2) and (f)(1)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 10–616(m)(1)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–1414, 26–401, and 27–110

Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Transportation  
Section 21–1415  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 421 – Delegates Cardin, Conaway, Morhaim, Oaks, and Otto**

AN ACT concerning

**Vehicle Laws – Speed Monitoring and Work Zone Speed Control Systems**

FOR the purpose of altering the definition of “recorded image” for purposes of provisions relating to speed monitoring systems and work zone speed control systems; requiring that certain time–stamped images of a motor vehicle provide sufficient information to allow for the calculation of a certain speed of the motor vehicle; altering a certain requirement relating to the issuance of warnings for certain violations; requiring a local law adopted by the governing body of a local jurisdiction to provide that for a certain period of time after a speed monitoring system is placed in the jurisdiction, any violation recorded by the speed monitoring system may be enforced only by the issuance of a warning; prohibiting a contractor’s fee from being contingent on the number of citations issued or paid if the contractor administers or processes the citations; requiring a court to impose a certain civil penalty if it finds that a citation for an alleged violation recorded by a speed monitoring system or a work zone speed control system was issued erroneously; requiring a civil penalty collected under this Act to be deposited into the Transportation Trust Fund; establishing that an organization that represents the interests of motorists in the State may bring an action to enforce certain provisions of law relating to speed monitoring systems and work zone speed control systems in a court of competent jurisdiction; and generally relating to speed monitoring systems and work zone speed control systems.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–809(a)(4), (b)(1)(v), and (j) and 21–810(a)(4)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Transportation  
Section 21–809(k) and (l) and 21–810(l) and (m)

Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 422 – Delegate George**

AN ACT concerning

**Income Tax – Subtraction Modification – Individual Retirement Accounts**

FOR the purpose of allowing a subtraction modification, of up to a certain amount, under the Maryland income tax for retirement income from certain individual retirement accounts or annuities; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for income from certain retirement accounts.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–207(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 10–207(aa)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 423 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Building Impact Fees**

FOR the purpose of altering the authorization for the County Commissioners of St. Mary’s County to impose building impact fees to authorize the County Commissioners to require certain persons or entities that apply for a building permit for new construction of a living unit to pay a building impact fee of either a fixed sum or an amount per square foot set by the County Commissioners; altering a certain authorized exemption from the building impact fee to apply to building permits for new construction of a living unit on a certain number of lots in a minor subdivision under certain circumstances; and generally relating to building impact fees in St. Mary’s County.

BY repealing and reenacting, with amendments,  
Article 25 – County Commissioners  
Section 10D–1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 424 – Delegates McDonough, Dwyer, Glass, Impallaria, McComas,  
Norman, and Stocksdales**

AN ACT concerning

**Criminal Procedure – Crimes of Violence Involving Firearms – Diminution  
Credits, Parole, and Plea Agreements**

FOR the purpose of prohibiting the earning of diminution credits to reduce the term of confinement of an inmate who is serving a sentence for a certain crime of violence involving a firearm in a State or local correctional facility; eliminating parole eligibility for a person who is serving a term of confinement for a certain crime of violence involving a firearm; providing that this Act does not restrict a certain authority of the Governor to pardon or remit a certain sentence; prohibiting a person who has been convicted of a certain crime of violence involving a firearm from entering into a plea agreement; providing for the construction of certain provisions of this Act; providing for the application of this Act; and generally relating to crimes of violence involving firearms.

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 3–702, 7–301, and 11–502  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Procedure  
Section 6–234  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 425 – Delegate Nathan–Pulliam**

EMERGENCY BILL

AN ACT concerning



**State Board of Nursing – Medication Technician Graduates and Certified  
Medication Technicians – Sunset Extension**

FOR the purpose of extending the termination date for certain provisions of law relating to medication technician graduates and certified medication technicians; making this Act an emergency measure; and generally relating to the State Board of Nursing and medication technician graduates and certified medication technicians.

BY repealing and reenacting, with amendments,  
Chapter 123 of the Acts of the General Assembly of 2011  
Section 3

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 426 – Delegates Dwyer, Carter, Conaway, Eckardt, Fisher, George, Glass, Hough, Impallaria, K. Kelly, Kipke, McComas, McConkey, McDermott, McDonough, Myers, Norman, Parrott, Schuh, Smigiel, Sophocleus, Stocksdale, Vitale, Weir, and Wood**

AN ACT concerning

**Public Safety – Firearm Ammunition – Purchaser Information**

FOR the purpose of prohibiting, with certain exceptions, a person that sells ammunition from requiring the purchaser of the ammunition to provide personal identification information as a condition of purchase, collecting personal identification information of the purchaser of ammunition on behalf of a law enforcement agency, or providing to others the personal identification information of the purchaser of the ammunition; establishing penalties for a violation of this Act; providing that each violation of this Act is a separate crime; defining a term; and generally relating to the sale of ammunition.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 4–104(a)(1) and (2)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Public Safety  
Section 5–144  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 427 – Delegates Impallaria, Boteler, Bromwell, Dwyer, Frank, McComas, McDonough, W. Miller, Myers, Stocksdales, and Szeliga**

AN ACT concerning

**Election Law – Absentee Ballots – Timeliness**

FOR the purpose of requiring that an absentee ballot returned by an absent uniformed services voter or an overseas voter be considered timely if the ballot is mailed by the voter and received by a local board by certain times; and generally relating to the timeliness of absentee ballots.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 9–303 and 11–302(c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Election Law  
Section 11–302(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 428 – Delegates K. Kelly, Dumais, and Simmons**

AN ACT concerning

**Child Abuse and Neglect – Reports and Records – Disclosure to Public Institutions of Higher Education**

FOR the purpose of authorizing the disclosure of a report or record of child abuse or neglect to the presidents of certain public higher education institutions or the Chancellor of the University System of Maryland for certain purposes if the abuse was committed under certain circumstances; and generally relating to disclosure of reports and records of child abuse and neglect.

BY repealing and reenacting, without amendments,  
Article – Human Services  
Section 1–202(a)  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Human Services  
Section 1–202(c)  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 429 – Frederick County Delegation**

AN ACT concerning

**Frederick County – Motor Vehicle Registration – Exception for All-Terrain  
and Utility-Terrain Vehicles**

FOR the purpose of authorizing, under certain circumstances, the operation of certain all-terrain and utility-terrain vehicles on highways in Frederick County without the vehicle being registered under the Maryland Vehicle Law; requiring a person operating an unregistered all-terrain or utility-terrain vehicle on a highway in Frederick County to maintain certain evidence of liability insurance in the vehicle; prohibiting a person from operating unregistered all-terrain or utility-terrain vehicles on a highway in Frederick County for which the posted maximum speed limit exceeds a certain limit; and generally relating to the operation of unregistered all-terrain and utility-terrain vehicles on highways in Frederick County.

BY repealing and reenacting, without amendments,

Article – Transportation  
Section 13–402(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Transportation  
Section 13–402(h–1)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 430 – Chair, Judiciary Committee (By Request – Departmental –  
Transportation)**

AN ACT concerning

**Criminal Law – Alcoholic Beverages – Consumption and Possession in Motor  
Vehicles**

FOR the purpose of altering a certain definition to expand the types of vehicles for which an occupant is prohibited from consuming or possessing an alcoholic beverage in the passenger area while on a highway; and generally relating to alcoholic beverage consumption or possession in motor vehicles.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 10–123  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 431 – Chair, Economic Matters Committee (By Request –  
Departmental – Insurance Administration, Maryland)**

AN ACT concerning

**Insurance – Maryland Insurance Acquisitions Disclosure and Control Act –  
Revisions**

FOR the purpose of authorizing the Maryland Insurance Commissioner to participate in a certain supervisory college; describing the powers of the Commissioner with respect to supervisory colleges; authorizing the Commissioner to enter into certain agreements; providing that the purposes of certain provisions of law include promoting the public interest by providing standards governing material transactions between an insurer and its affiliates; adding a factor to be considered in determining whether an insurer's assets and surplus as regards policyholders are reasonable in relation to the insurer's outstanding liabilities and adequate to its financial needs; providing that certain material may be made public under certain circumstances; providing that certain persons must comply with certain requirements before making certain tender offers for or agreements to merge with a person that controls a domestic insurer; requiring certain persons seeking to acquire control of a domestic insurer, persons that control a domestic insurer, or insurance holding companies controlling a domestic insurer to file a certain pre-acquisition notification; requiring a controlling person of a domestic insurer seeking to divest its controlling interest in the domestic insurer to file a certain notice; requiring certain persons seeking to acquire control of a domestic insurer to file a certain statement with the Commissioner and provide a copy to the domestic insurer; requiring the statement to include certain information; requiring the filing of an amendment to the statement under certain circumstances; establishing certain violations; requiring insurers subject to certain registration requirements to include certain information in the registration statement; authorizing the Commissioner, in verifying information in the registration statement, including the enterprise risk to an insurer by an ultimate controlling person, to order certain insurers to produce certain information; authorizing the Commissioner

to retain the services of certain persons to assist in the conduct of certain examinations; providing a process for reviewing disclaimers of affiliation and receiving an administrative hearing if a disclaimer of affiliation is denied; providing that an insurer that does not file a certain registration statement, summary, or enterprise risk report may be subject to a certain penalty; providing that when it appears to the Commissioner that a person has committed a certain violation, the violation may serve as an independent basis for disapproving certain dividends or distributions and for placing an insurer under a certain order of supervision; supplementing the standards to which certain transactions within an insurance holding company system are subject; providing that a certain notice be given before a domestic insurer and another member of the same insurance holding company system enter into certain transactions; providing that certain transactions are subject to certain notice requirements; altering the penalty amounts for persons that willfully violate certain provisions of law; requiring certain directors or officers of an insurance holding company system who engage in certain activities to pay, in their individual capacity, a certain civil penalty under certain circumstances; authorizing the Commissioner to petition for certain injunctive or other relief under certain circumstances; authorizing the Commissioner to institute criminal proceedings in a certain court against certain persons under certain circumstances; establishing a certain criminal penalty; altering certain definitions; defining certain terms; providing for a delayed effective date; and generally relating to the Maryland Insurance Acquisitions Disclosure and Control Act.

BY adding to

Article – Insurance

Section 2–209.1, 7–608, 7–802.1, and 7–807

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 7–101, 7–102, 7–105, 7–106, 7–201, 7–302 through 7–304, 7–306, 7–309, 7–603, 7–605 through 7–607, 7–702, 7–703, 7–802, and 7–805

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article – Insurance

Section 7–807

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 432 – Frederick County Delegation**

AN ACT concerning

**Frederick County – Ethics – Former Officials and Employees**

FOR the purpose of authorizing the ethics provisions enacted by Frederick County to allow certain former officials or employees of the county to engage in certain representation or assistance that related in a certain way to the officials' or employees' former government activities after certain time periods; and generally relating to the ethics requirements for Frederick County.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 15–504(d)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 15–804  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 433 – Delegate S. Robinson**

AN ACT concerning

**Agriculture – Lawn Care Pesticides – Child Care and School Facilities –  
Prohibition**

FOR the purpose of prohibiting, with a certain exception, a person from applying a lawn care pesticide on the grounds of certain child care facilities and schools; authorizing a person to apply a lawn care pesticide on the grounds of certain child care facilities and schools if the Secretary of Agriculture determines that the emergency application is necessary to eliminate an immediate threat to human health; prohibiting certain children from accessing an area treated with a lawn care pesticide for a certain time period; requiring certain child care facilities and schools to designate a certain contact person and keep a written record of any emergency application of a lawn care pesticide for a certain time period; requiring certain child care facilities and schools to provide a certain notice of the emergency application of a lawn care pesticide to each parent, guardian, and staff member within a certain time period; requiring the Department of Agriculture to adopt certain regulations; defining certain terms; and generally relating to the application of lawn care pesticides on the grounds of child care facilities and schools.

BY repealing and reenacting, without amendments,  
Article – Agriculture  
Section 5–201(a) and (l)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Agriculture  
Section 5–208.2  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 434 – Frederick County Delegation**

AN ACT concerning

#### **Frederick County – Stormwater Management – Watershed Protection and Restoration Program – Exemption**

FOR the purpose of exempting a certain county from a certain requirement to adopt a certain watershed protection and restoration program; and generally relating to stormwater management in the State.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 4–202.1(a)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 4–202.1(b) and (c)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 435 – Delegate Howard**

AN ACT concerning

#### **Vehicle Laws – Speed Monitoring and Work Zone Speed Control Systems – Restitution**

FOR the purpose of requiring the District Court, if a person who receives a citation for an alleged violation recorded by a speed monitoring system or a work zone speed control system prevails at a certain trial, to order the agency or police department that issued the citation to pay the person certain restitution; and generally relating to speed monitoring and work zone speed control systems.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 21–809(c) and (d)(5) and 21–810(c) and (d)(5)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Transportation  
Section 21–809(f)(5) and 21–810(f)(5)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 436 – Delegates Impallaria, Boteler, Dwyer, McDonough, W. Miller, Myers, Parrott, Stocksdales, and Szeliga**

AN ACT concerning

**Handguns – School Employees – Handgun Permits and Carrying Weapons on School Property**

FOR the purpose of authorizing a county board to authorize school employees in the county board's school system to carry a handgun on school property under certain circumstances; requiring the Secretary of State Police to issue a handgun permit to a person who is otherwise qualified and who is a school employee in a certain school system; creating an exception to the prohibition against carrying a deadly weapon on public school property for a school employee authorized to carry a handgun by the county board and who has been issued a handgun permit under certain circumstances; and generally relating to school employees, handgun permits, and carrying weapons on school property.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 4–102  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Education  
Section 3–104(c)



Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 5–306  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 437 – Delegate Simmons**

AN ACT concerning

#### **Maryland Trust Act**

FOR the purpose of repealing and revising certain provisions of law relating to trusts; providing that this Act may be cited as the Maryland Trust Act; providing for the scope of this Act; providing for the construction of this Act; providing for the designation of the principal place of administration for a trust; establishing a standard for whether notice to a person under this Act must be accomplished and how notice may be waived; providing for the role of a court in the administration of a trust; providing that a certain trustee and the beneficiaries of a trust are subject to the jurisdiction of the courts of this State under certain circumstances; establishing standards for judicial review of the discretion of a trustee; providing for the consent of a person that may represent and bind another person under this Act; providing that the holder of a certain qualified power of appointment may represent and bind a certain person; providing that a certain person may represent a certain other person with respect to a particular question or dispute; authorizing a court to appoint a representative for a certain interest in certain circumstances; providing methods and requirements for creating a trust under this Act; establishing the method by which a trust for care of an animal may be created; providing certain rules for a certain noncharitable trust; providing for the modification or termination of a trust; authorizing a court to reform the terms of a certain trust; authorizing a court to modify the terms of a trust in a certain manner; authorizing a court to authorize a creditor or assignee of a beneficiary to reach a certain beneficiary's interest by attachment of certain distributions; establishing the rights of a certain beneficiary and a certain creditor to a trust interest that is subject to a discretionary distribution provision; providing that certain actions may not be taken with respect to a beneficial interest that is subject to a support provision; providing for the treatment of a spendthrift provision in a trust; authorizing a court to authorize a creditor or assignee of the beneficiary to attach certain distributions in certain circumstances; providing for circumstances to create a certain general power of appointment or a power of withdrawal; establishing rules for the claim of a certain creditor; establishing that trust property is not

subject to certain personal obligations of the trustee; prohibiting a creditor from taking certain actions to compel a certain distribution; providing for the transfer to trust of property held by tenants by the entirety; establishing the capacity of a settlor of a revocable trust to take certain actions; providing the manner by which the settlor may revoke or amend a revocable trust; establishing the rights of certain beneficiaries; establishing the method by which a person designated as trustee accepts or rejects the trusteeship; requiring a trustee to give a certain bond under certain circumstances; providing for circumstances in which a vacancy occurs in a cotrusteeship; authorizing a trustee to resign in certain circumstances; providing grounds for the removal of a trustee; establishing the duties and powers of a trustee who has resigned or been removed; providing that certain trustees are entitled to certain commissions and certain reimbursements; authorizing certain persons to exercise certain trust and fiduciary powers; prohibiting a certain person from serving as a trustee in certain circumstances; requiring a certain trustee to perform certain duties; authorizing a trustee to delegate certain duties and powers in certain circumstances; authorizing a certain trustee to follow a certain direction of the settlor; establishing that certain persons shall be considered advisers and fiduciaries in certain circumstances; requiring a certain trustee to act in accordance with the directions of a certain adviser in certain circumstances; providing that a certain trustee does not have certain liabilities and duties; providing that a certain adviser has the power to perform certain actions; requiring a trustee to take certain steps to take control of and protect the trust property, with a certain exception; requiring the trustee to do certain record keeping and to keep certain property in a certain manner; requiring a trustee to take certain steps in certain circumstances; requiring the trustee to respond promptly to a certain request for information; requiring a trustee to provide certain notice to certain beneficiaries; requiring a trustee to send a certain report to certain persons; prohibiting a trustee from exercising certain powers; authorizing a trustee to exercise certain powers in certain circumstances; providing for damages for which a certain trustee is or is not liable; authorizing a court to award costs and expenses in a certain judicial proceeding; providing that a certain trustee is not liable for a certain loss; providing that a certain term of a trust is unenforceable in certain circumstances; providing for the effect of an exculpatory term in a trust; providing for the liability of a trustee for breach of trust in certain circumstances; establishing limitations of personal liability of the trustee in certain circumstances; authorizing a trustee to furnish a certification of trust in certain circumstances; providing that the provisions of this Act relating to the use of electronic records and signatures conform to a certain federal statute; providing for the severability of provisions in this Act if held invalid; providing for the application of this Act to certain trusts and judicial proceedings; defining certain terms; and generally relating to trusts.

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 11–102(b)(12)

Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article – Estates and Trusts

Section 14–101 through 14–115 and the subtitle “Subtitle 1. General Provisions”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Estates and Trusts

Section 14.5–101 through 14.5–1005 to be under the new title “Title 14.5.  
Maryland Trust Act”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Financial Institutions

Section 3–506(b)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 438 – Delegates Ready, Kipke, Krebs, Pena–Melnyk, and Reznik**

AN ACT concerning

#### **Procurement – Lower–Cost Goods and Services**

FOR the purpose of providing that when a primary procurement unit makes a certain determination concerning its participation in a certain intergovernmental cooperative purchasing agreement, the determination will include a statement that the agreement will allow an entity whose procurement is managed by the primary procurement unit to withdraw the entity’s participation under the agreement under certain circumstances; and generally relating to an entity’s withdrawal from an intergovernmental cooperative purchasing agreement.

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 13–110

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 439 – Delegates Frank, Aumann, Barkley, Beitzel, Boteler, Cluster, DeBoy, Eckardt, Elliott, Glass, Haddaway–Riccio, Hogan, Hough, Impallaria, James, Jameson, Kach, Krebs, Lafferty, McComas, McConkey, McDermott, McDonough, W. Miller, Minnick, Myers, Norman, Otto, Ready, Schuh, Schulz, Smigiel, Stocksdales, Szeliga, Tarrant, Vitale, Weir, Wilson, and Wood**

AN ACT concerning

**Income Tax – Subtraction Modification – Military Retirement Income**

FOR the purpose of altering a certain subtraction modification under the Maryland income tax for military retirement income over a certain period of time; and generally relating to a subtraction modification for military retirement income.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–207(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–207(q)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 440 – Delegates Tarrant, Conaway, Hogan, Morhaim, Proctor, Stukes, and F. Turner**

AN ACT concerning

**Income Tax – Subtraction Modification – Retirement Income**

FOR the purpose of altering the maximum amount of a subtraction modification allowed under the State income tax for certain retirement income of an individual of a certain age or who is totally disabled or whose spouse is totally disabled; altering the maximum amount of a certain subtraction modification allowed for certain taxable years; providing for the application of this Act; and generally relating to an income tax subtraction modification for certain retirement income.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–209

Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 441 – Delegates Impallaria, Boteler, Dwyer, McDonough, W. Miller,  
and Stocksdales**

**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

**Courts – Death Penalty Court**

FOR the purpose of authorizing the General Assembly to create a Death Penalty Court that shall have original and exclusive jurisdiction over all presentments or indictments for offenses punishable by death; vesting the judicial power of the State in the Death Penalty Court as the General Assembly may create by law; providing that the judges of the Death Penalty Court that may be created may not be elected in a certain manner; requiring certain presentments or indictments to be transmitted to the Death Penalty Court that may be created; requiring the Attorney General to prosecute certain presentments or indictments pending in the Death Penalty Court that may be created; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an amendment to the Maryland Constitution  
Article IV – Judiciary Department  
Section 1, 3, and 8(b)

BY proposing an addition to the Maryland Constitution  
Article IV – Judiciary Department  
Section 27 to be under the new part “Part IV – Death Penalty Court”

BY proposing an amendment to the Maryland Constitution  
Article V – Attorney–General and State’s Attorneys  
Section 3(a)

Read the first time and referred to the Committee on Judiciary.

**House Bill 442 – Delegate Dumais**

AN ACT concerning

**Criminal History Records Checks – Child Care Providers**

FOR the purpose of requiring the Department of Public Safety and Correctional Services to transmit weekly a certain registry and a certain listing to the State Department of Education in a certain format; prohibiting a registered sex offender from entering onto certain real property on which a home is located where certain informal child care is provided or will be provided; requiring certain adults known by the State Department of Education to be residing in certain locations to obtain a certain criminal history records check; requiring an adult known to be residing in an informal child care provider's home to obtain a criminal history records check; requiring certain informal child care providers to obtain a criminal history records check; requiring the State Department of Education to conduct a certain cross-reference; providing for a delayed effective date; and generally relating to criminal history records checks of individuals who care for or supervise children.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 11–713 and 11–722  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 5–561(c)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Family Law  
Section 5–564.1  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 443 – Delegate Dumais**

AN ACT concerning

#### **Criminal History Records Checks – Informal Child Care Providers**

FOR the purpose of altering certain provisions of law relating to individuals required to obtain a criminal history records check; requiring an adult known to be residing in an informal child care provider's home to obtain a criminal history records check; requiring certain informal child care providers to obtain a criminal history records check; requiring the Department of Public Safety and Correctional Services to provide certain applicants' State criminal records to the State Department of Education; providing for a delayed effective date; and

generally relating to criminal history records checks of individuals who care for or supervise children.

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 5–561(c), 5–562(a), and 5–564(b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 444 – Delegates Impallaria, Aumann, Boteler, Bromwell, Dwyer, McComas, McDonough, W. Miller, Myers, Parrott, Serafini, Stocksdales, and Szeliga**

AN ACT concerning

**Vehicle Emissions Inspection Program – Alternate Tests and Inspections**

FOR the purpose of requiring the Motor Vehicle Administration and the Maryland Department of the Environment to develop and use an alternate exhaust emissions test and an alternate emissions equipment and misfueling inspection under the Vehicle Emissions Inspection Program for a motor vehicle that cannot take or pass the primary test or inspection for certain reasons; authorizing the Administration and the Department to develop and use certain emissions tests or inspections previously used under the Program as an alternate test or inspection; and generally relating to the Vehicle Emissions Inspection Program.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 23–202(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 23–202(b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 445 – Delegates Cardin, Clippinger, and McIntosh**

AN ACT concerning

**Vehicle Laws – Rules of the Road – Overtaking Another Vehicle**

FOR the purpose of prohibiting a driver of a vehicle from overtaking another vehicle going in the same direction unless a safe passing distance can be maintained while the other vehicle is being overtaken; repealing a certain exception to a requirement that a driver of a vehicle overtaking a bicycle, an EPAMD, or a motor scooter pass in a certain manner; and generally relating to rules of the road when overtaking another vehicle.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–303 and 21–1209  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 446 – Delegates Bromwell, Beitzel, Boteler, Cardin, Clagett, Cluster, Conaway, Costa, DeBoy, Donoghue, Elliott, Feldman, Frank, Guzzone, Haddaway–Riccio, Hershey, Hogan, Impallaria, Ivey, Jacobs, Kach, Kaiser, K. Kelly, Kipke, Krebs, Lafferty, McDermott, McDonough, McHale, W. Miller, Minnick, Mitchell, Morhaim, Norman, Oaks, Olszewski, Otto, Ready, Reznik, Schulz, Smigiel, Tarrant, Weir, and Wood**

AN ACT concerning

**Gaming – Video Lottery Operation License – Baltimore–Washington  
International Thurgood Marshall Airport**

FOR the purpose of altering the number of video lottery operation licenses and video lottery terminals that may be awarded by the Video Lottery Facility Location Commission to provide for the award of a video lottery operation license at Baltimore–Washington International Thurgood Marshall Airport under certain conditions; providing that a certain restriction on the number of video lottery operation licenses that may be awarded in a county or in Baltimore City is not applicable; requiring that certain proceeds be paid into the Transportation Trust Fund; providing that an application for a certain video lottery operation license be made by a certain date; submitting this Act to a referendum of the qualified voters of the State; and generally relating to the operation of video lottery terminals and table games at a certain location in the State.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–05(a), 9–1A–27(a), and 9–1A–36(f), (g), (h), (i), (j), and (r)(1)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)



Read the first time and referred to the Committee on Ways and Means.

**House Bill 447 – Delegate Howard**

AN ACT concerning

**Election Law – Use of Campaign Funds for Meeting and Conference Expenses**

FOR the purpose of including a disbursement to pay the costs for travel, lodging, meals, and registration expenses to attend certain meetings or conferences as an allowable expenditure of funds from a campaign account under the State election law; and generally relating to the use of campaign funds to pay expenses for a candidate's or an elected official's attendance at certain meetings and conferences.

BY repealing and reenacting, without amendments,  
Article – Election Law  
Section 1–101(o)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 1–101(aa)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 448 – Delegate Ready**

AN ACT concerning

**State Government – Notary Public – Appointment**

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

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 18–101 and 18–103(a)  
Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 449 – Allegany County Delegation**

AN ACT concerning

**Creation of a State Debt – Allegany County – Allegany County Animal Shelter Adoption and Care Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Allegany County Animal Shelter Management Foundation, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 450 – Howard County Delegation**

AN ACT concerning

**Howard County – Property Tax Credit – Renovated, Upgraded, or  
Rehabilitated Property  
Ho. Co. 11–13**

FOR the purpose of authorizing the governing body of Howard County to provide a property tax credit against the county property tax for certain real property that is renovated, upgraded, or rehabilitated; authorizing the governing body of Howard County to provide, by law, for certain other criteria for the property tax credit; providing for the application of this Act; and generally relating to a county property tax credit for real property in Howard County.

BY adding to

Article – Tax – Property  
Section 9–315(d)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 451 – Delegate Beitzel**

AN ACT concerning

**Garrett County – Coal Combustion By-Products – Storage**

FOR the purpose of authorizing, notwithstanding a certain regulation, Garrett County to store coal combustion by-products used for a certain purpose in the same locations and in the same manner that the coal combustion by-products were stored on a certain date; and generally relating to the storage of coal combustion by-products in Garrett County.

BY adding to

Article – Environment

Section 9–291

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 452 – Delegate Beitzel**

AN ACT concerning

**Garrett County – Bonds for Garrett County Memorial Hospital**

FOR the purpose of authorizing and empowering the County Commissioners of Garrett County, from time to time, to borrow not more than \$15,000,000 in order to assist in the financing of the cost of certain hospital improvements in Garrett County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County and directing the County to enter into an agreement with the Board of Governors of Garrett County Memorial Hospital for the payment of debt service requirements of the bonds from the revenues of the Garrett County Memorial Hospital; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Appropriations.

**House Bill 453 – Delegates Walker, Bohanan, Branch, DeBoy, Dumais, Glenn, Guzzone, Haddaway-Riccio, Howard, Ivey, Kaiser, Luedtke, McDonough, Niemann, O'Donnell, Summers, Tarrant, Valderrama, Vaughn, A. Washington, Wilson, and Zucker**

AN ACT concerning

**Education – Maryland Center for School Safety**

FOR the purpose of establishing the Maryland Center for School Safety as an independent unit of State government; establishing the location and staffing of the Center; specifying the function and duties of the Center; establishing the Governing Board of the Maryland Center for School Safety; providing for the membership of the Governing Board; providing for the appointment and terms for certain members of the Governing Board; providing for the duties of the Governing Board; requiring the Governor to provide a certain amount in the annual State budget to carry out certain provisions of law; specifying certain funds to be used to support the operation of the Center; requiring the Governing Board to make a certain report to the Governor and the General Assembly on or before a certain date each year; defining certain terms; and generally relating to the establishment of the Maryland Center for School Safety.

BY adding to

Article – Education

Section 7–1501 through 7–1505 to be under the new subtitle “Subtitle 15.  
Maryland Center for School Safety”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 454 – Howard County Delegation**

AN ACT concerning

**Howard County – Casino Events – Authorized  
Ho. Co. 8–13**

FOR the purpose of authorizing certain organizations to hold certain casino events in Howard County at certain intervals of time; requiring an organization to obtain a permit from the Howard County Department of Inspections, Licenses, and Permits before operating a casino event; requiring the Howard County Executive to forward a recommendation to the Howard County Council concerning the fee to be charged for a permit; requiring the County Council to

adopt by resolution the amount of the permit fee; specifying the types of organizations eligible to conduct a casino event; requiring a permit holder for a casino event to ensure that certain standards are met; prohibiting a permit holder from offering cumulative money prizes in excess of a certain amount; specifying certain prohibited acts and reporting requirements for a permit holder for a casino event; requiring the Department to adopt certain regulations governing casino events; altering in Howard County the application of certain general provisions of law governing gaming in the State; establishing certain exceptions to prohibitions against conducting a casino event or operating or awarding prizes using certain gaming devices; defining a certain term; and generally relating to casino events in Howard County.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 13–1601, 13–1603, and 13–1604

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Law

Section 13–1602.1

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 455 – Howard County Delegation**

AN ACT concerning

#### **Howard County – Alcoholic Beverages – Refillable Wine Containers Ho. Co. 15–13**

FOR the purpose of expanding a certain application of law in Howard County to allow certain license holders to sell wine in refillable containers of a certain capacity off the licensed premises; authorizing the Board of License Commissioners to issue a refillable wine container permit; making certain requirements relating to refillable containers, advertising, posting of notice, public hearings, hours of sale, and the refilling of containers applicable to refillable wine containers and holders of refillable wine container permits issued under this Act; making a technical correction; and generally relating to alcoholic beverages in Howard County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 7–101(p–1)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 7–101(p–1)(11)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 456 – Howard County Delegation**

AN ACT concerning

#### **Creation of a State Debt – Howard County – Historic Belmont Property Restoration Ho. Co. 5–13**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

### **House Bill 457 – Howard County Delegation**

AN ACT concerning

#### **Creation of a State Debt – Howard County – Middle Patuxent Environmental Area Ho. Co. 1–13**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

### **House Bill 458 – Delegate Niemann**

AN ACT concerning

**Personal and Business Documents – Evidence**

FOR the purpose of providing that certain personal and business documents are admissible as evidence and presumed to be authentic if a certain person testifies as to their authenticity in any judicial or administrative proceeding; and generally relating to the admissibility of documents as evidence.

BY adding to

Article – Commercial Law

Section 24–101 to be under the new title “Title 24. Authentication of Documents”

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 459 – Delegate Otto**

AN ACT concerning

**Somerset County – Alcoholic Beverages – Beer and Wine Tasting License**

FOR the purpose of establishing in Somerset County a beer and wine tasting (BWT) alcoholic beverages license for a holder of a beer, wine and liquor license or a beer and wine license; specifying that a BWT license authorizes a holder to serve certain alcoholic beverages for tasting purposes only and for no consideration; requiring the County Board of License Commissioners to regulate the quantity and number of bottles of certain alcoholic beverages to be served; specifying license and issuance fees; repealing certain provisions relating to a wine tasting license; prohibiting a holder from exercising the privileges of the BWT license during any festival event; authorizing the Board to adopt certain regulations; and generally relating to alcoholic beverages in Somerset County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 8–410.2

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 460 – Howard County Delegation**

AN ACT concerning

**Creation of a State Debt – Howard County – The Arc’s Homewood Road  
Renovation  
Ho. Co. 2–13**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of The Arc of Howard County, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 461 – Howard County Delegation**

AN ACT concerning

**Creation of a State Debt – Howard County – Domestic Violence Center  
Ho. Co. 6–13**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of the Domestic Violence Center of Howard County, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 462 – Howard County Delegation**

AN ACT concerning

**Creation of a State Debt – Howard County – Blandair Regional Park  
Ho. Co. 4–13**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.



Read the first time and referred to the Committee on Appropriations.

**House Bill 463 – Allegany County Delegation**

AN ACT concerning

**Creation of a State Debt – Allegany County – Friends Aware Facility**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of Friends Aware, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 464 – Delegate Beitzel**

AN ACT concerning

**Garrett County – Alcoholic Beverages – Sunday Sales**

FOR the purpose of specifying that certain provisions of law concerning the Sunday sale of alcoholic beverages in Garrett County apply to a precinct of an election district in which the voters in a referendum authorized by law approve Sunday sales; specifying that certain provisions of law concerning Sunday sales apply to a holder of a Class D license operating an establishment that meets certain specifications; providing for certain fees; making technical and stylistic changes; and generally relating to alcoholic beverages sales in Garrett County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 11–512(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 11–512(c)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 465 – Delegate Otto**

AN ACT concerning

**Somerset County – Emergency Burning Ban – Adoption and Enforcement**

FOR the purpose of authorizing the County Commissioners of Somerset County to adopt a certain emergency burning ban; prohibiting a person from starting or allowing any open air burning during an emergency burning ban; exempting certain supervised burning activities from a certain emergency burning ban; authorizing the County Commissioners, by resolution, to set a fine for a violation of a certain emergency burning ban; authorizing the Sheriff of Somerset County and the Sheriff's deputies to assess a certain fine against any person believed to be in violation of a certain emergency burning ban; defining certain terms; and generally relating to the adoption and enforcement of an emergency burning ban in Somerset County.

BY adding to

The Public Local Laws of Somerset County

Section 2–416

Article 20 – Public Local Laws of Maryland

(2003 Edition and 2009 Supplement, as amended)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 466 – Delegate Otto**

AN ACT concerning

**Somerset County – Sale of Small Boat Harbor Dock**

FOR the purpose of authorizing the County Commissioners of Somerset County to sell the Small Boat Harbor Dock to the City of Crisfield at private sale under certain terms; requiring the Small Boat Harbor Dock to revert to the County Commissioners under certain circumstances; exempting the sale of the Small Boat Harbor Dock from certain requirements; making a technical change; and generally relating to the sale of county property by the County Commissioners of Somerset County.

BY repealing and reenacting, with amendments,

The Public Local Laws of Somerset County

Section 2–414

Article 20 – Public Local Laws of Maryland

(2003 Edition and 2009 Supplement, as amended)

(As enacted by Chapters 544 and 545 of the Acts of the General Assembly of 2011)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 467 – Allegany County Delegation**

AN ACT concerning

**Allegany County – Roadside Solicitation of Money or Donations – Permit Duration**

FOR the purpose of requiring that a roadside solicitation permit issued under a roadside solicitation permit program in Allegany County be effective for a certain period of time; and generally relating to roadside solicitation of money or donations.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–507(f)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 468 – Delegate Morhaim**

AN ACT concerning

**State Government – Repeat Audit Findings – Report of Corrective Actions**

FOR the purpose of altering the circumstances under which a unit of State government is required to report to the Office of Legislative Audits on certain corrective actions related to repeat audit findings; and generally relating to a report of corrective actions regarding repeat audit findings.

BY repealing and reenacting, with amendments,

Article – State Government

Section 2–1224(h)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 469 – Delegate Stein**

AN ACT concerning

**Public Safety – Building Codes – Balcony Inspections  
(Jonathan’s Law)**

FOR the purpose of requiring a political subdivision to require periodic inspections of certain multifamily dwellings with balconies to ensure that each balcony meets certain requirements; authorizing a political subdivision to conduct the inspections, authorize a third party to conduct the inspections, or require a certain professional inspector to conduct and certify the inspections in a certain manner; authorizing a political subdivision to charge a fee for a periodic inspection; defining certain terms; requiring a political subdivision to require a certain inspection under this Act of certain multifamily dwellings on or before a certain date; providing for the application of this Act; and generally relating to inspections of balconies in multifamily dwellings.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 12–203  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 470 – Delegate Otto**

AN ACT concerning

#### **Somerset County – County Treasurer – Abolishment and Transfer of Functions to the County Supervisor of Tax Collection**

FOR the purpose of abolishing the elected position of County Treasurer of Somerset County; transferring the duties and functions of the office of County Treasurer to the County Supervisor of Tax Collection, who shall work under the direction of the County Finance Director; repealing provisions related to the appointment and salary of the deputy treasurer of Somerset County; providing that the Supervisor of Tax Collection is subject to dismissal from office by the County Commissioners of Somerset County under certain circumstances and discipline or dismissal for a violation of certain rules and regulations; repealing provisions related to the removal of the County Treasurer; requiring the County Commissioners to provide an office for the Supervisor of Tax Collection to be open during certain hours on certain days of the week; requiring the Supervisor of Tax Collection to execute certain bonds for certain purposes to be paid for by the County Commissioners; providing for the appointment of Supervisors of Tax Collection in the event that a Supervisor of Tax Collection fails to execute a certain bond on or before a certain day; repealing provisions relating to a vacancy in the office of County Treasurer; repealing certain provisions relating to the documents of the County Treasurer's office; repealing provisions relating to the successor of the County Treasurer; providing that this Act does not apply to the salary or compensation of the incumbent County Treasurer; and generally relating to the abolishment of the elected position of County Treasurer

of Somerset County and the transfer of the duties and functions of the office of County Treasurer to the County Supervisor of Tax Collection.

BY repealing

The Public Local Laws of Somerset County  
Section 7–101 through 7–103, 7–108, 7–111, and 7–113  
Article 20 – Public Local Laws of Maryland  
(2003 Edition and 2009 Supplement, as amended)

BY adding to

The Public Local Laws of Somerset County  
Section 7–101 and 7–102  
Article 20 – Public Local Laws of Maryland  
(2003 Edition and 2009 Supplement, as amended)

BY repealing and reenacting, with amendments,

The Public Local Laws of Somerset County  
Section 7–104 through 7–107, 7–109, 7–110, 7–112, 7–114 through  
7–118, 7–202 through 7–205, 7–302, and 9–103  
Article 20 – Public Local Laws of Maryland  
(2003 Edition and 2009 Supplement, as amended)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages  
Section 10–202(p)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article 25 – County Commissioners  
Section 51(r)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 471 – Delegate Lafferty**

AN ACT concerning

#### **Public Institutions of Higher Education – Tuition Rates – Veterans**

FOR the purpose of requiring an honorably discharged veteran of the United States armed forces to present evidence of continuous residency in the State for a certain amount of time before the date of registration for courses at a public institution of higher education in the State to be exempt from paying nonresident tuition at the public institution of higher education; and generally

relating to tuition rates for honorably discharged veterans of the United States armed forces.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 15–106.4  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 472 – The Speaker (By Request – Department of Legislative Services – Code Revision)**

AN ACT concerning

**Local Government Article**

FOR the purpose of adding a new article to the Annotated Code of Maryland, to be designated and known as the “Local Government Article”, to revise, restate, and recodify the laws of the State relating to employees of local governments, regulation of lead paint in residential property, public recreation and parks established by counties and municipalities, the authority of counties and municipalities to limit competition in various areas and grant franchises, the authority of certain governmental entities to participate in a certain manner in federal projects, the authority for certain types of cooperation among political subdivisions, the authority of counties and municipalities to create hospitals, certain related facilities, and citizens nursing home boards and to contribute to the cost of hospitals and related facilities, the authority of counties and municipalities to establish certain clean energy loan programs, the authority of certain counties to regulate certain tobacco products, the designation of certain resident agents by certain governmental entities, the publication of certain regulations by certain governmental units, civil penalties that may be imposed by certain governmental entities, outdoor advertising, compliance with the Workers’ Compensation Act by counties and municipalities, the creation of legislative districts, the creation of affordable housing programs, street lighting equipment owned by counties and municipalities, municipal charters and the establishment of home rule by municipalities, incorporation of municipalities, annexation by municipalities, the merger of municipalities, the authority of municipalities to pass ordinances for certain purposes, agreements between municipalities and private communities, the establishment of land bank authorities by municipalities, contract claims against local governments, contracts and competitive bidding, penalties and procedures for violations of municipal ordinances and resolutions, administrative requirements imposed on counties, the establishment of and requirements for charter home rule, the establishment of and requirements for code home rule, the St. Mary’s County Open Meetings Act, the Express Powers Act for charter and code counties, the

authority of code counties to enforce civil infractions, the authority of code counties to impose a juvenile curfew, the authority of code counties to provide for water and sewerage services, the general powers of counties, including providing for officers and employees, establishing pensions and insurance benefits for employees, acquiring and transferring property, establishing, controlling, and maintaining public roads, bridges, and canals, creating certain watershed projects, providing for public safety, establishing community, social, and recreational services, and entering into agreements for certain development rights, the authority of counties to regulate animals, tourism and entertainment, transient vendors, itinerant or door-to-door salesmen, nuisances and public health, junkyards, agricultural and seafood industries, certain environmental issues, waterways and certain activities on the shores of waterways, building codes, housing codes, plumbing codes, electrical codes, and rent control, financial requirements for local jurisdictions, county treasurers, a uniform system of financial reporting for local jurisdictions, the use of certain taxing and borrowing authority by counties and municipalities, the provision of certain grants to counties, investments made by local governments, economic development in certain political subdivisions, public debt of local jurisdictions, the authority of certain local jurisdictions to establish taxes and development impact fees for certain purposes, special taxing districts, regional councils of governments, public watershed associations, public drainage associations, drainage districts, salary study commissions in Allegany County and Washington County, the St. Mary's County Human Relations Commission, and the Baltimore City Police Department Death Relief Fund; revising, restating, and recodifying in certain other articles of the Annotated Code certain provisions relating to the consumption of alcoholic beverages in Charles County and St. Mary's County, the licensing of amusement devices in Washington County and Worcester County, the merit system employees of the Sheriffs' offices in Dorchester County, Queen Anne's County, and Somerset County, the authority of the County Council of Talbot County relating to Sheriffs' uniforms, immunity of certain local government officials, contract claims against counties and municipalities, the sale of electric plants or gas plants by municipalities, charges for water service in Garrett County, the purchasing authority of local governmental entities, the exemption from taxation of certain State bonds, the prohibition on the construction of certain toll facilities in certain counties, and the prohibition on building a bridge over a navigable river except under certain circumstances; adding certain references to rights of and requirements for county board of education employees; repealing certain obsolete provisions; making certain conforming changes; transferring certain obsolete provisions to the Session Laws; defining certain terms; providing for the construction and application of this Act; providing for the continuity of certain units and terms of certain officials; providing for the continuity of the status of certain transactions, employees, rights, duties, titles, interest, licenses, registrations, certifications, and permits; authorizing the publisher of the Annotated Code to make certain corrections in a certain manner; and generally relating to the laws concerning local government.

## BY repealing

Article 19 – Comptroller  
In its entirety  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

## BY repealing

Article 23 – Miscellaneous Companies  
Section 140 through 143 and the subheading “Companies for the Erection of  
Bridges or Construction of Canals”; and 181 through 183 and the  
subheading “Municipal Corporations”  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

## BY repealing

Article 23A – Corporations – Municipal  
In its entirety  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

## BY repealing

Article 24 – Political Subdivisions – Miscellaneous Provisions  
In its entirety  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

## BY repealing

Article 25 – County Commissioners  
Section 1, 1–1, 1A, 2, 2A, 2B, 3, 3A, 3C, 3D, 4, 5, 5A, 5C, 5D, 5E, 8, 9, 9A, 9B,  
9D, 9E, 9F, 9G, 9H, 9–I, 9J, 9K, 9L, 10, 10A, 10B, 10C, 10D, 10D–1, 10E,  
10F, 10G, 10H, 10–I, 10J, 10J–1, 10K, 11, 11A, 11B, 11C, 11C–1, 11D, 12  
through 14, 14A, 15 through 23, 25, 26, 26A, 27, 27A, and 29 through 32  
and the subtitle “General Provisions”; 32A and the subtitle “County  
Codes”; 33 and the subtitle “Bonds of County Officials”; 34 through 37,  
37A, 37B, and 38 through 49 and the subtitle “Bridges”; 51 and 51A and  
the subtitle “County Treasurers”; 52 through 55, 57 through 60, 60A, 61  
through 70, 70A, 71 through 76, 78 through 82, 82A, 84 through 121,  
121A, 121B, 121C, 121D, 121E, 121F, 121G, and 121H and the subtitle  
“Draining Lands”; 122A, 122B, and 122C and the subtitle “Junkyards”;  
122D and 122E and the subtitle “Outdoor Advertising”; 123 through 127  
and the subtitle “Meridian Line”; 135 through 137, 137A, 138, 138A, 139  
through 154, 154A, 155, 155A, and 155B and the subtitle “Public Roads”;  
156 and 157 and the subtitle “Public Landings”; 158 and 159 and the  
subtitle “Schools”; 160 and the subtitle “Farmers’ Cooperative  
Demonstration Work”; 161 through 163, 163A, and 164 through 167 and  
the subtitle “Erosion”; 167A, 167B, 167C, 167D, 167E, and 167F and the  
subtitle “Shore Erosion Control Districts”; 168 and the subtitle



“Conservation of Water”; 169 through 200, 200A, 200B, 201 through 216, 216A, 217, 217.1, and 218 and the subtitle “Public Watershed Associations”; 219 and the subtitle “Assistance to Other Political Subdivisions”; 220 and the subtitle “Grant to Municipalities in Lieu of Shares of Tax”; 221, 221A, and 221B and the subtitle “Frederick County”; 222 through 230 and the subtitle “Public Recreation and Parks”; 231 and the subtitle “Licenses and Permits”; 232 through 234, 234A, 235, 236, 236A, 236B, 236C, 236D, 236E, 236F, 237, and 238 and the subtitle “Miscellaneous Provisions”; 252 through 255 and the subtitle “Hospitals and Reception Centers of Political Subdivisions”; 256 and the subtitle “Regulation of Tattoo Artist and Body Piercing Services”; and the article designation “Article 25 – County Commissioners”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article 25A – Chartered Counties of Maryland

In its entirety

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article 25B – Home Rule for Code Counties

In its entirety

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article 26 – Miscellaneous Governmental Entities

In its entirety

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article 31 – Debt – Public

In its entirety

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing

Article 41 – Governor – Executive and Administrative Departments

Section 14–301 through 14–303, 14–304(a) and (b), and 14–305 through 14–312, the title “Title 14. Local Economic and Community Development Programs”, and the subtitle “Subtitle 3. Parking Authorities”; 14–701 and 14–702 and the subtitle “Subtitle 7. Ocean City Convention Hall”; and 18–201

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing

Article 49B – Human Relations Commission

In its entirety

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing

Article 75 – Pleadings, Practice and Process at Law

In its entirety

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing

Article 78A – Public Works

In its entirety

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing

Article 95 – Treasurer

In its entirety

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing

Article 96½ – Veterans

In its entirety

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding

New Article – Local Government

Section 1–101 through 30–108 and the various titles

Annotated Code of Maryland

BY repealing and reenacting, with amendments,

Article 1 – Rules of Interpretation

Section 25

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 18–105

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Business Regulation

Section 17–441 through 17–446 to be under the new part “Part V. Licensing Amusement Devices – Washington County”; and 17–449 through 17–454 to be under the new part “Part VI. Licensing of Amusement Devices – Worcester County”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 2–309(k)(4), (s)(3), (u)(4), and (v)(6); 5–509; and 5–5A–01 and 5–5A–02 to be under the new subtitle “Subtitle 5A. Contract Claims Against Local Governments”

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5–507 and 5–508

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing

Article – Courts and Judicial Proceedings

Section 5–509, 5–510, and 5–511

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 4–128 and 4–129

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Utilities

Section 7–106 and 7–107

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement

Section 4–316, 8–131.2, and 8–222

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Transportation

Section 4–407 and 8–609.2

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments, and transferring to the Session Laws

Article 25 – County Commissioners

Section 6 and 50A

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments, and transferring to the Session Laws

Article 41 – Governor – Executive and Administrative Departments

Section 14–304(c)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

## LETTERS OF REASSIGNMENT

### MEMORANDUM

To: Hon. Maggie McIntosh, Chairman, ENV

From: Michael E. Busch, Speaker

Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 215	ENV and APP

Read and ordered journalized.

### APPOINTMENT

January 28, 2013

RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING COMMITTEE APPOINTMENT:

Hon. Darren Swain to the Judiciary Committee

By Order,

Sylvia Siegert  
Chief Clerk

Read and adopted.

## **LEGISLATIVE EVALUATION COMMITTEE REPORT**

HOUSE ECONOMIC MATTERS COMMITTEE REPORT ON  
THE DIVISION OF LABOR AND INDUSTRY AND ASSOCIATED BOARDS AND COUNCILS  
(HOUSE BILL 296)

(See Exhibit B of Appendix II)

Journalized.

## **QUORUM CALL**

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 36)

## **ADJOURNMENT**

At 8:41 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Tuesday, January 29, 2013 in memory of Delegate Hattie Harrison and former Delegate Christine Jones.

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**Annapolis, Maryland**  
**Tuesday, January 29, 2013**

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The House met at 10:07 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Jeannie Haddaway–Riccio of Caroline, Dorchester, Talbot and Wicomico counties.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 38)

The Journal of January 28, 2013 was read and approved.

**EXCUSES:**

Del. Branch – doctor’s appointment  
Del. Cluster – illness  
Del. Healey – illness  
Del. Kach – illness  
Del. A. Kelly – business  
Del. K. Kelly – traffic  
Del. Rosenberg – personal

**MESSAGE TO THE SENATE**

January 29, 2013

**BY THE MAJORITY LEADER:**

Ladies and Gentlemen of the Senate:

The Governor of Maryland has signified his intention of addressing the General Assembly of Maryland on Wednesday, January 30, 2013 at 12 Noon in the House Chamber.

We propose with your concurrence, a joint meeting of the two Houses for this occasion and have appointed Delegates Pena-Melnyk and Elliott to escort your Honorable Body to the House Chamber.

We further propose the appointment of a joint committee of six, three on the part of the Senate and three on the part of the House, to escort the Governor to the House Chamber. We have appointed Delegates Cullison, Nathan-Pulliam and Schuh.

We further propose the appointment of a joint committee of six, three on the part of the Senate and three on the part of the House to escort the Lieutenant Governor to the House Chamber. We have appointed Delegates Haddaway-Riccio, Stein and V. Turner.

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

### MESSAGE FROM THE SENATE

January 29, 2013

BY THE MAJORITY LEADER:

LADIES AND GENTLEMEN OF THE HOUSE OF DELEGATES:

We have received your message that the Governor has signified his intention to address the General Assembly of Maryland on Wednesday, January 30, 2013 at 12:00 Noon, and your proposal of a joint meeting of the General Assembly in the Chamber of the House of Delegates.

We respectfully concur in your message and have appointed on behalf of the Senate, Senators Garagiola, Pipkin and Benson as members of the joint committee to escort the Governor to the Chamber of the House of Delegates.

We have also appointed as members of a joint committee, Senators McFadden, Reilly and Manno to escort the Lt. Governor to the House Chamber.

By Order,

William B.C. Addison, Jr.  
Secretary of the Senate

Read and ordered journalized.

### QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 39)

### **ADJOURNMENT**

At 10:21 A.M. on motion of Delegate Barve the House adjourned until 11:45 A.M. on Wednesday, January 30, 2013.



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**Annapolis, Maryland**  
**Wednesday, January 30, 2013**

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The House met at 11:43 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Glen Glass of Harford and Cecil counties.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 117 Members present.

(See Roll Call No. 40)

The Journal of January 29, 2013 was read and approved.

**EXCUSES:**

Del. Cluster – illness

Del. Donoghue – medical

Del. Dwyer – personal

Del. Kach – illness

Del. Rosenberg – personal

Del. Stifler – illness

Del. Valderrama – personal

**INTRODUCTION OF BILLS**

**House Bill 473 – Delegates Simmons and Kramer**

AN ACT concerning

**Truth in Sentencing Task Force**

FOR the purpose of establishing a Truth in Sentencing Task Force; providing for the membership and duties of the Task Force; providing for the staffing of the Task Force; requiring the Governor to appoint the chair of the Task Force; prohibiting a member of the Task Force from receiving certain compensation; authorizing a member of the Task Force to receive reimbursement for certain expenses; requiring the Task Force to report to the General Assembly by a certain date; providing for the termination of this Act; and generally relating to the establishment of a Truth in Sentencing Task Force.

Read the first time and referred to the Committee on Judiciary.

**House Bill 474 – Delegates Reznik, Carr, Cullison, A. Kelly, and B. Robinson**

AN ACT concerning

**Health Occupations – Maryland Behavior Analysts Act**

FOR the purpose of establishing the Behavior Analyst Advisory Committee within the State Board of Examiners of Psychologists; requiring the Board to adopt certain regulations and a certain code of ethics; requiring the Board to set certain fees for services provided by the Board to behavior analysts; requiring the Board to pay the fees to the Comptroller; requiring the Comptroller to distribute the fees to the Board; requiring the fees to be used to cover certain costs; providing for the composition, appointment, and terms of the Committee members; establishing certain powers and duties of the Committee; requiring certain persons to be licensed by the Board as behavior analysts before performing certain work in the State, except under certain circumstances; establishing certain education and experience requirements to qualify for a license; establishing certain application fees and requirements for obtaining a license; establishing certain terms and procedures for the renewal and reinstatement of a license; requiring the Board to issue a license to certain applicants; specifying the contents of a license; prohibiting the Board from issuing a license if certain information has not been received; requiring the Board to maintain a certain roster; requiring the Board to place a licensee on inactive status under certain circumstances; prohibiting a licensee from surrendering a license under certain circumstances; requiring a licensee to notify the Board of a change of name or address in a certain manner and within a certain time period; authorizing the Board to deny a license to an applicant, reprimand a licensee, place a licensee on probation, or suspend or revoke a license under certain circumstances; establishing certain requirements for reinstatement of a revoked license; providing for certain criminal, civil, and administrative penalties; establishing certain hearing and appeal procedures for behavior analysts; authorizing a certain action to be maintained to enjoin the unauthorized practice of behavior analysis or certain conduct; providing for a certain behavior analyst rehabilitation committee; specifying the functions of the behavior analyst rehabilitation committee; providing that the proceedings, records, and files of the behavior analyst rehabilitation committee are not discoverable or admissible in evidence in certain actions, under certain circumstances; providing that a certain person is not civilly liable for certain action as a member of a behavior analyst rehabilitation committee; prohibiting a person from practicing, attempting to practice, or offering to practice behavior analysis in the State unless licensed by the Board, except under certain circumstances; prohibiting a person from representing to the public that the person is a licensed behavior analyst or using certain titles, abbreviations, signs, cards, or other representations, except under certain circumstances; requiring the Board to pay certain penalties into the State Board of Examiners for Psychologists Fund; establishing a certain short title; providing that the Committee is subject

to the provisions of the Maryland Program Evaluation Act; requiring that an evaluation of the Committee and statutes and regulations that relate to the Committee be performed on or before a certain date; defining certain terms; specifying the terms of the initial members of the Board; providing for the termination of certain provisions of this Act; and generally relating to the licensing and regulation of behavior analysts and a Behavior Analyst Advisory Committee.

BY renumbering

Article – State Government

Section 8–403(b)(9) through (69), respectively  
to be Section 8–403(b)(10) through (70), respectively  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health Occupations

Section 18–4A–01 through 18–4A–32 to be under the new subtitle “Subtitle 4A.  
Behavior Analysts”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 8–403(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Government

Section 8–403(b)(9)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 475 – Chair, Ways and Means Committee (By Request –  
Departmental – Public School Labor Relations Board)**

AN ACT concerning

**Public School Labor Relations – Renegotiation Procedures and Board  
Administration**

FOR the purpose of authorizing a public school employer and an employee organization to use a certain alternative procedure regarding the renegotiation

of certain allocated funds under certain circumstances; requiring the Attorney General to assign an assistant Attorney General to provide legal services to the Public School Labor Relations Board, the Higher Education Labor Relations Board, and the State Labor Relations Board; providing that, in connection with the Public School Labor Relations Board's administration and enforcement of certain subtitles, certain references to written communications shall include electronic communications, certain time limits may be extended for good cause, and certain venues for judicial proceedings involving Board action shall be in a certain county; requiring a party subject to an order of the Board to comply with the order without need for judicial enforcement; authorizing a court to grant certain relief and remedies requested by the Board; defining a certain term; and generally relating to public school labor relations and the Public School Labor Relations Board.

BY repealing and reenacting, without amendments,

Article – Education

Section 6–401(a) and (b) and 6–501(a) through (c)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 6–401(b–1) and 6–501(c–1)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 6–408.1, 6–511, 6–805, and 6–806

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 476 – Delegate Simmons**

AN ACT concerning

#### **Criminal Procedure – Alien Defendants – Nullity of Bail Bonds**

FOR the purpose of providing that, if a defendant who has posted a bail bond is taken into custody by a certain agency of the federal government because of the defendant's immigration status, the bond shall be null and void; providing that any bond that becomes null and void under this Act shall be returned to the surety and the surety shall have no liability with respect to the bond; providing that, if the surety is a compensated surety, the surety shall refund any premium

paid in connection with the bond within a certain time after the bond is returned to the surety; and generally relating to bail bonds for alien defendants.

BY adding to

Article – Criminal Procedure

Section 5–206.1

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 477 – Delegate Simmons**

AN ACT concerning

#### **Firearms – Conviction for Crime of Violence – Probation Before Judgment**

FOR the purpose of defining certain terms to include probation before judgment for certain crimes for the purpose of certain provisions of law that limit a person's right to possess a firearm or obtain a regulated firearm dealer's license based on prior convictions; providing that certain definitions do not include probation before judgment for a certain crime; and generally relating to probation before judgment for crimes of violence and firearms.

BY repealing and reenacting, without amendments,

Article – Public Safety

Section 5–101(a), (c), and (g)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Safety

Section 5–101(b–1) and (b–2)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 478 – Delegate Simmons**

AN ACT concerning

#### **Crimes – Committing a Crime of Violence in the Presence of a Minor – Penalties**

FOR the purpose of prohibiting a person from committing a certain crime of violence when the person knows or reasonably should know that a minor of a certain age

is present in a residence; establishing certain circumstances under which a minor is present; establishing a certain enhanced penalty for a violation of this Act; authorizing a court to impose an enhanced penalty if the State's Attorney provides certain notice to the defendant in a certain manner and if certain elements have been proven beyond a reasonable doubt; authorizing the State to include a certain notice in a certain indictment or information; providing that a person who violates this Act is guilty of the abuse of a child under 18 for certain purposes; and generally relating to the commission of crimes of violence in the presence of minors.

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 9–106(a)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Law  
Section 3–601.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Public Safety  
Section 5–101(a) and (c)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 479 – Delegate Rosenberg**

AN ACT concerning

#### **Labor and Employment – Payment of Wages**

FOR the purpose of requiring employers that pay employees at least once in every two weeks or twice in each month to pay the regular full wages to the employees on all paydays that fall within any given year; and generally relating to the payment of wages to employees.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 3–502(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 480 – Delegates Stukes, Conaway, Haynes, Mitchell, Oaks,  
B. Robinson, and Walker**

AN ACT concerning

**Criminal Procedure – Explanation of Expungement Provisions Relating to  
Proposed Disposition of Charge**

FOR the purpose of altering a certain provision of law relating to the expungement of criminal records to require a court, before disposing of a charge against a defendant, to provide a detailed explanation to the defendant of certain expungement provisions; requiring the court, after providing the explanation required by this Act, to give the defendant the opportunity to reject a certain disposition; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to expungement.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 6–232  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 6–232  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)  
(As enacted by Chapter 337 of the Acts of the General Assembly of 2008)

Read the first time and referred to the Committee on Judiciary.

**House Bill 481 – Delegates Tarrant, Anderson, Barnes, Barve, Carr,  
Clippinger, Conaway, Ivey, McIntosh, Mitchell, and M. Washington**

AN ACT concerning

**Early Voting Centers – Legislative Districts**

FOR the purpose of requiring each county to establish a certain number of early voting centers in each General Assembly legislative district in the county; and generally relating to early voting centers.

BY repealing and reenacting, with amendments,  
Article – Election Law

Section 10–301.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 482 – Delegates Vitale, Eckardt, Afzali, Aumann, Beidle, Costa, Frank, George, Kipke, Krebs, McConkey, W. Miller, Stocksdales, Valentino-Smith, and Wilson**

AN ACT concerning

**Criminal Law – Synthetic Cannabinoids – Labeling**

FOR the purpose of listing synthetic cannabinoids on Schedule I to designate controlled dangerous substances that may not be legally used, possessed, or distributed; prohibiting a person from selling, purchasing, or possessing an herbal or botanical product containing a synthetic substance substantially similar to synthetic cannabinoids, unless the chemical structure of each synthetic substance contained in the product and the date of manufacture of the product is identified on the label of the product; establishing criminal penalties for a violation of this Act; defining a certain term; and generally relating to controlled dangerous substances.

BY renumbering

Article – Criminal Law  
Section 5–101(ee)  
to be Section 5–101(ff)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law  
Section 5–101(a)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Law  
Section 5–101(ee) and 5–618.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law  
Section 5–402(d)  
Annotated Code of Maryland



(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 483 – Delegates Vitale, Afzali, Aumann, Eckardt, Frank, George, Krebs, McConkey, W. Miller, Stocksdales, and Szeliga**

AN ACT concerning

**Criminal Law – Controlled Dangerous Substances – “N-Bomb”**

FOR the purpose of adding certain types of a synthetic drug to Schedule I for purposes of designating controlled dangerous substances that may not be legally used, possessed, or distributed; and generally relating to controlled dangerous substances and synthetic drugs.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 5–402(d)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 484 – Delegate Bobo**

AN ACT concerning

**Maryland Open Meetings Act – Enforcement Authority**

FOR the purpose of authorizing the Attorney General or a local State’s Attorney, on the initiative of the Attorney General or a local State’s Attorney or on receipt of a verified complaint from a person that a public body has failed or may fail to comply with certain provisions of the Open Meetings Act, to file a petition with a certain court and ask for a certain remedy; and generally relating to enforcement authority under the Open Meetings Act.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 10–510  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 485 – Delegate Bobo**

AN ACT concerning

**Open Meetings Act – Application of Penalties**

FOR the purpose of applying certain penalty provisions to a member of a public body who attends a meeting of the public body that is held in violation of the Open Meetings Act; providing that certain penalties do not apply to specified members of public bodies under certain circumstances; and generally relating to the Open Meetings Act.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 10–510  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 10–511  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 486 – Delegates Reznik, Bobo, Costa, DeBoy, Frick, Guzzone, Hogan, Ivey, Kipke, Norman, Pendergrass, Ready, and B. Robinson**

AN ACT concerning

**Criminal Law – Gaming – Home Games**

FOR the purpose of allowing a person to conduct a home game, which is a game of chance or skill involving wagering that is conducted in a person's home and allows a player to compete directly against one or more players; prohibiting a home game from involving a player's use of an electronic device that connects to the Internet; prohibiting a person from benefiting financially in any way, directly or indirectly, other than from the winnings accrued by participating as a player in a home game; and generally relating to gaming.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 12–102(a) and 13–203  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 487 – Delegate Niemann**

AN ACT concerning

**Crimes – Gaming and Lottery Devices and Slot Machines – Penalties**

FOR the purpose of increasing certain penalties for violations relating to gaming devices, lottery devices, lotteries, and slot machines; and generally relating to gaming devices, lottery devices, lotteries, and slot machines.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 12–104, 12–203 through 12–205, and 12–302

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 488 – Frederick County Delegation**

**EMERGENCY BILL**

AN ACT concerning

**Frederick County – Synthetic Cannabinoids – Prohibition**

FOR the purpose of prohibiting, in Frederick County, a person from using, manufacturing, possessing, or distributing synthetic cannabinoids; establishing criminal penalties for a violation of this Act; defining a certain term; making this Act an emergency measure; and generally relating to synthetic cannabinoids.

BY adding to

Article – Criminal Law

Section 5–629

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 489 – Delegates Mitchell, Anderson, Burns, Conaway, DeBoy, Dumais, Glenn, Haynes, Ivey, Lafferty, Lee, McIntosh, Mizeur, Niemann, B. Robinson, Stukes, Valentino-Smith, Vaughn, and M. Washington**

AN ACT concerning

**Criminal Law – Threat Against State or Local Official – Definitions**

FOR the purpose of making it a misdemeanor to knowingly and willfully make a threat to take the life of, kidnap, or cause physical injury to a deputy State's Attorney or an assistant State's Attorney; imposing certain penalties; and generally relating to the making of threats against deputy State's Attorneys and assistant State's Attorneys.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–708  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 490 – Delegates Mitchell, Anderson, Burns, Clippinger, Conaway, DeBoy, Dumais, Glenn, Griffith, Haynes, Ivey, Jones, Lafferty, Lee, McIntosh, Mizeur, Niemann, B. Robinson, Stukes, Valentino-Smith, Vaughn, and M. Washington**

AN ACT concerning

**Crimes – Restricted Firearm Ammunition – Prohibition on Possession and Use**

FOR the purpose of making it a misdemeanor to possess or use certain firearm ammunition during and in relation to the commission of a crime; establishing certain penalties; defining a certain term; and generally relating to prohibitions on the possession and use of restricted firearm ammunition.

BY adding to  
Article – Criminal Law  
Section 4–110  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 491 – Delegate Otto**

AN ACT concerning

**Somerset County – Alcoholic Beverages – Selling Near Schools, Places of Worship, Public Libraries, and Youth Centers**

FOR the purpose of making certain exceptions to the prohibition against the Somerset County Board of License Commissioners approving a license to sell alcoholic beverages for certain establishments located within 300 feet of a school, church or other place of worship, public library, or youth center; and generally relating to the issuance of a license to sell alcoholic beverages in Somerset County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 9–220  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 492 – Delegate Otto**

AN ACT concerning

#### **Employees’ Pension System – Somerset County Economic Development Commission – Eligible Governmental Unit**

FOR the purpose of adding the Somerset County Economic Development Commission as an eligible governmental unit in the Employees’ Pension System; providing that certain individuals are not subject to the reformed contributory pension benefit in the Employees’ Pension System; providing that certain individuals are subject to the alternate contributory pension benefit in the Employees’ Pension System; providing that certain individuals may become subject to the reformed contributory pension benefit in the same manner that an individual who was a member of the Employees’ Pension System on a certain date and remains a member on a certain date may be subject to the reformed contributory benefit; providing certain employees of the Somerset County Economic Development Commission a certain amount of additional service credit in the Employees’ Pension System; prohibiting certain employees of the Somerset County Economic Development Commission from receiving a certain amount of additional service credit in the Employees’ Pension System; and generally relating to employees of the Somerset County Economic Development Commission participating in the Employees’ Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 23–225, 31–102, 31–111, and 31–116.2  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Personnel and Pensions

Section 31–111.7  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 493 – Delegates Luedtke, Cardin, Hixson, Ivey, and Kaiser**

AN ACT concerning

**Referendum Integrity Act**

FOR the purpose of requiring a petition signature page to contain a certain notification and be completed on a certain form; altering the information an individual must provide to sign a petition; establishing certain requirements for an online petition system; establishing certain requirements for petition circulators; requiring that a certain determination of whether a petition has a sufficient number of signatures be made in a certain manner; providing that a petition may not be certified if certain campaign finance reports have not been filed; repealing a requirement that a certain petition fund report be filed with a petition; providing that contributions or expenditures to support the collection of signatures for certain petitions are campaign finance activity; prohibiting a circulator from collecting signatures for certain petitions until the sponsor of the petition establishes a ballot issue committee; providing that a ballot issue committee may make expenditures relating only to a single petition or ballot issue; requiring a ballot issue committee that supports the collection of signatures for certain petitions to file campaign finance reports on certain dates; requiring a ballot issue committee to terminate and file a final campaign finance report by a certain date; prohibiting a person from providing compensation to a petition circulator based on the number of signatures collected; prohibiting a petition circulator from accepting compensation based on the number of signatures collected; prohibiting a person from using information provided on a petition for commercial solicitation; prohibiting the use of a petition to update a voter's registration record; altering certain definitions; making conforming changes; and generally relating to requirements of the petition process.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 1–101(f), (o), (aa), and (ff), 3–502(b), 6–201, 6–203, 6–204, 6–206, 6–208,  
7–104(c), 13–202, 13–208(c), 13–309, and 16–401

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Election Law

Section 6–103 and 13–208(a) and (b)

Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Election Law  
Section 13–245.1 and 13–310.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 494 – Delegate Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Retirement and Pension System – Employment of Retirees – Required  
Break in Service**

FOR the purpose of prohibiting certain retired members of the State Retirement and Pension System from being employed by certain employers within a certain period of time; deleting certain obsolete provisions; making certain clarifying changes; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to the requirement of a break in service prior to the employment of certain retirees of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 22–406(b), (d), (n), (o), and (p), 23–407(b), (d), (n), (o), and (p), 24–405.1,  
25–403(h), 26–403(f), 27–406(b), and 28–402(g)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Personnel and Pensions  
Section 25–403(a), 26–403(a), 27–406(a), and 28–402(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing  
Article – State Personnel and Pensions  
Section 22–406(m) and 23–407(m)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Personnel and Pensions

Section 29–117(e)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Personnel and Pensions  
Section 27–406(a) and (b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)  
(As enacted by Chapter 688 of the Acts of the General Assembly of 2010)

BY adding to  
Article – State Personnel and Pensions  
Section 27–406(e)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)  
(As enacted by Chapter 688 of the Acts of the General Assembly of 2010)

Read the first time and referred to the Committee on Appropriations.

**House Bill 495 – Delegate Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Retirement and Pension System – Unused Sick Leave Calculation –  
Clarification**

FOR the purpose of clarifying the calculation used by the Board of Trustees for the State Retirement and Pension System to determine the amount of creditable service a member of the State Retirement and Pension System is eligible to receive for unused sick leave at retirement; and generally relating to the clarification of the unused sick leave calculation used to determine additional creditable service at retirement for members of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 20–206  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 496 – Delegate Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning



**State Retirement and Pension System – Funding Method and Amortization of Unfunded Liabilities or Surpluses**

FOR the purpose of altering the amortization periods to be used for certain unfunded liabilities or surpluses of the State Retirement and Pension System; clarifying the application of a certain amortization period to certain changes; phasing out a certain method for determining certain employer contribution rates for the employees' and teachers' retirement and pension systems; and generally relating to the funding of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 21–304(d), (e), and (f)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 497 – Delegate Braveboy**

AN ACT concerning

**Consumer Protection – Sales of Goods and Services – Receipt Requirements**

FOR the purpose of requiring merchants to provide to a consumer, at a certain time, a written receipt for a sale of consumer goods or services under certain circumstances; authorizing merchants to provide an electronic receipt to a consumer in lieu of a written receipt for a sale of consumer goods or services under certain circumstances; prohibiting merchants from charging consumers for the receipt; and generally relating to receipts for the sale of consumer goods and services.

BY adding to  
Article – Commercial Law  
Section 13–320  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 498 – Delegate Braveboy**

AN ACT concerning

**Financial Institutions – Automated Teller Machine Check Deposits –  
Mandatory Review**

FOR the purpose of requiring that each check deposited into an account through the use of an automated teller machine be reviewed within a certain period of time by an employee of the banking institution or credit union operating the automated teller machine to verify certain information; defining certain terms; and generally relating to the depositing of checks using automated teller machines.

BY adding to

Article – Financial Institutions

Section 5–303 and 6–504

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 499 – Delegates Glass, Afzali, Boteler, Dwyer, Hogan, Hough, Parrott, and Szeliga**

AN ACT concerning

**Natural Resources – Deer Bow Hunting Season – End Date**

FOR the purpose of providing that the deer bow hunting season shall remain open until a certain day; and generally relating to the deer bow hunting season.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 10–405(a)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 500 – Delegates Glass, Hough, K. Kelly, Kipke, McDonough, Parrott, Serafini, and Szeliga**

AN ACT concerning

**Vehicle Laws – Motorcycles – Expiration of Learner’s Instructional Permit**

FOR the purpose of altering the expiration date for a certain learner’s instructional permit for a motorcycle; and generally relating to a learner’s instructional permit for a motorcycle.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–105(e)

Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 501 – Delegates Glass, Dwyer, Hough, McDonough, Parrott, and Serafini**

AN ACT concerning

**Motor Vehicle Administration – Multiple Copies of Driving Records – Fees**

FOR the purpose of prohibiting the Motor Vehicle Administration, when multiple copies of an individual's driving record are requested simultaneously, from charging a fee exceeding a certain amount for each copy provided after the first copy; making clarifying and conforming changes; and generally relating to fees for copies of driving records.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 12–113(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 502 – Delegates Glass, Dwyer, and Kipke**

AN ACT concerning

**Owner or Operator of Livery Stable – Lien on Dairy Animal**

FOR the purpose of granting an owner or operator of a livery stable or other establishment who gives care or custody to a dairy animal a lien on the dairy animal for a certain charge incurred for the milking of the dairy animal for the milk to be provided to a certain person; and generally relating to the granting of a lien to owners or operators of livery stables or other establishments for a charge incurred for milking a dairy animal.

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 16–401  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 503 – Delegates Proctor, Minnick, Aumann, Barkley, Bates, Beidle, Bohanan, Boteler, Burns, Cane, DeBoy, Dwyer, Feldman, Frush, Gaines, George, Glass, Hogan, Holmes, Howard, Hucker, Impallaria, Kaiser, Love, McHale, McMillan, Myers, O'Donnell, Sophocleus, Valentino-Smith, Vallario, Waldstreicher, and Wood**

AN ACT concerning

**Income Tax – Military Retirement Income**

FOR the purpose of altering a subtraction modification under the State income tax for certain military retirement income; providing for the application of this Act; providing for a delayed effective date; and generally relating to the State income taxation of certain retirement income.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–207(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–207(q)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 504 – Delegate Beitzel**

**EMERGENCY BILL**

AN ACT concerning

**Garrett County – County Commissioners – Industrial Wind Energy  
Conversion Systems**

FOR the purpose of requiring that certain industrial wind energy conversion systems comply with certain setback requirements; authorizing certain variances under certain circumstances; requiring that before a permit is issued for certain industrial wind energy conversion systems, the Garrett County Department of Planning and Land Development retain at the applicant's expense a certain professional engineer to prepare a certain cost estimate and require the applicant to post a certain bond; requiring that the bond be held as surety for certain purposes; requiring, on completion of the construction of certain industrial wind energy conversion systems and on a certain periodic basis, the

Department to retain at the applicant's expense a certain professional engineer for certain purposes; authorizing the Department to alter the amount of a certain bond under certain circumstances; providing for the release of a bond under certain circumstances; authorizing the Department to require a certain owner to decommission and restore a certain pad site under certain circumstances; authorizing the use of a certain bond under certain circumstances; defining certain terms; providing that a certain rule, regulation, law, or ordinance for zoning of industrial wind energy conversion systems supersedes this Act; providing for the application of this Act; making this Act an emergency measure; and generally relating to wind turbines in Garrett County.

BY adding to

Article 25 – County Commissioners  
Section 236G  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 505 – Delegates Glass, Boteler, Dwyer, Impallaria, McComas, McDonough, Myers, Norman, Parrott, Stifler, Stocksdales, and Szeliga**

AN ACT concerning

**Natural Resources – Hunting and Fishing License Applications – Social Security Number**

FOR the purpose of creating for hunting and fishing licenses issued by the Department of Natural Resources an exception to the requirement that a licensing authority require a license applicant to disclose the Social Security number of the applicant and record the Social Security number on the application; altering the information that a request for information from a hunting or fishing license application made by the Child Support Enforcement Administration is required to contain under certain circumstances; repealing provisions of law requiring an applicant for certain hunting and fishing licenses to provide the Social Security number of the applicant and prohibiting the Department of Natural Resources from requiring an applicant for a hunting or fishing license to provide the Social Security number of the applicant; repealing a certain provision of law governing disclosure of a Social Security number by the Department of Natural Resources; and generally relating to information required to be disclosed on an application for a hunting or fishing license issued by the Department of Natural Resources.

BY repealing and reenacting, with amendments,

Article – Family Law  
Section 10–119.3  
Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 4–202, 4–604(d), and 10–301(d)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 4–205(l), 4–604(e), 4–704(a), and 10–301(e)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 506 – Delegates Carr, Frick, Gutierrez, A. Kelly, Lee, and Waldstreicher**

AN ACT concerning

**Environment – Dental Mercury – Water or Sewerage Service Bill Insert**

FOR the purpose of requiring certain water or sewerage service suppliers annually to include with the billing information sent to each customer a bill insert that provides certain information related to dental materials containing mercury; requiring the Department of the Environment to adopt regulations to implement this Act; defining certain terms; and generally relating to providing customers of water and sewerage service suppliers information about dental materials containing mercury.

BY repealing and reenacting, without amendments,

Article – Environment

Section 1–101(a) and (h) and 9–201(a), (p), and (u)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY adding to

Article – Environment

Section 6–908

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 507 – Delegates Weir, Aumann, Boteler, Bromwell, Frank, Minnick, Olszewski, and Stein**

AN ACT concerning

**Baltimore County Public Schools – Enrollment and Transfer – Parental Decision**

FOR the purpose of authorizing the parent or guardian of a student eligible for enrollment in certain grades in Baltimore County public schools to decide to apply to enroll the student in a public school in the county other than the public school to which the student was assigned by the Baltimore County Board of Education beginning in a certain school year; requiring the county board to publish certain classroom seat information each year; requiring certain classroom seats to be open to certain students on a space-available basis; requiring certain schools to reserve a certain number of seats for certain transfer students; requiring certain schools to enroll and admit certain students on a lottery basis under certain circumstances; requiring the county board to develop and adopt a certain process on or before a certain date; authorizing certain students to attend certain schools for a certain period of time; requiring the county board to develop a certain policy that requires a certain parent or guardian to sign a certain form regarding the transportation of a certain student; providing that certain provisions of law may not be construed to affect certain students who enroll or transfer schools under other policies of the Board, other provisions of law, or a certain federal law; and generally relating to a parent's or guardian's decision to enroll or transfer a student in Baltimore County public schools.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 4–109  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Education  
Section 4–110  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 508 – Delegates Carr, Hucker, Niemann, and Reznik**

AN ACT concerning

**Environment – Local Stormwater Management Charges – State Property**

FOR the purpose of providing a certain exception to an exemption from certain taxes, user charges, and utility fees relating to stormwater management for property owned by the State or a unit of State government; providing, with certain exceptions and under certain conditions, that property owned by the State or a unit of State government is subject to a certain stormwater management charge imposed by the governing body of the county or municipality within which the property is located; prohibiting, with a certain exception, a certain permitted jurisdiction from imposing a certain charge on a property that is located wholly within another permitted jurisdiction; providing for a certain allocation of charges when a property is located in more than one permitted jurisdiction; providing an exception to an exemption from the application of a certain provision of law relating to stormwater management charges for State construction activities; defining a certain term; making stylistic changes; repealing obsolete language; and generally relating to stormwater management charges.

BY repealing and reenacting, with amendments,  
Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 24–406  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 4–204 and 4–205  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 509 – Delegates Arora, Smigiel, Afzali, Anderson, Barkley, Carter, Conaway, Dumais, Elliott, Frush, McDermott, Niemann, Reznik, B. Robinson, Rosenberg, and Sophocleus**

AN ACT concerning

### **Maryland False Claims Act of 2013**

FOR the purpose of prohibiting certain actions constituting false claims against a governmental entity; providing certain penalties for making false claims; requiring the court to consider and give special attention to certain factors in determining the amount of fines and penalties provided for in certain provisions of this Act; authorizing a person and the governmental entity to file a civil action against a person who makes a certain false claim under certain circumstances; providing for the procedures to be followed in the civil action and for certain remedies under the action; requiring the governmental entity to investigate a certain civil action; requiring the governmental entity to make



certain efforts to coordinate certain investigations and to establish a certain objective for the governmental entity; authorizing the governmental entity to intervene and proceed with a certain civil action with or without the person who initiated the action; requiring the court to dismiss the action if the governmental entity elects not to intervene in the action; authorizing the governmental entity to pursue certain alternative remedies; providing certain limitations on civil actions filed under this Act; prohibiting a person from taking retaliatory action against an employee, contractor, or agent under certain circumstances; authorizing an employee, contractor, or agent to file a civil action against a person who takes retaliatory action against the employee, contractor, or agent under certain circumstances; providing certain remedies for retaliatory action; requiring an employer to make certain disclosures to employees; establishing that certain remedies provided under this Act are in addition to certain other appropriate legal and equitable relief; requiring the Comptroller to deposit a certain penalty or damages into the General Fund of the State; requiring the Office of the Attorney General and the attorney for each county and Baltimore City to report certain information annually to the General Assembly; defining certain terms; and generally relating to false claims against governmental entities.

BY adding to

Article – State Government

Section 12–601 through 12–611 to be under the new subtitle “Subtitle 6. False Claims”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 510 – Delegates S. Robinson and Frush**

AN ACT concerning

#### **Wildlife Cooperator Permits – Disposition of Wildlife – Beavers**

FOR the purpose of requiring the Secretary of Natural Resources to authorize a person who takes into possession a live beaver under authority of a wildlife cooperator permit to transport and release the beaver in a certain area under certain circumstances; and generally relating to wildlife control.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 10–908

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 511 – Delegate Rosenberg**

AN ACT concerning

**Sales and Use Tax – Energy for Residential Use – Exemption**

FOR the purpose of exempting from the sales and use tax electricity, steam, or artificial or natural gas sold for residential use, including in certain multifamily dwellings; repealing certain existing exemptions from the sales and use tax for electricity, steam, or artificial or natural gas delivered under a utility's residential or domestic rate schedule or sold for use in certain retirement communities; and generally relating to exempting from the sales and use tax certain energy sold for residential use.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 11–207  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 512 – Delegates Gilchrist, Barve, and Simmons**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Identity House Expansion**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$130,000, the proceeds to be used as a grant to the Board of Directors of Identity, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 513 – Delegates Schuh, Branch, Bromwell, Cardin, Costa, Eckardt, George, Glass, Ivey, Kaiser, Luedtke, Myers, Parrott, Serafini, and Walker**

AN ACT concerning

**Income Tax Credit – Classroom Expenses for Teachers**

FOR the purpose of allowing an individual who is a teacher a credit against the State income tax for classroom expenses and supplies; providing that the credit may not exceed the State income tax for the taxable year and that any unused credit may not be carried over to any other taxable year; requiring the Comptroller to adopt certain regulations; providing for the application of this Act; and generally relating to a credit against the State income tax for classroom expenses for teachers.

BY adding to

Article – Tax – General

Section 10–733

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 514 – Delegate O'Donnell**

AN ACT concerning

### **Hunting, Fishing, and Boat Manufacturer's or Dealer's License Applications – Disclosure of Information**

FOR the purpose of establishing that the Department of Natural Resources may require an applicant to provide only certain information on an application for a hunting, fishing, or boat manufacturer's or dealer's license; exempting hunting, fishing, or boat manufacturer's or dealer's license applications from the requirements that a licensing authority require a license applicant to disclose the full Social Security number of the applicant and record the Social Security number on the application; altering the information that a request for information from a hunting, fishing, or boat manufacturer's or dealer's license application made by the Child Support Enforcement Administration of the Department of Human Resources to the Department of Natural Resources is required to contain; altering the information from a hunting, fishing, or boat manufacturer's or dealer's license application that the Department of Natural Resources is required to submit to the Child Support Enforcement Administration after receiving a request for information; making certain stylistic changes; and generally relating to information required to be disclosed to or by the Department of Natural Resources on or from a hunting, fishing, or boat manufacturer's or dealer's license application.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 10–119.3

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 4–202, 8–702, and 8–710(a)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 4–205(l), 4–604(d) and (e), 4–704(a), 8–710(c), and 10–301(d) and (e)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 515 – Delegate Rosenberg**

AN ACT concerning

#### **Elections for Judges of the Orphans' Courts – Nonpartisan Elections**

FOR the purpose of establishing a method of electing judges of the orphans' courts on a nonpartisan basis, without regard to political party affiliation; establishing a primary election for candidates for nomination for a certain office to be administered in a certain manner; authorizing any registered voter, with or without any political party affiliation, to participate in such a primary; prohibiting candidates from appearing on primary ballots under certain circumstances; establishing that a candidate for a certain office may not be nominated by petition or by a political party that is not required to nominate its candidates by party primary; making a conforming change; and generally relating to the nonpartisan nomination and election of judges of the orphans' courts.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 5–203, 5–703(a), 5–703.1(a), and 9–210(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Election Law

Section 5–301(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Election Law

Section 8–901 through 8–905 to be under the new subtitle “Subtitle 9. Election of Judge of the Orphans’ Court”  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 516 – Delegate Kipke**

AN ACT concerning

**Office of Legislative Audits – Fiscal/Compliance Audits – Blind Industries and Services of Maryland**

FOR the purpose of requiring that a fiscal/compliance audit conducted by the Office of Legislative Audits include evaluating compliance with applicable laws and regulations relating to the acquisition of goods and services from Blind Industries and Services of Maryland; and generally relating to fiscal/compliance audits conducted by the Office of Legislative Audits.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 2–1221  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 517 – Delegate Rosenberg**

AN ACT concerning

**State Board of Education – Social Impact Bonds – Request for Proposals**

FOR the purpose of requiring the State Board of Education to issue requests for proposals for Social Impact Bonds on or before a certain date; authorizing the State Board to issue additional requests for proposals as needed; establishing minimum proposal guidelines; establishing minimum project selection guidelines; authorizing the State Board to contract with certain entities; requiring the State Board to submit reports to the Governor and the General Assembly on or before a certain date each year; defining a certain term; and generally relating to the State Board of Education issuing requests for proposals for Social Impact Bonds.

BY adding to  
Article – Education  
Section 2–205(r)

Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Appropriations.

**House Bill 518 – Delegates Stukes, Oaks, and Walker**

AN ACT concerning

**Tax Sales – Redemption of Property – Payments and Fees**

FOR the purpose of requiring a tax collector to receive certain payments in full before a property sold at a tax sale may be redeemed; prohibiting a tax collector from issuing a certificate of redemption unless certain payments are received in full; altering the content of a certain statement that is required to be included in a certain notice; repealing a requirement that before an action to foreclose the right of redemption is filed, certain costs required to be paid to redeem a property sold at a tax sale have to be actually incurred; establishing that, before an action to foreclose the right of redemption is filed, certain costs required to be paid to redeem a property sold at a tax sale are reasonable; and generally relating to tax sales of property.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 14–828, 14–833(a–1)(3)(v)4., and 14–843(a)(3)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Tax – Property  
Section 14–843(a)(1), (2), and (4)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 519 – Delegates Proctor and Vallario**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Eagle Harbor Artesian Well Restoration**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$50,000, the proceeds to be used as a grant to the Mayor and Board of Town Commissioners for Eagle Harbor for certain development or improvement

purposes; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

### **House Bill 520 – St. Mary’s County Delegation**

AN ACT concerning

#### **St. Mary’s County – Public Officials – Salaries**

FOR the purpose of altering the salary of the Treasurer of St. Mary’s County, the Sheriff of St. Mary’s County, the Judges of the Orphans’ Court for St. Mary’s County, the President of the Board of County Commissioners of St. Mary’s County, and the County Commissioners of St. Mary’s County; providing that this Act does not apply to the salary or compensation of the Treasurer of St. Mary’s County, Sheriff of St. Mary’s County, Judges of the Orphans’ Court for St. Mary’s County, President of the Board of County Commissioners of St. Mary’s County, and County Commissioners of St. Mary’s County during a certain term of office; and generally relating to the salaries of public officials of St. Mary’s County.

BY repealing and reenacting, with amendments,  
Article 25 – County Commissioners  
Section 51(d)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 2–309(t)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 2–108(s)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
The Public Local Laws of St. Mary’s County  
Section 26–3A.  
Article 19 – Public Local Laws of Maryland  
(2007 Edition and January 2011 Supplement, as amended)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 521 – Delegate Anderson (By Request – Baltimore City Administration)**

AN ACT concerning

**Baltimore City – Extinguishment or Redemption of Ground Rents**

FOR the purpose of altering the scope of a certain procedure in law that authorizes Baltimore City to apply to the State Department of Assessments and Taxation in order to extinguish or redeem a ground rent on property acquired by Baltimore City under certain circumstances; altering the contents of a certain affidavit required in a certain procedure to extinguish or redeem a ground rent on property acquired by Baltimore City under certain circumstances; altering the scope of a certain procedure to authorize a landlord of abandoned or distressed property acquired by Baltimore City to collect a certain redemption amount under certain circumstances; and generally relating to ground rents in Baltimore City.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 8–110  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 522 – Delegates Kramer and Barkley**

AN ACT concerning

**Refinancing of First Mortgage Loans – Subordination**

FOR the purpose of providing that a secondary mortgage loan shall retain the same subordinate position with respect to a mortgage or deed of trust securing a refinanced loan without requiring the agreement of the lender of the secondary mortgage loan to the refinancing under certain circumstances; providing that a secondary lien shall retain the same subordinate position with respect to a mortgage or deed of trust securing a refinanced loan without requiring the agreement of the credit grantor of the loan secured by the secondary lien to the refinancing under certain circumstances; providing for the application of this Act; defining certain terms; and generally relating to subordination in the refinancing of first mortgage loans.

BY repealing and reenacting, without amendments,  
Article – Commercial Law



Section 12–401(a), (b), (c), (e), (h), and (i) and 12–1001(g), (j), and (m)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY adding to

Article – Commercial Law  
Section 12–408.1 and 12–1010.1  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 523 – Delegates Myers, Afzali, Boteler, Hogan, Jacobs, Krebs, McComas, McConkey, W. Miller, Norman, Otto, Schulz, Serafini, Smigiel, and Stocksdales**

AN ACT concerning

### **Short–Term Rental of Motorcycles**

FOR the purpose of including certain motorcycles in the definition of “short–term vehicle rental” for purposes of determining the sales and use tax rate for certain vehicle rentals; including certain motorcycles in the definition of “rental vehicle” for purposes of the Motor Vehicle Law; and generally relating to the sales and use tax rate and certain Motor Vehicle Law provisions relating to certain motorcycle rentals.

BY repealing and reenacting, with amendments,

Article – Tax – General  
Section 11–104(c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 11–148.1(a) and 13–939.1  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 524 – Delegates Feldman, Arora, Barkley, Dumais, and Reznik**

### **CONSTITUTIONAL AMENDMENT**

AN ACT concerning

### End the Gridlock

FOR the purpose of proposing an amendment to the Maryland Constitution relating to transportation financing; providing that the General Assembly may authorize a referendum on a transportation investment program; providing that a transportation investment program submitted to referendum may include a certain source of revenue or authorize the issuance of certain bonds; requiring that a transportation investment program submitted to referendum include a list of certain transportation projects; providing that a transportation investment program submitted to referendum becomes law, after approval by the voters of the State, at a time specified in a certain law; establishing a Transportation Trust Fund to be used only for purposes relating to transportation except under certain circumstances; prohibiting the reversion or crediting of any part of the Transportation Trust Fund to the General Fund or a special fund of the State; providing that this amendment does not prohibit the allocation or use of certain funds in the Transportation Trust Fund for counties, municipalities, and Baltimore City as authorized by law; requiring that certain taxes, fees, charges, and revenues be credited to the Transportation Trust Fund; authorizing the use of funds in the Transportation Trust Fund for defense or relief purposes if the State is invaded or a major catastrophe occurs and the Governor and the General Assembly take certain actions and provide for the repayment of the funds; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an addition to the Maryland Constitution  
Article III – Legislative Department  
Section 53 and 53A

Read the first time and referred to the Committee on Appropriations and the Committee on Ways and Means.

**House Bill 525 – Delegate Anderson (By Request – Baltimore City Administration)**

AN ACT concerning

### **Economic Development – Baltimore Convention Facility – Operating Deficits**

FOR the purpose of extending the period during which the Maryland Stadium Authority and Baltimore City are obligated under a certain agreement to contribute a certain amount to the annual operating deficits of the Baltimore Convention facility and to pay a certain amount to a certain capital improvement reserve fund; extending the date after which Baltimore City is to be solely responsible for all operating deficits and capital improvements for the Baltimore Convention facility; and generally relating to the financing and payment of certain costs associated with the Baltimore Convention facility.

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 10–640(f)  
Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 526 – Delegates Summers, Cane, Clippinger, Frush, Gaines,  
Haynes, Hubbard, Ivey, Mitchell, Niemann, Stein, and Walker**

AN ACT concerning

**Higher Education – Maryland First Scholarship – Creation and Funding**

FOR the purpose of establishing the Maryland First Scholarship; establishing certain eligibility requirements for the scholarship; requiring certain information to be provided in an application for the scholarship; authorizing the use of the scholarship for certain educational expenses; authorizing the scholarship awarded to be in an annual amount up to a certain percentage of certain tuition and fees at certain institutions of higher education; requiring the scholarship recipient to maintain a certain grade point average; providing for the duration of the scholarship; requiring scholarship applicants and recipients to file for certain federal and State financial aid by a certain date; establishing a certain fund; requiring the Maryland Higher Education Commission to administer a certain fund; providing that the fund is a certain special, nonlapsing fund that is not subject to a certain section of the State Finance and Procurement Article; requiring the State Treasurer to hold the fund separately and to make certain investments; requiring certain earnings to accrue to a certain fund; requiring the Comptroller to account for the fund; directing the Commission to use certain gifts and grants for the fund in a certain manner; requiring certain funds not awarded to remain in a certain fund; requiring the Commission to prepare a certain annual report regarding the fund; requiring the Governor to make a certain appropriation in the State budget from a certain fund; authorizing funds from the Education Trust Fund to be used for a certain purpose; defining certain terms; and generally relating to the establishment of the Maryland First Scholarship.

BY repealing and reenacting, without amendments,  
Article – Education  
Section 18–101  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Education

Section 18–2901 to be under the new subtitle “Subtitle 29. Maryland First Scholarship”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–1A–30

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 527 – Delegate Clagett**

AN ACT concerning

#### **Frederick Regional Higher Education Advisory Board**

FOR the purpose of establishing the Frederick Regional Higher Education Advisory Board; providing for the composition, appointment, and terms of the Board members; providing for the election of a chair of the Board and the establishment of certain committees; prohibiting Board members from receiving certain compensation but entitling Board members to reimbursement for certain expenses; providing for the powers and duties of the Board; authorizing the Board to apply, accept, and expend certain gifts, appropriations, or grants; authorizing the Board to adopt a corporate seal; requiring the Board to keep certain records and be subject to certain audits; requiring the Frederick County Chamber of Commerce Major Employers Group to take a certain action on or before a certain date; requiring the Board to conduct a certain assessment; defining certain terms; and generally relating to the establishment of the Frederick Regional Higher Education Advisory Board.

BY adding to

Article – Education

Section 24–1001 through 24–1004 to be under the new subtitle “Subtitle 10. Frederick Regional Higher Education Advisory Board”

Annotated Code of Maryland

(2008 Replacement Volume and 2011 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 528 – Delegate Barnes**

AN ACT concerning

### **Vehicle Laws – Prohibition Against Smoking in Vehicle Containing Young Child**

FOR the purpose of prohibiting the driver of a motor vehicle in which a person who is under a certain age is a passenger from smoking a tobacco product or allowing a passenger to smoke in the motor vehicle; establishing a penalty for a violation of this Act; providing that a violation of this Act is not a moving violation; providing for the application of this Act; defining a certain term; and generally relating to prohibitions against tobacco smoking in a motor vehicle.

BY adding to

Article – Transportation  
Section 21–1130 and 27–115  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 529 – Delegates Pena–Melnyk and Hubbard**

AN ACT concerning

#### **State Board of Morticians and Funeral Directors – Apprentice Sponsors, Funeral Establishment Licenses, and Supervising Morticians**

FOR the purpose of requiring that a licensed mortician or licensed funeral director have certain approval by the State Board of Morticians and Funeral Directors before an apprenticeship begins; clarifying the requirements for certain apprentice sponsors and a certain process for seeking approval by the Board; requiring certain evidence and death certificates to be submitted to the Board as proof of the completion of certain apprentice requirements; altering certain practical experience requirements for an apprentice; altering the qualifications that must be met for issuance of a funeral establishment license; requiring certain licensed funeral establishments to have a supervising mortician; providing for the qualifications, approval process, responsibilities, and scope of supervising authority for certain supervising morticians; altering a certain definition; and generally relating to the State Board of Morticians and Funeral Directors, apprentice sponsors, funeral establishments, and supervising morticians.

BY repealing and reenacting, without amendments,

Article – Health Occupations  
Section 7–101(a), (b), (d), (j), (k), and (m) through (u)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations  
Section 7–101(c), 7–306, and 7–310  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 530 – Delegate Pena–Melnyk**

AN ACT concerning

**Education – School Vehicle – On–Board Attendant**

FOR the purpose of prohibiting an individual from serving as a school vehicle on–board attendant, unless the attendant is a certain employee and is in possession of certain identification; authorizing the Motor Vehicle Administration to adopt regulations concerning qualifications of school vehicle on–board attendants with the advice of the State Department of Education; and generally relating to school vehicle on–board attendants.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 16–816  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 531 – Delegate Niemann**

AN ACT concerning

**Criminal Law – Mail Theft – Penalty**

FOR the purpose of prohibiting a person from knowingly and willfully removing, taking, possessing, obtaining, or receiving mail under certain circumstances without the permission of the United States Postal Service or the intended recipient of the mail; providing penalties for a violation of this Act; repealing a certain prohibition against opening a letter without permission that is rendered inconsistent with this Act; providing that a person who violates this Act is subject to a certain statute of limitations and may reserve a point or question for a certain in banc review; providing that a prosecution under this Act does not preclude a certain prosecution for theft; defining certain terms; and generally relating to the theft of mail.

BY repealing

Article – Criminal Law  
Section 3–905  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Law  
Section 7–106.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 532 – Delegates Serafini, Afzali, Fisher, Frank, Krebs, Myers, and  
Stocksdale**

AN ACT concerning

**State Board of Education – Online Courses – Graduation Requirement**

FOR the purpose of requiring a student to complete an online course to graduate from high school, beginning with students entering a certain grade in a certain school year; requiring that certain online courses be approved by the State Department of Education or the local county board of education; and generally relating to high school graduation requirements in the State.

BY adding to  
Article – Education  
Section 7–205.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 533 – Delegates George, Afzali, Aumann, Beitzel, Eckardt, Frank,  
Haddaway–Riccio, Hershey, Hogan, Hough, Jacobs, Krebs, McComas,  
McConkey, W. Miller, Myers, Norman, O'Donnell, Parrott, Ready,  
Schuh, Schulz, Smigiel, Stocksdale, and Szeliga**

AN ACT concerning

**Corporate Income Tax – Rate Reduction**

FOR the purpose of altering the corporate income tax rate over a certain period of years; and generally relating to the corporate income tax.

BY repealing and reenacting, with amendments,

Article – Tax – General  
Section 10–105(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 534 – Delegates Pena–Melnyk, Frush, and Hubbard**

AN ACT concerning

**State Procurement – Contracting for Services Outside the United States**

FOR the purpose of expanding the scope of services that a public employer is prohibited from knowingly contracting for unless the services are to be provided in the United States; and generally relating to State procurement and a prohibition on contracting for certain services to be provided outside the United States.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 12–111  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 535 – Delegates Niemann, Ivey, Summers, Valderrama, Walker, and A. Washington**

AN ACT concerning

**Court Fees – Surcharge on Divorce Petitions – Distribution to the Domestic Violence Program Fund**

FOR the purpose of altering a certain surcharge on certain costs and charges in divorce petitions; requiring a certain amount of a certain surcharge on divorce petitions to be distributed to the Maryland Legal Services Corporation Fund and a certain amount to be distributed to the Domestic Violence Program Fund; establishing the Domestic Violence Program Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Executive Director of the Governor's Office of Crime Control and Prevention to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; requiring money from the Fund to be distributed in a certain manner; providing for the investment of money in and expenditures



from the Fund; requiring that certain investment earnings be credited to the Fund; defining a certain term; and generally relating to divorce surcharges and the Domestic Violence Program Fund.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 7–202  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 4–515  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 6–226(a)(2)(ii)69. and 70.  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Finance and Procurement  
Section 6–226(a)(2)(ii)71.  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 536 – Delegates Reznik, Bromwell, Costa, Donoghue, A. Kelly, Kipke, Krebs, McDonough, Nathan–Pulliam, Oaks, Tarrant, and V. Turner**

AN ACT concerning

**Health Occupations – Magnetic Resonance Imaging Services – Study**

FOR the purpose of requiring the Department of Health and Mental Hygiene to conduct a certain study regarding the ordering of magnetic resonance imaging services by certain physicians; requiring the Department to submit the results of the study to certain committees of the General Assembly on or before a certain date; and generally relating to a study by the Department of Health and Mental Hygiene of the ordering of magnetic resonance imaging services.

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 537 – Delegates Serafini, Aumann, Frank, George, Hogan, Krebs, McComas, W. Miller, Myers, Parrott, Smigiel, and Stocksdales**

AN ACT concerning

**Insurance Producers – Continuing Education – Online Courses**

FOR the purpose of prohibiting the Maryland Insurance Commissioner from disapproving a continuing education course for insurance producers solely on a certain basis; authorizing insurance producers to obtain all or part of the credit hours of continuing education required for license renewal from correspondence courses or online courses approved by the Commissioner; providing for the application of certain provisions of this Act; and generally relating to continuing education for insurance producers.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 10–116(d)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Insurance

Section 10–116(d–1)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 538 – Delegate Conaway**

AN ACT concerning

**Video Lottery Facility – Credit Extensions to Patrons – Limitation**

FOR the purpose of requiring the State Lottery Commission to adopt regulations prohibiting a video lottery operation licensee from extending more than a certain amount of credit to a patron of the video lottery facility within a certain period; and generally relating to video lottery facilities.

BY repealing and reenacting, without amendments,

Article – State Government

Section 9–1A–24(a) and (e)(1)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–24(f)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 539 – Delegate Howard**

AN ACT concerning

**Crimes – Requirement to Report Death or Disappearance of Minor –  
Penalties  
(Caylee’s Law)**

FOR the purpose of requiring a parent or other person who has permanent care or custody or responsibility for the supervision of a minor to notify, within certain periods of time depending on the age of the minor, the appropriate law enforcement agency that the minor is missing; requiring a parent or other person who has permanent care or custody or responsibility for the supervision of a minor to notify, within a certain period of time, the appropriate law enforcement agency or medical authority that the minor has died; establishing certain penalties; and generally relating to a requirement to report the death or disappearance of a minor.

BY adding to  
Article – Criminal Law  
Section 3–608 through 3–610  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 540 – Delegates Niemann and Clippinger**

AN ACT concerning

**Criminal Procedure – Search Warrants – Foreign Entities**

FOR the purpose of requiring a certain foreign entity that is served with a search warrant authorizing the seizure of documents or records to provide the documents or records in compliance with the search warrant; providing that, for purposes of this Act, service is effective if the service is made in accordance with the provisions of the Maryland Rules governing service of process; defining a certain term; and generally relating to search warrants.

BY adding to

Article – Criminal Procedure

Section 1–203.1

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 541 – Delegates Hough, Afzali, Conaway, McDermott, Mitchell, Parrott, Ready, Rosenberg, Stukes, Valentino-Smith, and Waldstreicher**

AN ACT concerning

**Criminal Procedure – Certificate of Rehabilitation**

FOR the purpose of establishing the policy of the State to encourage the employment and reintegration into society of certain ex-offenders; authorizing the Maryland Parole Commission to issue a certain certificate of rehabilitation to a certain eligible offender who meets certain requirements; providing that a certificate of rehabilitation establishes that a certain eligible offender has been rehabilitated from certain criminal involvement; requiring the Commission to consider certain factors before issuing a certificate of rehabilitation; authorizing the Commission to conduct an investigation of an eligible offender to determine whether to issue a certificate of rehabilitation to the eligible offender; authorizing the Commission to revoke a certificate of rehabilitation under certain circumstances; providing that, in granting or revoking a certificate of rehabilitation, the action of the Commission shall be by majority vote of the members authorized to grant or revoke parole; prohibiting a person from knowingly using or attempting to use a revoked certificate of rehabilitation; defining a certain term; and generally relating to certificates of rehabilitation.

BY adding to

Article – Correctional Services

Section 7–209

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 542 – Delegates McConkey, Carter, Dumais, Frush, Glass, McComas, Parrott, and Valderrama**

AN ACT concerning

**Criminal Law – Aggravated Animal Cruelty – Baiting**

FOR the purpose of prohibiting a person from using or allowing a dog to be used for baiting; prohibiting a person from possessing, owning, selling, transporting, or training a dog with the intent to use the dog for baiting; prohibiting a person from knowingly allowing certain premises to be used for baiting; defining a certain term; and generally relating to dogfights and baiting.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 10–607  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 543 – Carroll County Delegation**

AN ACT concerning

#### **Carroll County – Deer Hunting**

FOR the purpose of authorizing the Department of Natural Resources to allow a person to hunt deer on private property on certain Sundays in Carroll County and subject to certain provisions of law; and generally relating to the regulation of deer hunting by the Department of Natural Resources.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–410(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 544 – Delegates Serafini, Afzali, Aumann, Beitzel, Fisher, Frank, George, Haddaway–Riccio, Hogan, Krebs, McComas, W. Miller, Myers, Norman, O'Donnell, Schuh, Schulz, Smigiel, Stifler, Stocksdales, and Szeliga**

AN ACT concerning

#### **Criminal Procedure – Supervising Authority – Sex Offender Transfer Notifications**

FOR the purpose of requiring a supervising authority operating a facility having custody of or providing residential or nonresidential reentry services to a registered sex offender to provide notice of a transfer of the registrant to a facility in another county to the local law enforcement unit in the county of the

new facility and the Division of Parole and Probation within a certain period of time; and generally relating to sex offenders.

BY repealing and reenacting, without amendments,  
Article – Criminal Procedure  
Section 11–701(n)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Procedure  
Section 11–708(c)(3)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 545 – Delegate Howard**

AN ACT concerning

#### **Task Force to Study the Impact of Assault Weapons**

FOR the purpose of establishing a Task Force to Study the Impact of Assault Weapons; providing for the membership, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study the Impact of Assault Weapons.

Read the first time and referred to the Committee on Judiciary.

### **House Bill 546 – Washington County Delegation**

AN ACT concerning

#### **Washington County – Public Facilities Bonds**

FOR the purpose of authorizing and empowering the County Commissioners of Washington County, from time to time, to borrow not more than \$60,000,000 in order to finance the costs of the construction, improvement, or development of certain public facilities in Washington County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and

determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds, and the interest thereon and any income derived therefrom, from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; providing that such borrowing may be undertaken by the County in the form of installment purchase obligations executed and delivered by the County for the purpose of acquiring agricultural land, woodland preservation easements, and transferable development rights; and relating generally to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Appropriations.

**House Bill 547 – Delegates Serafini, Afzali, Krebs, McComas, W. Miller, Myers, Smigiel, and Stocksdales**

AN ACT concerning

**Maryland Occupational Safety and Health Act – Chemical Information List –  
Exemption**

FOR the purpose of exempting certain hazardous chemicals from the requirement that an employer compile and maintain a certain chemical information list for certain hazardous chemicals; and generally relating to the chemical information list employers are required to keep under the Maryland Occupational Safety and Health Act.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 5–405  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 548 – Delegates George, Beidle, Cane, Conway, Dwyer, Eckardt, Haddaway–Riccio, Hershey, Jacobs, Kipke, McConkey, McDermott, W. Miller, Minnick, Olszewski, Otto, Smigiel, Sophocleus, Vitale, and Weir**

AN ACT concerning

**Natural Resources – Vessel Excise Tax – Maximum Tax**

FOR the purpose of limiting the amount of the vessel excise tax to a certain amount for each vessel; and generally relating to a limitation on the vessel excise tax payable for each vessel.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 8–716(c)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 549 – Delegate Anderson**

AN ACT concerning

**Baltimore City and Baltimore County – Unpaid Water and Sanitary Charges – Collection**

FOR the purpose of requiring the tax collectors in Baltimore City and Baltimore County to withhold a residential property from a tax sale when the lien on the property arises solely from certain unpaid water, sewer, and sanitary system charges, fees, or assessments and the total amount of the lien is less than a certain amount; repealing the prohibition against the Mayor and City Council of Baltimore City from selling a property to enforce a certain lien for unpaid charges for water and sewer service under certain circumstances; and generally relating to the collection of unpaid charges for water and sewer service by the sanitary commissions and governing bodies of Baltimore City and Baltimore County.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 14–811

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing

Article – Tax – Property

Section 14–849.1

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, without amendments,



Article – Environment

Section 9–658(a), (d), (e), and (f), 9–662(a) through (l), and 9–724(a) and (b)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–658(g), 9–662(m), 9–724(c), and 9–726

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 550 – Delegate Rosenberg**

AN ACT concerning

#### **Income Tax Credit – Web Site Modifications – Accessibility for the Blind**

FOR the purpose of allowing an individual or a corporation a credit against the State income tax for certain costs associated with making certain Web sites accessible to blind individuals; requiring an individual or a corporation that claims the credit to provide verification of the amount of the costs; making the credit refundable; requiring the Comptroller to adopt certain regulations; providing for the application of this Act; and generally relating to an income tax credit for making Web sites accessible to the blind.

BY adding to

Article – Tax – General

Section 10–733

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 551 – Washington County Delegation**

AN ACT concerning

#### **Washington County – Technology–Related Businesses – Payment in Lieu of Taxes Agreements**

FOR the purpose of authorizing the governing body of Washington County to enter into an agreement with the owner of a technology–related business for payment in lieu of the county personal property tax; requiring that a payment in lieu of taxes agreement include certain provisions; exempting personal property of a technology–related business from county personal property tax as specified in a

payment in lieu of taxes agreement; providing for the application of this Act; and generally relating to authorizing Washington County to enter into payment in lieu of taxes agreements with technology–related businesses.

BY adding to

Article – Tax – Property  
Section 7–509.1  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 552 – Washington County Delegation**

AN ACT concerning

#### **Public Secondary Schools – Fall Sports Season – Start Date**

FOR the purpose of authorizing a county board of education to allow practice sessions for high school sports teams from certain schools that participate in the fall sports season to begin not more than a certain number of days before a certain date set by the Maryland Public Secondary Schools Athletic Association; and generally relating to the start of practice sessions for the fall sports season for high school students.

BY adding to

Article – Education  
Section 7–121  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 553 – Chair, Appropriations Committee (By Request – Departmental – Higher Education Commission)**

AN ACT concerning

#### **Higher Education – Program Proposals – Review and Objections**

FOR the purpose of altering a certain time period that triggers a certain consequence if the Maryland Higher Education Commission fails to act on certain program proposals submitted by certain institutions of postsecondary education; altering certain time periods during which the Commission must act during its review of certain academic programs proposed by certain institutions of higher education; altering a certain time period during which the Commission and certain institutions of higher education may act to object to certain program proposals;

and generally relating to the alteration of time periods for review of and objections to higher education program proposals.

BY repealing and reenacting, without amendments,  
Article – Education  
Section 11–206(b)(1) and (2)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 11–206(b)(3) and 11–206.1(e) and (f)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 554 – Delegates Schuh, Barnes, Beidle, Costa, Dwyer, Frush, George, Kipke, McConkey, McMillan, Pena–Melnik, Sophocleus, and Vitale**

AN ACT concerning

**Environment – Permit Applications – Notice – Neighboring Jurisdictions**

FOR the purpose of requiring the Department of the Environment, on receipt of a certain permit application, to give notice immediately or require the applicant to give notice immediately of the application by certified mail to the governing bodies of certain counties and municipal corporations and to certain members of the General Assembly; requiring an applicant for a certain incinerator or landfill system to give notice by certified mail of the application, informational meeting, and hearings to the governing bodies of certain counties and municipal corporations and to certain members of the General Assembly; and generally relating to notice requirements for environmental permit applications.

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 1–602  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 2–404 and 9–209  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 555 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Building Impact Fees – Deferrals**

FOR the purpose of authorizing the County Commissioners of St. Mary’s County to defer the building impact fee imposed on certain newly constructed living units for a certain period of time; and generally relating to the authority of the County Commissioners of St. Mary’s County to defer building impact fees.

BY repealing and reenacting, with amendments,  
Article 25 – County Commissioners  
Section 10D–1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 556 – Delegate Anderson**

AN ACT concerning

**Vehicle Laws – Misdemeanor Violations – Unsupervised Probation**

FOR the purpose of requiring a person placed on probation for a misdemeanor violation of the Maryland Vehicle Law to have unsupervised probation unless the violation was a certain offense relating to drunk or drugged driving or the person was placed on probation previously for a violation of the Maryland Vehicle Law; and generally relating to unsupervised probation for misdemeanor violations of the Maryland Vehicle Law.

BY adding to  
Article – Transportation  
Section 27–115  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 557 – Delegates Stein, Cardin, Frick, Lafferty, Luedtke, and Zucker**

AN ACT concerning

**Institutions of Higher Education – Student Notification – Financial  
Information**

FOR the purpose of requiring certain institutions of higher education that receive State funding to report information on the cost of higher education at the institution to certain students; and generally relating to student notification of financial information by institutions of higher education.

BY adding to

Article – Education

Section 15–113

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 558 – Delegates Dwyer, Fisher, Glass, Impallaria, Kipke, McComas, McConkey, McDermott, McDonough, Smigiel, and Stocksdales**

AN ACT concerning

**Maryland Liberty Preservation Act of 2013**

FOR the purpose of prohibiting an agency of the State, a county of the State, an employee of the State or a county acting in an official capacity, or a member of the Maryland National Guard or the Maryland Defense Force, on official State duty, to knowingly aid an agency of the United States in the detention of a person in accordance with a certain federal statute; providing for the application of this Act; and generally relating to the detention of individuals.

BY adding to

Article – Public Safety

Section 13–511

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 559 – Washington County Delegation**

AN ACT concerning

**Washington County – Special Deputy Sheriffs – Insurance Coverage**

FOR the purpose of establishing that county liability insurance shall be provided to a special deputy sheriff in Washington County only when the special deputy

sheriff is performing certain duties; establishing that designation as a special deputy sheriff does not authorize the special deputy sheriff to perform law enforcement duties outside the special deputy sheriff's jurisdiction except under certain circumstances; establishing that a special deputy sheriff is under the authority of the Sheriff of Washington County while the special deputy sheriff is performing certain duties; and generally relating to special deputy sheriffs in Washington County.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 2-309(w)(4)(ii)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Courts and Judicial Proceedings  
Section 2-309(w)(4)(iii) and (iv)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 560 – The Speaker (By Request – Administration) and Delegates Bohanan, Busch, Cardin, Clagett, Conway, Gaines, Griffith, Guzzone, Healey, Hixson, Howard, James, Lafferty, McIntosh, Mitchell, and Zucker**

AN ACT concerning

### **Public–Private Partnerships**

FOR the purpose of establishing the policy of the State on public–private partnerships; altering provisions of law relating to public–private partnerships; authorizing a certain agency to establish a public–private partnership and execute a partnership agreement in connection with certain functions, services, or assets; requiring a certain agency to adopt certain regulations and establish certain processes for the development, solicitation, evaluation, award, and delivery of public–private partnerships; requiring certain legislative committees to review and comment on certain processes and regulations; requiring certain agencies to submit, on or before a certain date each year, certain reports to certain legislative committees; establishing certain requirements for certain reports; establishing deadlines for the review of certain presolicitation reports; requiring certain projects to comply with certain provisions of law; requiring that State employees retain certain protections under certain circumstances; requiring a reporting agency to issue a public notice of solicitation for a public–private partnership under certain circumstances; requiring certain agencies to comply with certain requirements before issuing a solicitation for a public–private

partnership; providing that a certain entity may be qualified as a bidder through certain processes; authorizing a reporting agency to engage in discussions with qualified bidders at certain times and under certain circumstances; requiring a certain agency to make a certain responsibility determination concerning certain entities; authorizing a reporting agency to reimburse a private entity for certain costs and pay a certain entity for the right to use a certain work product; requiring a reporting agency to adopt certain regulations that establish the process for the reimbursement of a private entity; prohibiting a reporting agency from reimbursing a private entity under certain circumstances; requiring a certain agency to submit certain reports to certain officials and committees; prohibiting the Board of Public Works from approving a public-private partnership agreement until the completion of a certain review by certain officials and committees; establishing deadlines for the review of public-private partnership agreements; requiring a certain agency to post a certain agreement on a certain Web site; requiring certain entities to provide performance bonds; prohibiting a public-private partnership agreement from exceeding a certain number of years, with certain exceptions; prohibiting noncompete agreements for certain assets; authorizing the award of certain compensation under certain circumstances; establishing certain requirements for a final public-private partnership agreement; requiring certain proceeds to accrue to certain funds; requiring a certain agency to post on the Internet a certain final agreement; authorizing a certain agency to establish by regulation certain application fees for certain unsolicited proposals; establishing certain requirements for certain unsolicited proposals; authorizing an individual or firm that submits an unsolicited proposal to participate in a certain subsequent process; providing that certain provisions of the State ethics law do not preclude a certain individual or firm from entering into a certain agreement; providing, under certain circumstances, that the provisions of the Minority Business Enterprise Program apply to public-private partnerships; prohibiting the Board of Public Works from approving a public-private partnership agreement until the reporting agency, in consultation with certain entities, establishes certain minority business enterprise goals and procedures; requiring that certain goals and procedures be based on the requirements of certain provisions of law; exempting public-private partnerships from certain requirements of the State procurement law; repealing certain obsolete provisions; defining a certain term; altering certain definitions; providing for the application of this Act; providing for the termination of certain provisions of this Act; and generally relating to public-private partnerships.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 10A–101  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing  
Article – State Finance and Procurement

Section 10A–102  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement

Section 10A–102 through 10A–105 to be under the new subtitle “Subtitle 1. Definitions; General Provisions”; 10A–201 through 10A–204 to be under the new subtitle “Subtitle 2. Solicited Proposals”; 10A–301 to be under the new subtitle “Subtitle 3. Unsolicited Proposals”; 10A–401 through 10A–403 to be under the new subtitle “Subtitle 4. Public–Private Partnership Agreements”; and 11–203(h)

Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing

Article – Transportation

Section 4–406

Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters and the Committee on Appropriations.

## LETTERS OF REASSIGNMENT

### MEMORANDUM

To: Hon. Maggie McIntosh, Chairman, ENV  
From: Michael E. Busch, Speaker  
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 192	JUD
HB 197	JUD

Read and ordered journalized.

## JOINT SESSION

Delegates Pena–Melnik and Elliott escorted the Senate into the House Chamber.



President Miller called for the Senate roll.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Senate Roll Call No. 99A)

Speaker Busch called for the House roll.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 131 Members present.

(See Roll Call No. 41)

A majority of both the House and the Senate being present, Speaker Busch declared both bodies in Joint Session.

Senators Garagiola, Pipkin, and Benson and Delegates Cullison, Nathan–Pulliam, and Schuh escorted the Chief Executive to the Speaker’s Rostrum.

Speaker Busch presented the Chief Executive of Maryland, Governor Martin O’Malley.

The Chief Executive addressed the General Assembly.

### **STATE OF THE STATE ADDRESS**

REMARKS OF GOVERNOR MARTIN O’MALLEY

(See Exhibit C of Appendix II)

Senator Garagiola moved the Chief Executive’s remarks be journalized.

The motion was adopted.

Senators Garagiola, Pipkin, and Benson and Delegates Cullison, Nathan–Pulliam, and Schuh escorted the Chief Executive from the Chamber.

Senator Garagiola moved the Senate be adjourned.

The motion was adopted.

Delegate Barve moved the Chief Executive’s remarks be journalized.

The motion was adopted.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 131 Members present.

(See Roll Call No. 42)

### **ADJOURNMENT**

At 12:59 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Thursday, January 31, 2013.

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**Annapolis, Maryland**  
**Thursday, January 31, 2013**

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The House met at 10:05 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate James E. Proctor, Jr. of Prince George's and Calvert counties.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 126 Members present.

(See Roll Call No. 43)

The Journal of January 30, 2013 was read and approved.

**EXCUSES:**

Del. Carr – personal

Del. Kach – illness

Del. Rosenberg – personal

Del. Simmons – business

Del. Vallario – personal

Del. Wilson – personal

**INTRODUCTION OF BILLS**

**House Bill 561 – Delegates Hubbard, McIntosh, and Wood**

AN ACT concerning

**Agriculture – Nutrient Management – Waters of the State**

FOR the purpose of altering the definition of “waters of the State” as it relates to the requirements of the nutrient management program administered by the Department of Agriculture; and generally relating to nutrient management.

BY repealing and reenacting, without amendments,

Article – Agriculture

Section 8–801(a), 8–803.6(a), and 8–803.7(c)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Agriculture

Section 8–801(n)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

(As enacted by Chapters 484 and 485 of the Acts of the General Assembly of 2011)

BY repealing and reenacting, without amendments,

Article – Agriculture

Section 8–803.4(e) and (i) and 8–803.5(b) and (d)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

(As enacted by Chapters 484 and 485 of the Acts of the General Assembly of 2011)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 562 – Delegates Elliott, Cullison, Dwyer, Frank, Frush, Impallaria, Kach, Krebs, McConkey, Murphy, O'Donnell, Ready, Sophocleus, Stocksdales, and Vitale**

AN ACT concerning

### **Vehicle Laws – Single Registration Plate**

FOR the purpose of requiring the Motor Vehicle Administration to issue a single registration plate to all classes of vehicles; providing for the method of attachment of the registration plate; making certain conforming changes; requiring the publisher of the Annotated Code to make certain corrections; and generally relating to vehicle registration plates.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 13–410 and 13–411

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 563 – Delegate Dumais**

AN ACT concerning

### **Adoption – Payment of Expenses**

FOR the purpose of authorizing the payment, by an interested person, of certain expenses in connection with a certain adoption; and generally relating to adoption.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–3A–45 and 5–3B–32

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 564 – Delegates Branch, Hixson, Oaks, Cardin, Tarrant, B. Robinson, Barve, Conaway, Glenn, Jones, O'Donnell, Proctor, Vaughn, Walker, and Wilson**

AN ACT concerning

**Income Tax – Subtraction Modification and Credit – Creation of a Qualifying Business Enterprise**

FOR the purpose of providing a subtraction modification under the Maryland income tax for certain income from certain qualifying sales that result in the creation of certain business enterprises; providing a subtraction modification to sellers of certain business enterprises for income earned while working for certain business enterprises; providing for the recapture of a certain subtraction modification under certain circumstances; providing a certain addition modification under certain circumstances; allowing an individual or a corporation to claim a credit against the State income tax for certain investments that create certain business enterprises; authorizing the Department of Business and Economic Development to issue a certain amount of credit certificates each fiscal year; providing for the total amount of credit certificates that may be issued and the total amount of credits that may be claimed; allowing any excess credit to be claimed as a refund; requiring the Comptroller at the end of each fiscal year to transfer a certain amount from a certain reserve fund to the General Fund; establishing the Investment Income Tax Credit Reserve Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring the Secretary, in consultation with the Comptroller, to issue certain regulations; defining certain terms; providing for the application of this Act; and generally relating to a Maryland income tax subtraction modification and credit for certain sales that result in the creation of certain business enterprises.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–205(a), 10–207(a), 10–306(a), and 10–307(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 10–205(l), 10–207(aa), and 10–733  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–306(b) and 10–307(g)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Economic Matters.

**House Bill 565 – Delegates Glenn, Anderson, Conaway, Mitchell, B. Robinson, and Tarrant**

AN ACT concerning

**Vehicle Laws – Baltimore City – Prohibition on Sale of Unlawful Vehicles**

FOR the purpose of prohibiting, in Baltimore City, a person from selling or offering for sale any vehicle, the use of which is prohibited in Baltimore City under any State or local law; establishing a certain penalty; and generally relating to prohibiting a person from selling or offering for sale certain vehicles in Baltimore City.

BY adding to  
Article – Transportation  
Section 15–112.1  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 566 – Delegates Howard and Vaughn**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Peppermill Village  
Community Center Renovations**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$100,000, the proceeds to be used as a grant to the Board of Directors of the Peppermill Village Civic Association, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 567 – Delegate Glenn**

AN ACT concerning

**Video Lottery Operation Licenses – Expansion to Alcoholic Beverages  
Licensed Establishments**

FOR the purpose of authorizing the Video Lottery Facility Location Commission to award video lottery operation licenses to holders of certain alcoholic beverages licenses; altering the number of video lottery terminals that may be authorized in the State; requiring that the State Lottery and Gaming Control Agency administer and issue licenses for the operation of video lottery terminals; providing for the distribution of proceeds from the play of video lottery terminals; submitting this Act to a referendum of the qualified voters of the State; and generally relating to video lottery operation licenses in the State.

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–1A–05(a), 9–1A–27, and 9–1A–36(f), (g), (h), (i), and (r)(1)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 568 – Delegate Glenn**

AN ACT concerning

**General Assembly – Members – Constituent Services Fund**

FOR the purpose of authorizing a member of the General Assembly to establish a constituent services fund; authorizing a member to accept contributions to the fund; prohibiting a member from spending more than a certain amount from the fund in a calendar year; authorizing a member to make unlimited contributions

to the fund; prohibiting a person that makes contributions to the fund from contributing more than a certain amount per calendar year; requiring that the value of personal property donated to the fund be calculated in a certain manner and prohibiting the value from exceeding a certain amount; requiring that, under certain circumstances, unused funds be used in a certain manner or donated to certain organizations; requiring a member who establishes a fund to include certain information on the member's campaign finance reports; prohibiting a member from using funds from the fund to conduct certain activities or distribute certain materials; defining a certain term; and generally relating to the establishment of constituent services funds by members of the General Assembly.

BY adding to

Article – State Government

Section 2–109

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

**House Bill 569 – Delegates Elliott, Afzali, Arora, Aumann, Bates, Beidle, Beitzel, Bobo, Boteler, Bromwell, Burns, Cane, Carr, Cluster, Conaway, Costa, Cullison, Donoghue, Dumais, Dwyer, Eckardt, Frank, Frush, George, Gilchrist, Glass, Glenn, Guzzone, Haddaway–Riccio, Hammen, Healey, Hogan, Holmes, Hough, Howard, Hubbard, Hucker, Impallaria, Jacobs, A. Kelly, K. Kelly, Kipke, Krebs, Lafferty, Love, McComas, McConkey, McDermott, McDonough, McIntosh, McMillan, A. Miller, W. Miller, Murphy, Myers, Nathan–Pulliam, Niemann, Norman, O'Donnell, Oaks, Otto, Parrott, Pena–Melnik, Pendergrass, Proctor, Ready, Reznik, B. Robinson, S. Robinson, Rudolph, Schulz, Serafini, Sophocleus, Stocksdales, Szeliga, Tarrant, V. Turner, Valentino–Smith, Vitale, Weir, Wilson, and Wood**

AN ACT concerning

**Environment – Wastewater Treatment Facilities – Financial Assistance Study**

FOR the purpose of requiring the Department of the Environment, in consultation with local government officials, to conduct a review of State programs that provide financial assistance for certain costs at certain wastewater treatment facilities; requiring the Department to report to the General Assembly on or before a certain date; and generally relating to wastewater treatment facilities.

Read the first time and referred to the Committee on Environmental Matters.



**House Bill 570 – Delegates W. Miller, Barkley, Bates, Beitzel, Bobo, Boteler, Bromwell, Cluster, Costa, Dwyer, Eckardt, Feldman, Frank, George, Glass, Haddaway–Riccio, Hershey, Hough, Impallaria, Kramer, Krebs, McComas, McConkey, McDermott, McDonough, Myers, Norman, O'Donnell, Schulz, Serafini, Smigiel, Stocksdales, F. Turner, and Wood**

AN ACT concerning

**State Government – Inspector General**

FOR the purpose of specifying that there is an Inspector General of the State; specifying the Inspector General's annual salary; providing that the Inspector General is entitled to certain reimbursement; establishing the Office of the Inspector General; authorizing the Inspector General to have certain offices and employ certain staff; requiring certain staff to perform certain duties and to carry certain identification; specifying that certain staff serve at the pleasure of the Inspector General and are entitled to certain compensation and reimbursement; authorizing the Inspector General to designate a certain Chief Deputy Inspector General and certain other deputy inspectors general; requiring the Chief Deputy Inspector General to serve as acting Inspector General for a certain period under certain circumstances; authorizing the Inspector General to adopt certain regulations and assist in a certain investigation or conduct a joint investigation with certain entities; requiring the Inspector General to develop a certain operations manual, make the operations manual available to the public, and provide certain training; requiring the Inspector General to examine and investigate the management and affairs of units and conduct audits of the units; authorizing the Inspector General to investigate certain matters; requiring the Inspector General periodically to review certain policies and procedures and make certain recommendations; requiring the Inspector General to receive certain complaints and establish a certain hotline number and Web site; requiring the Inspector General to take certain action when the Inspector General receives a complaint or discovers certain evidence; requiring that a unit cooperate fully with the Inspector General under certain circumstances; requiring that the Inspector General have access to certain documents of a unit under certain circumstances; authorizing the Inspector General, or the Inspector General's designee, to take certain action in the performance of certain duties; specifying the process under which the Inspector General is authorized to issue a subpoena or subpoena duces tecum; authorizing a subpoena to be served by certain methods; authorizing a certain judge to take certain action if a person refuses to obey a certain subpoena; providing that, under certain circumstances, certain records are confidential and not subject to disclosure under a certain provision of law until a certain report is issued; requiring the Inspector General, at the end of each fiscal year, to submit a certain annual report to the Governor and the General Assembly; requiring the Inspector General to issue a certain final report; requiring that the final report be submitted to the Governor and the General Assembly and be posted on a certain Web site; requiring that the Inspector

General, except under certain circumstances, provide a certain unit an opportunity to respond to a certain report; authorizing that certain special elections be held to fill a certain vacancy; requiring that certain special elections be held at a time specified in a certain provision of this Act; requiring the State Board of Elections to determine the dates that certain elections are to be held; requiring that a certain primary election be held at least a certain number of days after a certain vacancy occurs; requiring that a certain general election be held at least a certain number of days after a certain primary election is held; making this Act contingent on the passage and ratification of a certain constitutional amendment; defining certain terms; and generally relating to the Inspector General.

BY adding to

Article – State Government

Section 7.5–101 through 7.5–112 to be under the new title “Title 7.5. Inspector General”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 8–401

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Election Law

Section 8–402

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 571 – Delegate James**

AN ACT concerning

#### **Creation of a State Debt – Harford County – Havre de Grace Opera House Renovations**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$1,200,000, the proceeds to be used as a grant to the Mayor and City Council of the City of Havre de Grace for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the

encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 572 – Delegates Beidle and Frush**

AN ACT concerning

**Natural Resources – Tree Expert License – Qualifications**

FOR the purpose of reducing the number of years of a certain apprenticeship period that may qualify an individual for a tree expert license; and generally relating to tree expert license qualifications.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–418

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 573 – Delegate Glenn**

AN ACT concerning

**Environment – Healthy Homes Initiative**

FOR the purpose of requiring the Secretary of the Environment to establish a Healthy Homes Initiative in the Department for certain purposes; authorizing the Secretary to apply for certain federal grants; requiring the Secretary to administer certain grants for certain purposes; and generally relating to the Healthy Homes Initiative.

BY adding to

Article – Environment

Section 6–855 to be under the new part “Part IX. Healthy Homes Initiative”

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 574 – Delegates W. Miller, Barkley, Bates, Beitzel, Bobo, Boteler, Bromwell, Cluster, Costa, Dwyer, Eckardt, Elliott, Feldman, Frank, George, Glass, Haddaway–Riccio, Hershey, Hough, Impallaria, Kramer, Krebs, McComas, McConkey, McDermott, McDonough, Myers, Norman,**

**O'Donnell, Schuh, Schulz, Serafini, Smigiel, Stocksdales, F. Turner, and Wood**

**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

**Office of the Inspector General – Establishment**

FOR the purpose of establishing the office of the Inspector General; providing for the term of the office; specifying eligibility qualifications that an individual must meet for the office; requiring that the Inspector General receive a certain salary; specifying the term of office; providing that an individual who has served as Inspector General for a certain number of terms is ineligible for reelection for a certain period; providing that the Inspector General is subject to removal by the General Assembly under certain circumstances; authorizing the General Assembly to provide by law for the impeachment of the Inspector General; requiring that a certain process for impeachment be consistent with a certain provision of the Maryland Constitution; specifying the method to be used for filling a vacancy in the office of Inspector General; prohibiting an individual who has held the office of Inspector General from being a candidate in a certain election for a certain time period after leaving office; specifying the duties and powers of the Inspector General; and submitting this amendment to the qualified voters of the State of Maryland for their adoption or rejection.

BY proposing an addition to the Maryland Constitution

New Article XX – Inspector General

Section 1 through 6

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 575 – Delegates Clippinger and Valderrama**

AN ACT concerning

**Criminal Law – Use of Handgun in Crime of Violence or Felony – Statute of Limitations**

FOR the purpose of providing that a person who violates a certain provision of law prohibiting using a firearm in the commission of a crime of violence or felony is not covered by the 1-year statute of limitations for a misdemeanor; and generally relating to prohibitions on the use of a firearm in the commission of a crime of violence or felony.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 4-204  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 576 – Delegates Beidle, Niemann, Bobo, Carr, Frush, Glenn, Healey, Holmes, S. Robinson, Stein, and Weir**

AN ACT concerning

**Real Property – Regulation of Common Ownership Community Managers**

FOR the purpose of creating the State Board of Common Ownership Community Managers in the Department of Labor, Licensing, and Regulation; providing for the composition of the Board and the appointment, terms, and expenses of the Board members; providing for the powers, duties, and functions of the Board; requiring an individual to be licensed by the Board before providing management services for a common ownership community under certain circumstances; specifying the qualifications for a license; providing for the issuance, fees, renewal, and reinstatement of a license; authorizing the Board to deny an applicant or reprimand a licensee under certain circumstances; requiring an individual to be issued a certificate by the Board before providing management services for a common ownership community under certain circumstances; specifying the qualifications for a certificate; providing for the issuance, fees, renewal, and reinstatement of a certificate; requiring a common ownership community to register with and pay a certain registration fee to the Board under certain circumstances; imposing certain duties on a licensee; requiring a contract to provide management services to include certain provisions under certain circumstances; prohibiting certain acts and imposing certain penalties for a violation of this Act; making certain provisions of this Act subject to the Maryland Program Evaluation Act; establishing the State Board of Common Ownership Community Managers Fund; providing for the purpose, administration, composition, use, and audit of the Fund; requiring the Secretary, in consultation with the Board, to calculate certain costs annually; authorizing the Board to set certain fees, based on certain calculations; prohibiting a fee established by the Board from being increased by more than a certain percentage annually; specifying the terms of the initial members of the Board; providing that a certain examination shall satisfy certain examination requirements for a license under certain circumstances; requiring the Board to grant a waiver of certain training and examination requirements for licensing under certain circumstances; authorizing the Department of Budget and Management to advance certain funds to the Board and requiring the Board to reimburse certain funds under certain circumstances; defining certain terms; and generally relating to the regulation of common ownership community managers.

## BY renumbering

Article – Business Regulation  
Section 2–108(a)(10) through (33), respectively  
to be Section 2–108(a)(11) through (34), respectively  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

## BY renumbering

Article – State Government  
Section 8–403(b)(13) through (69), respectively  
to be Section 8–403(b)(14) through (70), respectively  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

## BY adding to

Article – Business Occupations and Professions  
Section 22–101 through 22–802 to be under the new title “Title 22. Common  
Ownership Community Managers”  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

## BY adding to

Article – Business Regulation  
Section 2–106.9, 2–106.10, and 2–108(a)(10)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

## BY repealing and reenacting, without amendments,

Article – State Government  
Section 8–403(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

## BY adding to

Article – State Government  
Section 8–403(b)(13)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 577 – Delegates Elliott, Cullison, Dwyer, Frank, Frush, George,  
Glass, Impallaria, Kach, Krebs, McConkey, Murphy, O'Donnell, Ready,  
Sophocleus, Stocksdales, and Vitale**

AN ACT concerning

**Vehicle Laws – Registration Plates – Vehicle Manufactured Without Means to Display Front Plate**

FOR the purpose of providing, for a vehicle required to display two registration plates, that the front registration plate may be stored in a certain manner inside the vehicle if the vehicle was manufactured without a means to secure and display a front plate; making stylistic changes; and generally relating to vehicle registration plates.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 13–411(a) and (i)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 578 – Delegates Hubbard, Afzali, Aumann, Barkley, Barnes, Barve, Bates, Beidle, Bobo, Bohanan, Boteler, Braveboy, Bromwell, Cane, Cardin, Clagett, Cluster, Conaway, Costa, Cullison, Davis, DeBoy, Dwyer, Eckardt, Elliott, Frank, Frush, Gaines, George, Gilchrist, Gutierrez, Guzzone, Healey, Holmes, Hough, Howard, Hucker, Impallaria, Ivey, Kach, A. Kelly, Kipke, Kramer, Krebs, Lafferty, Lee, Love, Luedtke, McComas, McConkey, McDermott, McDonough, A. Miller, Minnick, Morhaim, Murphy, Myers, Nathan–Pulliam, Niemann, Oaks, Pena–Melnik, Pendergrass, Proctor, Ready, Reznik, B. Robinson, S. Robinson, Rosenberg, Rudolph, Serafini, Smigiel, Sophocleus, Stocksdales, Summers, Szeliga, F. Turner, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Vitale, Walker, M. Washington, Weir, and Wood**

AN ACT concerning

**Income Tax – Credit for Long–Term Care Premiums**

FOR the purpose of altering a certain limitation on a certain credit against the State income tax for certain long–term care insurance premiums paid by a taxpayer; altering the amount a taxpayer may claim as a credit for certain long–term care insurance purchased after a certain date; providing for the application of this Act; and generally relating to a certain income tax credit for eligible long–term care premiums.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–718

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 579 – Delegates Elliott, Afzali, Beitzel, Clagett, DeBoy, Fisher, Frank, Hough, James, Jameson, Kipke, Krebs, McComas, McConkey, McDonough, Minnick, Sophocleus, Stocksdales, Szeliga, Weir, Wilson, and Wood**

AN ACT concerning

**Veterans' Organizations – Instant Ticket Lottery Machines – Use of Proceeds**

FOR the purpose of altering the allocation of proceeds from instant ticket lottery machines operated by veterans' organizations in certain counties; requiring that a certain amount of the net after-payout proceeds be used to benefit a charity and the remainder of the proceeds to further the purposes of the veterans' organization; repealing a prohibition against using certain receipts from the sale of tickets from instant ticket lottery machines for a certain purpose under certain circumstances; repealing certain provisions regarding the composition of the Maryland Veterans Trust Fund; and generally relating to proceeds from instant ticket lottery machines operated by certain veterans' organizations.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–112, 9–120, and 9–913  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 580 – Delegates Beidle, Love, and Sophocleus**

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – National Electronics Museum**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of the National Electronics Museum, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.



**House Bill 581 – Delegates Hubbard, Bobo, Cullison, Donoghue,  
Pena–Melnik, and V. Turner**

AN ACT concerning

**Hospitals – Establishment of Palliative Care Programs – Required**

FOR the purpose of requiring certain hospitals to implement a certain palliative care program on or before a certain date; requiring the palliative care program to include certain policies and procedures; requiring certain counseling about palliative care to include certain information regarding certain rights of patients; requiring the Department of Health and Mental Hygiene to adopt certain regulations on or before a certain date; prohibiting certain regulations from requiring a palliative care program to be led by a certain physician; requiring the Department to conduct a certain survey of certain palliative care programs at certain intervals; requiring the Maryland Hospital Association to provide a certain report to the General Assembly on or before a certain date; defining certain terms; and generally relating to palliative care programs in hospitals in the State.

BY adding to

Article – Health – General

Section 19–308.9

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 582 – Delegate Jones**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Patricia and Arthur Modell  
Performing Arts Center at the Lyric**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$350,000, the proceeds to be used as a grant to the Board of Trustees of the Lyric Foundation, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 583 – Chair, Economic Matters Committee (By Request –  
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Unemployment Insurance – Relief from Charges for Overpayment of Benefits  
– Restrictions**

FOR the purpose of altering the circumstances under which the Secretary of Labor, Licensing, and Regulation is prohibited from removing a benefit charge from the earned rating record of an employing unit; requiring, except under certain circumstances, the Secretary to remove benefits charged to a not for profit organization or governmental entity from the account of the not for profit organization or governmental entity under certain circumstances; prohibiting the Secretary, under certain circumstances, from removing benefits charged to a not for profit organization or governmental entity; specifying that, for certain purposes, the employing unit or the employing unit's agent, not for profit organization, or governmental entity must raise the issue of good cause in writing and has the burden of proving good cause; prohibiting the Secretary from finding good cause under certain circumstances; providing for the application of this Act; and generally relating to the relief from charges for the overpayment of unemployment benefits.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 8–611 and 8–620  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 584 – Allegany County Delegation**

AN ACT concerning

**Bow Hunting – Possession of Handguns for Protection**

FOR the purpose of prohibiting the Department of Natural Resources from restricting certain licensed bow hunters from carrying a handgun under certain circumstances; defining a certain term; making stylistic changes; and generally relating to the use of weapons while hunting wildlife.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–408  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 585 – Delegates Reznik, Bromwell, Costa, Cullison, Donoghue, Elliott, Frank, Frick, Healey, Hubbard, A. Kelly, Kipke, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Ready, B. Robinson, Tarrant, and V. Turner**

AN ACT concerning

**Procurement – Subcontractor Equal Access to Bonding Act of 2013**

FOR the purpose of prohibiting a prime contractor from requiring certain bonding from a subcontractor on certain procurement contracts that is more stringent than certain bonding requirements for prime contractors on certain procurement contracts under a certain circumstance; requiring certain prime contractors and the State to be dual obligees on certain bonds under a certain circumstance; establishing certain underwriting requirements for certain bonds that are provided by subcontractors; requiring a subcontractor to provide certain evidence with a certain bond under certain circumstances; requiring a procurement officer to make a certain determination and to obtain advice from the Office of the Attorney General under certain circumstances; and generally relating to bonding requirements for subcontractors on procurement contracts with the State.

BY adding to

Article – State Finance and Procurement

Section 13–227

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Economic Matters.

**House Bill 586 – Delegates Clippinger, Anderson, DeBoy, McDermott, and Niemann**

AN ACT concerning

**Courts and Judicial Proceedings – Appeal on the Record – Nonincarcerable Traffic Violation**

FOR the purpose of altering the standard of review for an appeal in a criminal case in which a defendant has been charged with a certain nonincarcerable traffic violation from being tried de novo to being heard on a certain record; making stylistic changes; providing for the application of this Act; and generally relating

to the appeal of a criminal case in which a defendant has been charged with a nonincarcerable traffic violation.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 12–401(f)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 587 – Delegate Davis**

AN ACT concerning

**Electric Companies – Service Quality and Reliability Standards – Vegetation Management**

FOR the purpose of prohibiting a county or municipal corporation from enacting a local law that prevents an electric company from complying with certain vegetation management standards; defining a certain term; and generally relating to vegetation management.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–213(a) and (e)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Public Utilities  
Section 7–213(b), (c), and (d)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 588 – Delegate Anderson (By Request – Baltimore City Administration)**

AN ACT concerning

**Baltimore City – Children – Records Access**

FOR the purpose of authorizing access to certain court records and police records by the Baltimore City Health Department and the Baltimore City Mayor's Office on Criminal Justice under certain circumstances; requiring that certain records

concerning child abuse and neglect be disclosed to the Baltimore City Health Department under certain circumstances; requiring the Department of Juvenile Services to disclose to the Baltimore City Health Department certain records concerning certain children under certain circumstances; requiring the Department of State Police to provide to the Baltimore City Health Department and the Baltimore City Mayor's Office on Criminal Justice certain information concerning certain children under certain circumstances; requiring the Baltimore City Health Department and the Baltimore City Mayor's Office on Criminal Justice to keep certain information confidential; authorizing the Baltimore City Health Department and the Baltimore City Mayor's Office on Criminal Justice to use certain information solely for certain purposes; providing for the termination of this Act; and generally relating to records concerning children and access by the Baltimore City Health Department and the Baltimore City Mayor's Office on Criminal Justice.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–827(a) and 3–8A–27  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 1–202(b) and (c)(1)(v)  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

BY adding to  
Article – Human Services  
Section 9–219(f)  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

BY adding to  
Article – Public Safety  
Section 2–308(d)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 589 – Delegates Dwyer, Glass, Hough, Impallaria, K. Kelly, Kipke, McComas, McDermott, McDonough, Parrott, Smigiel, and Stocksdales**

AN ACT concerning

**Firearms Freedom Act**

FOR the purpose of prohibiting a certain public servant or dealer in the State from enforcing or attempting to enforce an act, a law, a statute, a rule, or a regulation of the United States government relating to a personal firearm, firearm accessory, or ammunition that is owned or manufactured commercially or privately in the State and that remains exclusively within the borders of the State; prohibiting an official, agent, or employee of the United States government from enforcing or attempting to enforce an act, an order, a law, a statute, a rule, or a regulation of the United States government on certain firearms, firearm accessories, or ammunition; providing criminal penalties for a violation of this Act; requiring the Attorney General to defend a certain individual; providing that a certain federal law, rule, regulation, or order is unenforceable in the State; defining a certain term; and generally relating to firearms.

BY adding to

Article – Public Safety

Section 5–144

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 590 – Delegates Arora, Afzali, Aumann, Barnes, Barve, Beitzel, Boteler, Braveboy, Cardin, Carr, Carter, Cluster, Conaway, Cullison, DeBoy, Dumais, Dwyer, Feldman, Frick, Frush, George, Gilchrist, Glass, Guzzone, Haddaway–Riccio, Hershey, Hixson, Holmes, Hough, Howard, Hucker, Impallaria, Ivey, Jacobs, Kaiser, A. Kelly, Kipke, Kramer, Krebs, Lee, Luedtke, McComas, McConkey, McDermott, McMillan, A. Miller, Mizeur, Morhaim, Myers, O'Donnell, Otto, Parrott, Reznik, B. Robinson, S. Robinson, Rosenberg, Schulz, Serafini, Simmons, Smigiel, Sophocleus, Stein, Stukes, Summers, Szeliga, Tarrant, F. Turner, Valderrama, Valentino–Smith, Vitale, Waldstreicher, Walker, A. Washington, M. Washington, Wilson, and Zucker**

AN ACT concerning

**Alcoholic Beverages – Direct Shipment – Kosher or Sacramental Wine Sold at Retail**

FOR the purpose of altering the qualifications of an applicant for a direct wine shipper's permit to include a person licensed by the State or licensed outside the State to engage in the retail sale of wine for consumption off the premises, subject to a certain provision of law; limiting the use of a direct wine shipper's permit by certain persons to the shipment to a consumer in the State of certain kosher wine or sacramental wine; authorizing a certain holder of a direct wine

shipper's permit to sell certain kosher wine or sacramental wine through a holder of a common carrier permit by receiving and filling orders that a consumer transmits by electronic or other means; and generally relating to the direct shipment of kosher wine or sacramental wine sold at retail by a holder of a direct wine shipper's permit.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 7.5–103 and 7.5–105  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 591 – Delegate Morhaim**

AN ACT concerning

#### **State Board of Pharmacy – Wholesale Distribution – Pharmacies**

FOR the purpose of limiting the authority of a pharmacy permit holder to engage in wholesale distribution; altering certain definitions; and generally relating to wholesale distribution and pharmacies.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 12–406 and 12–6C–01(i) and (v)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 592 – Delegates Kaiser, Barkley, Beidle, Bohanan, Carr, Carter, DeBoy, Dwyer, Glenn, Guzzone, Hogan, Lafferty, B. Robinson, Schulz, Sophocleus, Szeliga, V. Turner, and M. Washington**

AN ACT concerning

#### **Election Law – Reporting of Precinct Results**

FOR the purpose of requiring a local board of canvassers to prepare a statement of election results by precinct that includes all votes cast by voters registered in each precinct who voted provisionally, absentee, and early; requiring the State Board of Elections to prepare a report that includes election results by precinct all votes cast by voters registered in each precinct who voted provisionally, absentee, and early; and generally relating to the reporting of election results.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 11–402  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 593 – Allegany County Delegation**

AN ACT concerning

**Vehicle Laws – Maximum Speed Limits – Interstate 68**

FOR the purpose of establishing that the maximum speed limit on Interstate 68 may be up to a certain number of miles an hour; and generally relating to maximum speed limits.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–801.1  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 594 – Delegates McComas, Afzali, Aumann, Frank, George, and W. Miller**

AN ACT concerning

**Crimes Against Public Administration – Tampering with Evidence**

FOR the purpose of prohibiting a certain person from willfully altering, destroying, concealing, or removing a certain item with the intention of impairing the integrity of the item or the availability of the item in a certain investigation; prohibiting a person from willfully making, devising, preparing, presenting, offering, or using a certain item knowing it to be false and with the intention of misleading a certain public official or employee; establishing penalties for a violation of this Act; providing that a certain sentence may be separate from and consecutive to or concurrent with a sentence for a certain crime; defining a certain term; and generally relating to crimes against public administration.

BY adding to  
Article – Criminal Law  
Section 9–307



Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 595 – Delegate Davis**

AN ACT concerning

**Workers' Compensation – Retaliation by Employer – Prohibition**

FOR the purpose of expanding a provision of law prohibiting an employer from discharging a covered employee who files a claim for compensation under the Workers' Compensation law to include prohibiting an employer from retaliating in any way against a covered employee who files such a claim; applying a certain criminal penalty to a violation of this Act; authorizing a certain covered employee to bring a civil action against the employer for a certain violation; authorizing a court to grant certain relief for a certain violation under certain circumstances; providing for trial by jury under certain circumstances; providing that it is not a defense in a civil action under this Act that an employer was found not guilty in a certain criminal proceeding; providing for the construction of this Act; and generally relating to workers' compensation and retaliation against covered employees.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 9–1105  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 596 – Delegate Clippinger**

AN ACT concerning

**Civil Actions – Examination in Aid of Enforcement – Procedure After Arrest  
for Failure to Appear**

FOR the purpose of requiring that an individual arrested for failure to appear in court to show cause why the individual should not be found in contempt for failure to appear for an examination in aid of enforcement of a money judgment be taken immediately before a certain court or before a certain judicial officer for a certain determination; providing for the application of this Act; and generally relating to arrest for failure to appear in court in response to certain show cause orders.

BY adding to

Article – Courts and Judicial Proceedings

Section 6–411

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 597 – Delegate Clippinger**

AN ACT concerning

#### **Small Claims – Examination in Aid of Enforcement – Prohibition on Arrest or Incarceration for Failure to Appear**

FOR the purpose of prohibiting an individual from being arrested or incarcerated for failure to respond to certain orders to appear in court relating to an examination in aid of enforcement of a money judgment entered in a small claim action in the District Court; providing for the application of this Act; and generally relating to enforcement of certain money judgments.

BY adding to

Article – Courts and Judicial Proceedings

Section 11–704

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 598 – Delegate Carr**

AN ACT concerning

#### **Water and Sewer Service – Billing Period**

FOR the purpose of authorizing a political subdivision to bill for water service on an every other month basis; authorizing the Washington Suburban Sanitary Commission to bill for water and sewer usage charges on an every other month basis; and generally relating to bills for water and sewer service.

BY repealing and reenacting, without amendments,

Article – Environment

Section 9–720

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment  
Section 9–724(c)(1)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Public Utilities  
Section 16–101(a) and (b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 25–504(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

#### **House Bill 599 – Delegates Glenn and Conaway**

AN ACT concerning

##### **Courts – Jury Service – Employer Compensation**

FOR the purpose of requiring employers with a certain minimum number of employees to provide compensation to an employee as a result of responding to a summons for jury service; providing that the compensation shall be calculated on the basis of certain factors; providing for certain penalties; providing for the application of this Act; and generally relating to jury service.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 8–502  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

#### **House Bill 600 – Delegate Pena–Melnyk**

AN ACT concerning

##### **Maryland Medical Assistance Program – Judgments – Third–Party Tortfeasors**

FOR the purpose of requiring a certain judgment obtained in favor of a Maryland Medical Assistance Program recipient to be increased by a certain amount under certain circumstances; authorizing the Department of Health and Mental Hygiene to collect from a Program recipient the full amount of certain payments under certain circumstances; and generally relating to judgments in favor of Maryland Medical Assistance Program recipients and recovery of payments by the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 15–120  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 601 – Delegate Hubbard**

AN ACT concerning

### **Education – Loan Assistance – Professional Counselors and Alcohol and Drug Counselors**

FOR the purpose of requiring the Office of Student Financial Assistance of the Maryland Higher Education Commission to assist in the repayment of certain higher education loans owed by licensed clinical professional counselors or licensed clinical alcohol and drug counselors under certain circumstances; requiring that funds for the Janet L. Hoffman Loan Assistance Repayment Program include certain money paid to the Program from certain fees collected by the State Board of Professional Counselors and Therapists; requiring the Comptroller to distribute a certain amount of the fees received from the State Board of Professional Counselors and Therapists to the Office of Student Financial Assistance; and generally relating to the repayment of higher education loans owed by licensed clinical professional counselors and licensed clinical alcohol and drug counselors.

BY repealing and reenacting, without amendments,  
Article – Education  
Section 18–1501  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 18–1502 and 18–1504  
Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 17–206  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 602 – Delegates Zucker, Kaiser, and Luedtke**

AN ACT concerning

**Creation of a State Debt – Montgomery County – West Fairland Local Park  
Renovations**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$330,000, the proceeds to be used as a grant to the Maryland–National Capital Park and Planning Commission for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 603 – Delegates Lafferty, Anderson, Barnes, Bobo, Braveboy, Burns, Cane, Carr, Conaway, Frush, Gaines, Gilchrist, Healey, Hubbard, Hucker, Ivey, Kaiser, Luedtke, Mitchell, Nathan–Pulliam, Pena–Melnik, S. Robinson, Rosenberg, Summers, V. Turner, Waldstreicher, and M. Washington**

AN ACT concerning

**Home Act of 2013**

FOR the purpose of expanding the housing policy of the State to include providing for fair housing to all citizens regardless of source of income; prohibiting a person from refusing to sell or rent a dwelling to any person because of source of income; establishing certain qualifications and limitations on the general prohibition against discrimination in housing based on source of income; prohibiting a person from discriminating against any person in the terms, conditions, or privileges of the sale or rental of a dwelling because of source of income; prohibiting a person from making, printing, or publishing certain types of materials with respect to the sale or rental of a dwelling that indicate a preference, limitation, or discrimination on the basis of source of income;

prohibiting a person from falsely representing that a dwelling is not available for inspection, sale, or rental based on source of income; prohibiting a person from inducing or attempting to induce, for profit, a person to sell or rent a dwelling by making certain representations relating to the entry or prospective entry into the neighborhood of a person having a particular source of income; prohibiting a person whose business includes engaging in residential real estate transactions from discriminating against any person in making available a transaction, or in the terms or conditions of a transaction, because of source of income; prohibiting a person from denying a person, based on source of income, access to, or membership or participation in, a service, organization, or facility relating to the business of selling or renting dwellings, or discriminating against a person in the terms or conditions of membership or participation; prohibiting a person from, by force or threat of force, willfully injuring, intimidating, or interfering with any person because of source of income and because the person is negotiating for the sale or rental of any dwelling or participating in any service relating to the business of selling or renting dwellings; defining a certain term; providing that certain provisions concerning source of income do not apply to certain housing; providing that this Act does not limit the rights or remedies that are otherwise available to a landlord or tenant under any other law; requiring the Department of Housing and Community Development to evaluate the effectiveness of this Act in achieving its goals and to submit an interim report on the findings and recommendations of the Department to the Governor and the General Assembly on or before a certain date; requiring the Department to submit a final report on its findings and recommendations to the Governor and the General Assembly on or before a certain date; and generally relating to prohibitions against discrimination in housing based on source of income.

BY repealing and reenacting, with amendments,

Article – State Government

Section 20–701, 20–702, 20–704, 20–705, 20–707, and 20–1103

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 604 – Delegate Hough**

AN ACT concerning

#### **Department of Juvenile Services – Graduated Responses – Report**

FOR the purpose of requiring the Department of Juvenile Services to report to certain committees of the General Assembly on or before a certain date on the implementation of a system of graduated responses for children under the jurisdiction of the Department; defining a certain term; and generally relating to the Department of Juvenile Services and graduated responses.

Read the first time and referred to the Committee on Judiciary.

## **House Bill 605 – Delegate Clagett**

AN ACT concerning

### **Public–Private Partnerships**

FOR the purpose of establishing the policy of the State on public–private partnerships; altering provisions of law relating to public–private partnerships; establishing that the Court of Special Appeals has jurisdiction over certain immediate appeals related to certain public–private partnerships; establishing certain time limits related to certain appeals; authorizing a certain agency to establish a public–private partnership and execute an agreement in connection with any public infrastructure asset; providing that an agreement executed under a certain provision of law may include certain provisions; prohibiting certain units of State government from establishing a public–private partnership; requiring a certain agency to adopt certain regulations and establish certain processes for the development, solicitation, evaluation, award, and delivery of public–private partnerships; requiring certain legislative committees to review and comment on certain processes and regulations; requiring certain agencies to submit, on or before a certain date each year, certain reports to certain legislative committees; establishing certain requirements for certain reports; establishing deadlines for the review of certain presolicitation reports; requiring certain projects to comply with certain provisions of law; requiring a reporting agency to issue a public notice of solicitation for a public–private partnership under certain circumstances; requiring certain agencies to comply with certain requirements before issuing a solicitation for a public–private partnership; requiring a certain agency to make a certain responsibility determination concerning certain entities; authorizing a reporting agency to reimburse a private entity for certain costs and pay a certain entity for the right to use a certain work product; requiring a reporting agency to adopt certain regulations that establish the process for the reimbursement of a private entity; prohibiting a reporting agency from reimbursing a private entity under certain circumstances; requiring a certain agency to submit certain reports to certain officials and committees; requiring the Board of Public Works to approve or disapprove each partnership agreement; prohibiting the Board of Public Works from approving a public–private partnership agreement until the completion of certain review by certain officials and committees; establishing deadlines for the review of public–private partnership agreements; requiring a certain agency to post a certain agreement on a certain Web site; requiring certain entities to provide performance bonds; prohibiting a public–private partnership agreement from exceeding a certain number of years, with certain exceptions; prohibiting noncompete agreements for certain assets; authorizing the award of certain compensation under certain circumstances; establishing certain requirements for a final public–private partnership agreement; requiring certain proceeds to accrue to certain funds; requiring a certain agency to post on the Internet a

certain final agreement; authorizing a certain agency to establish by regulation certain application fees for certain unsolicited proposals; establishing certain requirements for certain unsolicited proposals; providing that certain provisions of the State ethics law do not preclude a certain individual or firm from entering into a certain agreement; specifying the provisions that a public–private partnership agreement must, may, and may not include; authorizing the Board of Public Works to grant a waiver from a certain time limitation under certain circumstances; providing, under certain circumstances, that the provisions of the Minority Business Enterprise Program apply to public–private partnerships; prohibiting the Board of Public Works from approving a public–private partnership agreement until the reporting agency, in consultation with certain entities, establishes certain minority business enterprise goals and procedures; requiring that certain goals and procedures be based on the requirements of certain provisions of law; requiring a circuit court to decide a certain motion within a certain period of time; exempting public–private partnerships from certain requirements of the State procurement law; altering the requirement that the Maryland Transportation Authority provide certain information to certain entities before entering into a certain contract or agreement; repealing a certain obsolete provision; defining certain terms; altering certain definitions; providing for the application of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to public–private partnerships.

BY adding to

Article – Courts and Judicial Proceedings  
Section 12–310  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement  
Section 10A–101  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing

Article – State Finance and Procurement  
Section 10A–102  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement  
Section 10A–102 through 10A–105 to be under the new subtitle “Subtitle 1. Definitions; General Provisions”; 10A–201 through 10A–204 to be under the new subtitle “Subtitle 2. Solicited Proposals”; 10A–301 to be under the new subtitle “Subtitle 3. Unsolicited Proposals”; 10A–401 through



10A-404 to be under the new subtitle “Subtitle 4. Public-Private Partnership Agreements”; and 11-203(h)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 4-205  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Transportation  
Section 4-406  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters and the Committee on Appropriations.

## MESSAGE FROM THE SENATE

### FIRST READING OF SENATE BILLS

#### Senate Bill 12 – Senator Zirkin

AN ACT concerning

#### **Labor and Employment – Leave – Deployment of Family Members in the Armed Forces**

FOR the purpose of authorizing certain employees to take leave from work on the day that an immediate family member is leaving for, or returning from, active duty outside the United States as a member of the armed forces of the United States; prohibiting an employer from requiring an employee to use certain leave when taking leave under this Act; authorizing an employer to require an employee who requests leave under this Act to submit certain proof to the employer; defining certain terms; and generally relating to the use of leave by employees and the deployment of immediate family members in the armed forces.

BY adding to  
Article – Labor and Employment  
Section 3-803  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 98 – Senator Klausmeier**

AN ACT concerning

**Business Regulation – Other Tobacco Products – Wholesalers – License Fee  
Exception for Cigarette Subwholesalers**

FOR the purpose of exempting a person who is licensed under a certain provision of law to act as a cigarette subwholesaler from the requirement that an applicant for a license to act as an other tobacco products wholesaler pay a certain license fee; and generally relating to license fee requirements for other tobacco products wholesalers.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 16.5–203(d)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**THE COMMITTEE ON ECONOMIC MATTERS REPORT #1**

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

**House Bill 75 – Delegate Feldman**

AN ACT concerning

**Utility Service Protection Program – Annual Report – Deadline**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

**House Bill 89 – Delegates Barkley, Barnes, Burns, Clagett, Davis, Feldman, Haddaway–Riccio, Hershey, Impallaria, Ivey, Jameson, Kaiser, Love, Luedtke, McDermott, W. Miller, Minnick, Reznik, S. Robinson, Rudolph, Schulz, Summers, Vaughn, and Zucker**

AN ACT concerning

**Gas Companies – Rate Regulation – Infrastructure Replacement Surcharge****HB0089/803798/1**

BY: Economic Matters Committee

**AMENDMENTS TO HOUSE BILL 89**  
(First Reading File Bill)**AMENDMENT NO. 1**On page 1, in line 16, strike “a” and substitute “an approved”.**AMENDMENT NO. 2**On page 3, in line 24, strike “AND”; and in line 26, after “PLAN” insert “;AND”**(IV) ANY OTHER INFORMATION THE COMMISSION  
CONSIDERS NECESSARY TO EVALUATE THE PLAN”.**

On page 4, in lines 3 and 6, in each instance, after “PROJECT” insert “,BASED ON NEW ASSETS LESS RETIRED PLANT”; in lines 20 and 21, strike “ON EACH RESIDENTIAL CUSTOMER ACCOUNT”; in line 26, after “ACCOUNT” insert “,BUT SHALL BE CAPPED UNDER ITEM (II) OF THIS PARAGRAPH”; and in line 27, after “(II)” insert “TO CREATE A SURCHARGE CAP FOR ALL CUSTOMER CLASSES,”.

**AMENDMENT NO. 3**On page 5, in line 14, strike “A” and substitute “AN APPROVED”; in line 22, after “(4)” insert “(I)”; and after line 24, insert:**“(II) COSTS RECOVERED UNDER THE SCHEDULE APPROVED  
IN SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY RELATE ONLY TO THE  
PROJECTS WITHIN THE PLAN APPROVED BY THE COMMISSION.”.**

On page 6, in line 4, strike “UNJUSTIFIED” and substitute “NOT REASONABLE OR PRUDENT”; in lines 19 and 23, in each instance, strike “A PROJECT IN”; strike beginning with “AN” in line 29 down through “PLAN” in line 30 and substitute “A RECONCILIATION”; strike beginning with “ESTIMATED” in line 31 down through “IN” in line 32 and substitute “ACTUAL COST OF”; and in line 32, after the first “THE” insert “ACTUAL”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate McDonough moved to make the Bill a Special Order for February 1, 2013.

The motion was adopted.

### **MINORITY LEADERSHIP APPOINTMENTS**

January 31, 2013

**RESOLVED, THAT THE FOLLOWING MEMBERS BE APPOINTED BY THE MINORITY LEADERSHIP:**

Minority Leader, The Hon. Anthony J. O'Donnell

Minority Whip, The Hon. Jeannie Haddaway-Riccio

Assistant Minority Leader, The Hon. Nancy R. Stocksdales

Assistant Minority Whip, The Hon. Andrew A. Serafini

Chief Deputy Whip, The Hon. William J. Frank

Caucus Chairman, The Hon. Adelaide C. Eckardt

**RESOLVED, THAT THE FOLLOWING MEMBERS BE APPOINTED DEPUTY MINORITY WHIPS:**

The Hon. Susan W. Krebs

The Hon. Susan L.M. Aumann

The Hon. Patrick Hogan

The Hon. Mark Fisher

The Hon. Steven R. Schuh

The Hon. Donna M. Stifler

Read and ordered journalized.

**LETTERS OF REASSIGNMENT****MEMORANDUM**

To: Hon. Dereck E. Davis, Chairman, ECM  
From: Michael E. Busch, Speaker  
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 349	HGO

Read and ordered journalized.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 131 Members present.

(See Roll Call No. 44)

**ADJOURNMENT**

At 10:38 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Friday, February 1, 2013.

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**Annapolis, Maryland  
Friday, February 1, 2013**

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The House met at 11:07 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Cathy Vitale of Anne Arundel County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 45)

The Journal of January 31, 2013 was read and approved.

**EXCUSES:**

Del. Clagett – personal  
Del. Donoghue – illness  
Del. Kach – illness  
Del. McDonough – personal  
Del. Myers – doctor’s appointment  
Del. Rosenberg – personal  
Del. Schulz – personal  
Del. Simmons – illness  
Del. Vallario – personal

**INTRODUCTION OF BILLS**

**House Bill 606 – Delegates Griffith, Braveboy, and Davis**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – New Revival Center of  
Renewal**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of New Revival Center of Renewal, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a

deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 607 – Delegates Kaiser, Zucker, and Luedtke**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Falling Green at OBGC Park Renovations**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$75,000, the proceeds to be used as a grant to the Board of Directors of the Olney Boys and Girls Community Sports Association, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 608 – Delegates Gaines, Healey, and A. Washington**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Riverdale Park Town Hall Youth and Community Wing**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Mayor and Town Council of the Town of Riverdale Park for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 609 – Delegates Kaiser, Zucker, Luedtke, Arora, Barkley, Cullison, Hixson, and Kramer**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Olney Theatre Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of Olney Theatre Center for the Arts, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 610 – Delegates Luedtke, Zucker, and Kaiser**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Laytonsville District  
Volunteer Fire Station**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of Laytonsville District Volunteer Fire Department, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 611 – Delegate Beitzel**

AN ACT concerning

**Creation of a State Debt – Adventure Sports Center International Site**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$450,000, the proceeds to be used as a grant to the Board of County Commissioners of Garrett County for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 612 – Delegates Hershey, Jacobs, and Smigiel**

EMERGENCY BILL



AN ACT concerning

**Queen Anne's County – Turkey Hunting on Private Property – Sundays**

FOR the purpose of authorizing a person to hunt turkey on private property on certain Sundays in Queen Anne's County; making this Act an emergency measure; and generally relating to turkey hunting on private property on Sundays.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 10–410(a)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 613 – Chair, Environmental Matters Committee and Chair, Ways and Means Committee (By Request – Departmental – Planning)**

AN ACT concerning

**Sustainable Communities – Designation and Financing**

FOR the purpose of authorizing municipal corporations and certain counties to finance the cost of certain infrastructure improvements in a sustainable community in the same manner as a transit-oriented development under certain circumstances; authorizing a political subdivision to use certain alternative local tax revenues for tax increment financing in connection with a sustainable community under certain circumstances; providing that bonds can be used for certain purposes in sustainable communities under certain circumstances; authorizing a political subdivision to determine a certain base of a certain brownfields site under certain circumstances; authorizing a political subdivision to pledge tax increment revenue to secure the payment of obligations to the Maryland Economic Development Corporation for infrastructure improvements located in a sustainable community; providing for the construction of this Act; providing that certain political subdivisions will get priority for State funding under certain circumstances; defining and altering certain terms; and generally relating to sustainable communities.

BY repealing and reenacting, with amendments,

Article 23A – Corporations – Municipal

Section 44A(b)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 9–1301(c)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 9–1301(c)(2)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 12–201, 12–203, and 12–207 through 12–211  
Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Housing and Community Development  
Section 6–201(l) and 6–205(a)  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters and the Committee on Ways and Means.

**House Bill 614 – Delegates Bromwell, Boteler, Cluster, Impallaria, and Szeliga**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Perry Hall High School Stadium Scoreboard**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$55,000, the proceeds to be used as a grant to the Board of Directors of the Perry Hall High School Athletic Booster Club, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 615 – Delegates Bromwell, Szeliga, Boteler, Cluster, and Impallaria**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Kingsville Volunteer Fire Company**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of the Kingsville Volunteer Fire Company, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 616 – Chair, Appropriations Committee (By Request – Departmental – University System of Maryland)**

AN ACT concerning

**Academic Facilities Bonding Authority**

FOR the purpose of approving certain projects for the acquisition, development, and improvement of certain academic facilities for the University System of Maryland; approving the issuance of bonds by the University System of Maryland in a certain total principal amount for financing the projects; providing that the bonds issued under the authority of this Act are not a debt or obligation of the State or any of its subdivisions; and generally relating to academic facilities bonding authority of the University System of Maryland and specified projects.

Read the first time and referred to the Committee on Appropriations.

**House Bill 617 – Delegate Clagett**

AN ACT concerning

**Creation of a State Debt – Frederick County – Color on the Creek Improvements**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$20,000, the proceeds to be used as a grant to the Board of Directors of Friends of Carroll Creek Urban Park, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 618 – Delegates Smigiel, Bates, Cane, Cardin, Frank, Hogan, Howard, Jacobs, Kramer, McDermott, McDonough, Stifler, and Wood**

**EMERGENCY BILL**

AN ACT concerning

**Civil Actions – Liability for Personal Injury or Death Caused by Dog**

FOR the purpose of establishing that the owner of a dog running at large is liable for damages for personal injury or death caused by a dog bite, under certain circumstances; establishing certain exceptions; establishing that certain common law is retained as to certain owners of real property and certain other persons; providing for the construction and application of this Act; stating the intent of the General Assembly; defining a certain term; making this Act an emergency measure; and generally relating to civil liability for personal injury or death caused by dogs.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–1901 to be under the new subtitle “Subtitle 19. Liability for Personal Injury or Death Caused by Dog”

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 619 – Delegates Barve, Branch, Clagett, Gilchrist, Luedtke, and F. Turner**

**EMERGENCY BILL**

AN ACT concerning

**Vehicle Laws – Intercounty Connector – Maximum Speed Limit**

FOR the purpose of increasing the maximum speed limit on the Intercounty Connector; defining a certain term; making this Act an emergency measure; and generally relating to maximum speed limits.

BY repealing and reenacting, without amendments,

Article – Transportation

Section 4–321(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation  
Section 21–801.1(b), (d), and (e)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Transportation  
Section 21–801.1(g)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 620 – Delegates Olszewski, Arora, Bromwell, Cardin, DeBoy, Elliott, Frank, Frick, Krebs, Pendergrass, Reznik, Sophocleus, Stocksdale, M. Washington, Weir, Wood, and Zucker**

AN ACT concerning

**Campaign Finance – Contributions – Disclosure**

FOR the purpose of requiring a campaign finance entity to report certain information on its campaign finance reports for each contribution the entity receives; authorizing a campaign finance entity to report a maximum of a certain amount of contributions in an election cycle on its campaign finance reports without providing certain information about each contribution; requiring that contributions reported on or after a certain date shall be considered in making a certain determination under this Act; providing that certain reporting requirements under this Act apply only to campaign finance reports filed on or after a certain date; and generally relating to the disclosure of information concerning contributions in campaign finance reports.

BY repealing and reenacting, with amendments,

Article – Election Law  
Section 13–240 and 13–304  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 621 – Delegates Niemann and Hucker**

AN ACT concerning

**Maryland Energy Administration – Regulated Sustainable Energy Contract Program**

FOR the purpose of authorizing the Maryland Energy Administration to create a Regulated Sustainable Energy Contract Program to authorize qualified contractors to provide residential renewable energy installations and residential energy efficiency measures to residential property owners under certain regulated sustainable energy contracts; stating the intent of the General Assembly; requiring the Administration to manage, supervise, and administer a certain Program; requiring the Administration to adopt certain regulations under certain circumstances; authorizing the Administration to enter into certain contracts; authorizing the Administration to collect certain reasonable fees from qualified contractors; authorizing the Administration to authorize certain qualified contractors to enter into certain regulated sustainable energy contracts with certain persons, directly bill certain persons, and enforce payment under a certain regulated sustainable energy contract according to certain provisions; authorizing the Administration to limit certain authorizations in a certain manner or to authorize more than one qualified contractor to operate in a certain territory or offer certain products; requiring the Administration to perform a certain study before developing and implementing a certain Program; authorizing the Administration to develop and implement a test or pilot program; requiring a regulated sustainable energy contract to meet certain requirements established by the Administration and to require certain actions; requiring the Administration, by regulation or order, to establish certain requirements for a certain regulated sustainable energy contract; prohibiting a certain qualified contractor from entering into a certain regulated sustainable energy contract unless certain conditions have been met; authorizing a property owner to subject property to a certain regulated sustainable energy contract by recording or authorizing the recordation of the regulated sustainable energy contract in a certain manner; providing that a person that acquires property subject to a certain regulated sustainable energy contract assumes a certain obligation; authorizing the Administration to revoke a certain authorization if the Administration makes a certain determination; authorizing a certain qualified contractor to collect payments that are in arrears under a certain regulated sustainable energy contract, by the imposition of a lien on a certain property in accordance with the Maryland Contract Lien Act; adding a certain regulated sustainable energy contract recorded under a certain provision of law to the definition of a “contract” under the Maryland Contract Lien Act; requiring the Administration to report to the General Assembly on or before a certain date; defining certain terms; and generally relating to the Regulated Sustainable Energy Contract Program.

BY adding to

Article – State Government

Section 9–20C–01 through 9–20C–08 to be under the new subtitle “Subtitle 20C.  
Regulated Sustainable Energy Contracts”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Real Property

Section 14–201(b)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Real Property

Section 14–202

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 622 – Delegates Szeliga, Boteler, Cane, Eckardt, Haddaway–Riccio, Hershey, Impallaria, Jacobs, McDermott, McDonough, Minnick, O'Donnell, Otto, Smigiel, Weir, and Wood**

AN ACT concerning

**Natural Resources – Oyster Harvesting – Distribution of Oyster Tags**

FOR the purpose of requiring the Department of Natural Resources to provide a certain minimum quantity of oyster tags when the Department distributes oyster tags to an individual licensed to catch oysters; defining a certain term; and generally relating to oyster harvesting.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 4–1018

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 623 – Delegates Smigiel, Afzali, Glass, Hough, and McDermott**

AN ACT concerning

**Environment – Sediment Control – Agricultural Land Management Practices**

FOR the purpose of defining “agricultural land management practices” to clarify the application of a certain exemption from certain sediment control requirements; and generally relating to agricultural land management practices.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 4–101.1  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 4–102  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 624 – Delegates Pena–Melnyk and Kipke**

AN ACT concerning

#### **State Board of Nursing – Licensure by Endorsement – Clinical Experience**

FOR the purpose of clarifying that certain applicants for license by endorsement are required to have a certain active unencumbered license; requiring certain applicants to submit certain applications to the State Board of Nursing and submit to certain criminal history records checks; authorizing the Board to waive certain clinical experience requirements under certain circumstances; requiring the Board to adopt certain regulations; requiring the Board to report to certain committees of the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the authority of the State Board of Nursing, licensure by endorsement, and clinical experience.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 8–307  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 625 – Delegates S. Robinson and Malone**

AN ACT concerning

#### **Environment – Dental Radiation Machines – Maintenance and Inspections**



FOR the purpose of repealing a provision authorizing the delay of an annual inspection fee under certain circumstances; requiring a dental radiation machine at a certain dental office or facility to be maintained according to certain specifications or at least annually; requiring maintenance of a dental radiation machine to be performed within a certain period of time by a service provider that is registered with the Department of the Environment; requiring a dental office or facility to maintain certain documentation and reports; requiring a dental office or facility to provide certain information to the Department within a certain period of time; repealing the prohibition against inspecting a dental radiation machine more than once every three years; repealing the authorization for a State inspector to inspect a dental radiation machine under certain circumstances; authorizing the Department to inspect a dental radiation machine under certain circumstances; making conforming changes; and generally relating to the maintenance and inspections of dental radiation machines.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 8–301(c)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 626 – Delegates Mitchell, Vallario, Bobo, Carr, Clippinger, Gilchrist, Guzzone, Ivey, A. Kelly, Lee, Luedtke, S. Robinson, Simmons, M. Washington, and Zucker**

AN ACT concerning

### **Register of Wills – Salary**

FOR the purpose of altering a certain limit on the maximum salary that the Board of Public Works may set for a register of wills; providing that this Act does not apply to the salary or compensation of an incumbent register of wills during a certain term of office; and generally relating to the salary of a register of wills.

BY repealing and reenacting, without amendments,  
Article – Estates and Trusts  
Section 2–205(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 2–205(b)  
Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 627 – Delegates Valentino-Smith, Clippinger, Cluster, Costa, Dumais, Eckardt, Hough, Howard, Hubbard, Kipke, Kramer, Krebs, McComas, McDermott, Niemann, Parrott, S. Robinson, Schulz, Sophocleus, Swain, V. Turner, Valderrama, and Vitale**

AN ACT concerning

**Vehicle Laws – Accidents Resulting in Injury – Mandatory Drug and Alcohol Testing**

FOR the purpose of altering the circumstances under which a person who is involved in a motor vehicle accident is required to submit to certain drug or alcohol testing when the person is detained by a police officer who has reasonable grounds to believe that the person has been driving or attempting to drive in violation of certain drug- or alcohol-related driving restrictions; requiring a person involved in a motor vehicle accident that results in an injury to another person that requires the removal of the other person to a medical facility to submit to certain drug or alcohol testing under certain circumstances; and generally relating to accidents resulting in injury and mandatory drug and alcohol testing.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 16–205.1(c)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 628 – Delegates Norman, Niemann, Healey, Holmes, Jacobs, S. Robinson, and Stein**

AN ACT concerning

**Real Property – Maryland Contract Lien Act – Monetary Judgments**

FOR the purpose of clarifying that the party entitled to enforce a lien on property under the Maryland Contract Lien Act may bring suit for a monetary judgment for the lien amount, plus costs and attorney's fees, without foreclosing on the property subject to the lien, or if the property subject to the lien has been foreclosed, may maintain suit in the foreclosure proceeding or bring a separate suit for a monetary judgment for any deficiency amount, plus costs and

attorney's fees under certain circumstances; and generally relating to monetary judgments under the Maryland Contract Lien Act.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 14–204  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 629 – Delegates Norman, Carr, Gilchrist, Jacobs, Niemann,  
S. Robinson, and Stein**

AN ACT concerning

**Courts – Garnishment of Joint Account – Burden of Proof  
(Bank Customer Protection Act)**

FOR the purpose of establishing that an account holder has the burden of proving that a garnishment against property held in a certain joint account is not valid; and generally relating to the garnishment of joint accounts.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 11–603  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 630 – Delegates Nathan–Pulliam, Eckardt, Elliott, Hubbard, Jones,  
A. Kelly, Krebs, Murphy, Oaks, Pena–Melnik, Reznik, Tarrant, and  
V. Turner**

AN ACT concerning

**Rules of Interpretation – Interpretation of “Physician” – Inclusion of  
Advanced Practice Nurse and Physician Assistant**

FOR the purpose of requiring that, under certain circumstances, the term “physician” be interpreted to include an “advanced practice nurse” and a “physician assistant”; prohibiting, under certain circumstances, a requirement for additional authorization of a unit of State government to endorse a document under the application of a certain provision of this Act; providing for the construction and application of this Act; defining certain terms; and generally relating to the interpretation of “physician” under State law.

BY adding to

Article 1 – Rules of Interpretation

Section 34A

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 631 – Delegates Hough, Hogan, Krebs, McDermott, Mitchell, and Valentino-Smith**

AN ACT concerning

**Family Law – Preventing or Interfering with Report of Suspected Child Abuse or Neglect**

FOR the purpose of prohibiting an individual from preventing or interfering with the making of a certain report of suspected child abuse or neglect; specifying a penalty for a violation of this Act; and generally relating to the reporting of suspected child abuse or neglect.

BY repealing and reenacting, without amendments,

Article – Family Law

Section 5–704(a) and 5–705.1(c)(1) and (2)

Annotated Code of Maryland

(2012 Replacement Volume)

BY adding to

Article – Family Law

Section 5–705.2

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 632 – Delegate K. Kelly**

AN ACT concerning

**Family Investment Program – State Government Hiring Plans – Application**

FOR the purpose of providing that certain requirements for developing and implementing a certain plan for the hiring by principal departments of State government of certain recipients and children of certain recipients under the Family Investment Program, foster youth, and obligors do not apply to the

Department of Transportation; and generally relating to certain governmental hiring plans and the Family Investment Program.

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 5–304(b)  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 633 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Supplementary Salary  
MC/PG 106–13**

FOR the purpose of authorizing the County Council of Montgomery County and the County Council of Prince George’s County to jointly authorize a certain supplementary salary for the members of the Washington Suburban Sanitary Commission appointed from their respective counties; and generally relating to supplementary salaries of the members of the Washington Suburban Sanitary Commission.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 17–107  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 634 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Water Conservation On–Bill  
Financing Program  
MC/PG 104–13**

FOR the purpose of authorizing the Washington Suburban Sanitary Commission to establish the Water Conservation On–Bill Financing Program for a certain purpose; authorizing the Commission, by resolution, to issue bonds to finance or refinance certain costs of the Program; providing that the bonds are limited

obligations, payable solely from certain revenues or certain other money, and do not constitute a pledge of the faith and credit of certain entities; requiring the Commission to determine certain provisions of certain bonds; providing that a certain signature is valid in certain circumstances; establishing that certain bonds are negotiable instruments; authorizing the Commission to sell certain bonds in a certain manner; providing for the use of the proceeds of a certain bond issuance; authorizing certain sources of security or payment for certain bonds; authorizing the Commission to issue certain revenue refunding bonds; authorizing the Commission to enter into a certain trust agreement for a certain purpose; exempting certain bonds and associated funds from certain taxes; requiring the Program to require a customer to repay certain financial assistance through a certain surcharge; providing that a person that acquires property subject to a certain surcharge assumes the obligation to pay the surcharge; providing that a certain surcharge constitutes a lien on certain property; requiring the Program to include certain eligibility requirements, application procedures, a certain financing charge or fee calculation method, standards for determining certain repayment provisions, and loan terms and conditions; providing for the application of certain provisions of law; defining certain terms; and generally relating to the Water Conservation On-Bill Financing Program of the Washington Suburban Sanitary Commission.

BY adding to

Article – Public Utilities

Section 22–301 through 22–310 to be under the new subtitle “Subtitle 3. Water Conservation Financing Bonds”; and 25–601 through 25–603 to be under the new subtitle “Subtitle 6. Water Conservation On-Bill Financing Program”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 635 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Restrictions on Commissioners from Montgomery County**  
**MC/PG 102–13**

FOR the purpose of repealing a requirement that not more than three members of the Maryland–National Capital Park and Planning Commission from Montgomery County be members of the same political party; and generally relating to restrictions on members of the Maryland–National Capital Park and Planning Commission from Montgomery County.

BY repealing and reenacting, with amendments,  
Article – Land Use  
Section 15–102  
Annotated Code of Maryland  
(2012 Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 636 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary District – System Development Charge –  
Exemptions  
MC/PG 103–13**

FOR the purpose of authorizing the County Councils of Montgomery County and Prince George’s County to grant an exemption from a system development charge imposed by the Washington Suburban Sanitary Commission for certain properties owned by certain entities that are exempt from federal taxation and the primary mission and purpose of which are to provide programs and services to youth under certain circumstances; limiting the amount of a certain exemption from a system development charge; providing for the termination of this Act; and generally relating to the Washington Suburban Sanitary District and the system development charge.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 25–403  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 637 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – High  
Performance Buildings  
MC/PG 101–13**

FOR the purpose of requiring certain buildings owned by the Maryland–National Capital Park and Planning Commission to be high performance buildings under certain circumstances; exempting certain building types from certain high

performance building standards; authorizing the Commission to request a certain waiver from certain high performance building standards from a certain county; authorizing a certain county council, with approval of the county executive, to issue a certain waiver under certain circumstances; expressing a certain intent of the General Assembly; defining certain terms; and generally relating to the Maryland–National Capital Park and Planning Commission and high performance buildings.

BY adding to

Article – Land Use

Section 17–214

Annotated Code of Maryland

(2012 Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 638 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Minority Business Enterprise Programs – Annual Report  
MC/PG 107–13**

FOR the purpose of altering the date by which the Washington Suburban Sanitary Commission shall issue to the Montgomery County and Prince George’s County Senate and House Delegations to the Maryland General Assembly a certain annual report regarding certain minority business enterprise programs; and generally relating to the submission of an annual report on minority business enterprise programs by the Washington Suburban Sanitary Commission.

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 20–207

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 639 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning



**Maryland–Washington Metropolitan District and Regional District –  
Boundaries – City of Laurel  
MC/PG 111–13**

FOR the purpose of altering a certain provision of law to provide that the boundaries of the Maryland–Washington Metropolitan District do not include certain property annexed by the City of Laurel during a certain time period; altering a certain provision of law to provide that the boundaries of the Maryland–Washington Regional District include all of Prince George’s County except the City of Laurel as its boundaries are defined as of a certain date and certain property annexed by the City of Laurel during a certain time period; and generally relating to the boundaries of the Maryland–Washington Metropolitan District and the Maryland–Washington Regional District.

BY repealing and reenacting, without amendments,  
Article – Land Use  
Section 19–102  
Annotated Code of Maryland  
(2012 Volume)

BY repealing and reenacting, with amendments,  
Article – Land Use  
Section 20–101  
Annotated Code of Maryland  
(2012 Volume)

BY repealing and reenacting, with amendments,  
Chapter 426 of the Acts of the General Assembly of 2012  
Section 11 1(b)(3)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 640 – Montgomery County Delegation and Prince George’s County  
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Sewage Leaks – Notice  
Requirements  
MC/PG 115–13**

FOR the purpose of requiring the Washington Suburban Sanitary Commission to notify certain local governments and include notice on the Commission’s Web site about a sewage leak under certain circumstances; requiring the Commission to adopt regulations to implement this Act; and generally relating to notice requirements about sewage leaks and the Washington Suburban Sanitary Commission.

BY adding to

Article – Public Utilities

Section 24–202 to be under the amended subtitle “Subtitle 2. Sewer Cleaning and Sewage Leaks”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 641 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Drinking Water and  
Wastewater Effluent – Testing  
MC/PG 113–13**

FOR the purpose of requiring the Washington Suburban Sanitary Commission to conduct quarterly testing of drinking water and wastewater effluent in Commission facilities for certain unregulated contaminants beginning on a certain date; requiring the Commission to report the results of the quarterly testing to the county executives of Montgomery County and Prince George’s County and publish the results on its Web site within a certain time period after receiving the results; and generally relating to the testing of drinking water and wastewater effluent for certain contaminants by the Washington Suburban Sanitary Commission.

BY adding to

Article – Public Utilities

Section 28–301 to be under the new subtitle “Subtitle 3. Drinking Water and Wastewater Effluent Testing”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 642 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Sewage Leaks – Posting  
Requirements  
MC/PG 114–13**

FOR the purpose of requiring the Washington Suburban Sanitary Commission to post warning signs at each public access point to a waterway that is contaminated by a sewage leak under certain circumstances; requiring the Commission to adopt regulations to implement this Act; defining a certain term; and generally relating to posting requirements about sewage leaks of the Washington Suburban Sanitary Commission.

BY adding to

Article – Public Utilities

Section 24–202 to be under the amended subtitle “Subtitle 2. Sewer Cleaning and Sewage Leaks”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 643 – Delegates Boteler, Afzali, Aumann, Dwyer, Elliott, Krebs, Stocksdales, and Weir**

AN ACT concerning

**Public Safety – Regulated Firearms – Exemption from Training Course**

FOR the purpose of providing an exemption from certain requirements to complete a certain firearms training course if an individual is a retired law enforcement officer of a unit of the federal government, the State, or any local law enforcement agency in the State; and generally relating to applicants for regulated firearms.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5–119 and 5–134(c)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 644 – Delegate Olszewski**

AN ACT concerning

**Income Tax – Electronic Filing – Designation to Purchase Federal Savings Bonds**

FOR the purpose of allowing an individual who files an income tax return electronically to elect to use a certain income tax refund to purchase certain bonds; specifying that the individual must make the designation in certain

increments; requiring the Comptroller to send a certain portion of the individual's refund to the individual; requiring the Comptroller to adopt certain regulations; providing for the application of this Act; and generally relating to the State income tax and income tax refunds.

BY adding to

Article – Tax – General

Section 10–804(k)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 645 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County – Sale of Alcoholic Beverages – Distance from Schools, Places of Worship, or Youth Centers MC 16–13**

FOR the purpose of authorizing the Montgomery County Board of License Commissioners to approve, by majority vote rather than unanimous action, the application for a license to sell alcoholic beverages more than a certain distance away from certain schools, places of worship, or youth centers; making certain stylistic changes; and generally relating to the sale of alcoholic beverages in Montgomery County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 9–216(a)(1) and (3)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 646 – Montgomery County Delegation**

AN ACT concerning

#### **Gaming – Instant Ticket Lottery Machines – Veterans' Organizations MC 5–13**

FOR the purpose of removing Montgomery County from a certain list of exempted counties so as to allow certain veterans' organizations in the county to be licensed to sell certain lottery machine tickets under certain circumstances; authorizing veterans' organizations in Montgomery County to be licensed to

operate not more than a certain number of instant ticket lottery machines; specifying the manner in which the State Lottery and Gaming Control Agency shall ensure that the element of chance in the conduct of gaming through instant ticket lottery machines is consistent with a certain court decision; and generally relating to instant ticket lottery machines.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–112  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 647 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County – Town of Kensington – Beer and Wine Sampling or Tasting MC 9–13**

FOR the purpose of authorizing the Montgomery County Board of License Commissioners to issue up to a certain number of additional licenses to certain licensees for holding beer and wine tastings or samplings in the Town of Kensington; making the licenses subject to certain requirements; and generally relating to beer and wine tasting or sampling in the Town of Kensington.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 8–216(a)(2)(v)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 648 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County – Winery Special Event Permits – Farmers’ Markets MC 3–13**

FOR the purpose of altering the number of winery special event permits that may be issued to certain wineries for use at certain farmers’ markets in Montgomery County so as to authorize issuance of not more than one winery special event

permit per week; and generally relating to winery special event permits for use at farmers' markets in Montgomery County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 2–101(u)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 2–101(u)(8)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 649 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County – Alcoholic Beverages – Refillable Beer Containers MC 4–13**

FOR the purpose of authorizing the Board of License Commissioners for Montgomery County to issue a refillable container permit to a holder of a certain alcoholic beverages license under certain circumstances; providing for the renewal of the permit; authorizing a holder of a Class B beer and light wine license or a Class D beer and light wine license to sell draft beer in certain refillable containers for consumption off the licensed premises; specifying the term of and hours of sale for the permit; providing that a holder of the permit may refill only a refillable container that was branded by the permit holder; authorizing the Board of License Commissioners to adopt certain regulations; and generally relating to alcoholic beverages in Montgomery County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 5–201(a)(1) and 5–401(a)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 5–201(q) and 5–401(q)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 650 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Prevailing Wage  
MC/PG 112–13**

FOR the purpose of applying certain provisions relating to prevailing wage rates for public work contracts to certain contracts entered into by the Washington Suburban Sanitary Commission under certain circumstances; altering a certain definition; and generally relating to the prevailing wages for public work contracts entered into by the Washington Suburban Sanitary Commission.

BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 17–201(a) and (j)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 17–201(i) and 17–202  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters and the Committee on Environmental Matters.

**House Bill 651 – Delegate Cluster**

AN ACT concerning

**Criminal Law – Contraband – Telecommunication Devices – Penalty**

FOR the purpose of prohibiting a person from attempting to deliver a telecommunication device to a person detained or confined in a certain place of confinement; increasing the penalty for certain subsequent violations; requiring a certain sentence to be served consecutive to another sentence; and generally relating to the prohibition against telecommunication devices in a place of confinement.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 9–417

Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 652 – Delegates Dumais and Serafini**

AN ACT concerning

**Criminal Law – Informants – Identity of Minors**

FOR the purpose of prohibiting the State from disclosing until the start of a criminal trial the identity of a minor who has furnished information about an alleged criminal offense to certain persons; and generally relating to the identity of minors in criminal proceedings.

BY adding to

Article – Criminal Procedure  
Section 11–305  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 653 – Charles County Delegation**

AN ACT concerning

**Charles County – Building Code – Abatement of Violations**

FOR the purpose of authorizing the County Commissioners of Charles County to abate a violation of the building code; authorizing the County Commissioners to assess the reasonable costs of an abatement of a building code violation against the property; requiring the assessment to be added to the annual tax bill, collected in a certain manner, and subject to the same interest and penalty for nonpayment as provided by law for the nonpayment of county taxes; providing that the assessment is a lien on the property from the date of assessment until paid; and generally relating to the abatement of violations of the building code in Charles County.

BY repealing and reenacting, with amendments,

Article 25 – County Commissioners  
Section 10E  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.



**House Bill 654 – Delegate Jameson**

AN ACT concerning

**Workers' Compensation – Temporary Total Disability Benefits – Credit**

FOR the purpose of providing a credit for an employer or insurer for certain payments to a covered employee for temporary total disability benefits under certain circumstances and during a certain period; providing for the application of this Act; and generally relating to payment of temporary total disability benefits.

BY repealing and reenacting, without amendments,  
Article – Labor and Employment  
Section 9–618  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 9–621  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 655 – Delegates Clippinger and Lafferty**

AN ACT concerning

**Criminal Law – Child's Access to Firearms – Penalty**

FOR the purpose of altering the penalty for storing or leaving a loaded firearm in a location where the person knew or should have known that an unsupervised child would gain access to the firearm; and generally relating to firearms offenses.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 4–104  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 656 – Delegate Hixson**

AN ACT concerning

**Income Tax – Effects of Internal Revenue Code Amendment**

FOR the purpose of limiting the application of a provision that provides that certain amendments to the Internal Revenue Code do not affect the determination of Maryland taxable income under certain circumstances only to amendments of the Internal Revenue Code that reduce the determination of federal adjusted gross income or federal taxable income; providing for the application of this Act; and generally relating to the effect of federal amendments to the Internal Revenue Code on the Maryland income tax.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–108(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 657 – Delegates Cluster and Boteler**

AN ACT concerning

**Truancy Education Program – Parents and Guardians of Students**

FOR the purpose of authorizing a certain court to include mandatory participation in a Truancy Education Program as a certain condition under which the court may suspend a certain fine or prison sentence of a person who fails to see that a child attends school; requiring the Office of Pupil Personnel Services in each county to implement, to the extent that certain funds are provided in a certain State budget, a Truancy Education Program for the parents or guardians of students who are chronically truant; requiring the Program to offer certain education classes during certain time periods; specifying the content of a certain class; requiring the Program to provide a parent or guardian with a certain resource packet and assign a parent or guardian a certain case manager; specifying the duties of certain case managers; authorizing certain pupil personnel workers to refer certain parents or guardians to the Program; defining a certain term; and generally relating to the establishment of a Truancy Education Program in each county.

BY repealing and reenacting, with amendments,

Article – Education

Section 7–301(e) and (e–1)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 7–301(e–1)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 658 – Delegate W. Miller**

AN ACT concerning

**Estates and Trusts – Forms for Modified Administration**

FOR the purpose of requiring the Register of Wills for each county and Baltimore City to submit a certain report to certain committees of the General Assembly by a certain date; requiring the report to include certain information about the use of forms for filing for a modified administration of an estate; and generally relating to the administration of estates.

BY repealing and reenacting, without amendments,

Article – Estates and Trusts

Section 5–702(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 659 – Delegates Boteler, Aumann, Dwyer, Krebs, Stocksdales, and Weir**

AN ACT concerning

**Drivers' Licenses and Identification Cards – Veteran Status – Acceptable Documentation**

FOR the purpose of requiring the Motor Vehicle Administration to include a notation of veteran status on the driver's license or identification card of an applicant who presents a valid military identification card for active duty or retired military personnel; making stylistic changes; and generally relating to drivers' licenses and identification cards of veterans.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 12–302(a)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 660 – Delegate Davis**

AN ACT concerning

#### **Streamlined Tax Administration Act of 2013**

FOR the purpose of transferring certain powers and duties of the Comptroller to the Secretary of Labor, Licensing, and Regulation including the regulation and taxation of alcoholic beverages, cigarettes and other tobacco products, motor carriers, and motor fuel and the regulation of certain transient vendors; creating a Division of Business Regulation and Taxation in the Department of Labor, Licensing, and Regulation; authorizing the Secretary to delegate certain powers and duties; creating a Business Regulation and Taxation Fund; requiring the Secretary to pay the Comptroller certain license fees; altering the distribution of certain license fees and certain proceeds from the alcoholic beverages tax, motor carrier tax, motor fuel tax, and tobacco tax; authorizing the Secretary to make certain disclosures relating to taxpayer identity under certain circumstances; providing for the transfer of certain functions, powers, duties, equipment, assets, liabilities, employees, and appropriations; providing for certain rights of employees who are transferred under this Act; providing for the continued validity of certain transactions and certain rights, duties, or interests following from certain transactions; providing for the continuance of certain laws, rules and regulations, other administrative acts and related matters, administrative and judicial responsibilities, rights to sue and be sued and certain other duties and responsibilities; requiring the publisher of the Annotated Code of Maryland to make certain corrections to the Code under certain circumstances; making certain stylistic and conforming changes; defining certain terms; altering certain definitions; and generally relating to the transfer of certain powers and duties of the Comptroller to the Secretary of Labor, Licensing, and Regulation.

BY repealing and reenacting, with amendments,

#### **Article 2B – Alcoholic Beverages**

Section 1–101(a)(2), 1–102(a)(16) and (24) through (28), 1–201(a)(5), (d), and (f)(3) through (7), 2–101(a), (b)(1), (5), and (6)(i), (d), (f), (h)(2), (i)(1), (k), (m)(1) and (9), (o)(3), (10), (11), (12), and (14), (p)(1) and (4), (q), (s)(6) and (8), (t)(2)(iii) and (6), (u)(1), (2), (3), (5), (7)(ii)2., (8)(ii)2., (9)(ii)2., (10)(ii)2., and (11)(ii)2., (v), (w)(1) and (4), (x)(3) and (5)(ii), and (y)(1), 2–202(f), 2–203(e), 2–205(b)(9), (d)(1) and (6)(ii), and (f), 2–206(c)(1) and (7), 2–207(a)(1), (f), (i)(2), and (j), 2–208(b)(1), (h), and (j)(2), 2–209(c)(1) and (5)(ii), (d)(2), and (e)(1) and (2), 2–301(b)(6), 2–402(a), 5–501(a) and (d), 6–501(b) and (c), 6–502(b) and (c), 6–503(b) and (c), 6–701(b), (g)(2), (j)(1), and (m), 6–703.2(h)(2), 7–101(a)(1) and (2), (f), and (n)(2), 7.5–102, 7.5–104(a)(1) and (2) and (b), 7.5–107(a)(2), (4), (6), and (7), 7.5–108(a)(2)

and (3) and (b), 7.5–110(e) and (f), 7.5–111(a), 7.5–112, 8–301(e)(1)(i)2., 8–302(e)(1)(i)2., 8–306.1(e)(2)(i), 8–307(e)(1)(i)2., 8–308(e)(1)(i)2., 8–308.3(e)(1)(ii), 8–310.1(e)(1), 8–310.2(e)(2)(ii), 8–311(e)(1)(i)2., 8–312.1(c)(1)(ii), 8–313.2(e)(1)(ii), 8–314(e)(1)(i)2., 8–806(c)(2), 9–101(a)(5)(i), (b), and (c)(1)(i), 9–104, 9–108(f)(3) and (g), 9–207(f), 10–101(a), 10–102, 10–103(b)(17)(i), 10–104(b), 10–201, 10–202(i–1)(2) and (4), 10–204(a)(3), (c)(2), and (d), 10–206(a), 10–301(a)(2)(i) and (f–1)(2), 10–401(a)(1) and (3)(x), 10–402(a), (d), and (e), 10–403(a)(1) and (2)(i), 10–404(a), 10–504(a), (d)(1), and (e)(1), 10–506(a) and (b), 10–507, 12–102(a) and (c)(2), (3), and (4), 12–103(b), (c), (c–1), and (e), 12–104(e)(5)(ii) and (6)(i), 12–107(b)(6)(iv), 12–112(c)(5)(i)2., (8), and (9), 12–113(a), 13–101(a)(1), (e)(1) and (5)(ii), and (g), 14–201, 14–202(a) and (b), 14–203, 14–204(a), 15–109(d)(3), 15–112(c)(3)(ii), 15–206(a), 16–301(a), 16–302, 16–303, 16–401, 16–404, 16–405, 16–407, 16–407.1, 16–410(a)(2), 16–506, and 21–106(b)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 1–102(a)(1) and (5)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 1–102(a)(24)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Business Regulation

Section 2–101 to be under the new subtitle designation “Subtitle 1. General Provisions”; 10–101(a), 16–201(a), and 16.5–101(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Business Regulation

Section 2–201 through 2–204 to be under the new subtitle “Subtitle 2. Division of Business Regulation and Taxation”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 10–101(d)(1), 10–201, 10–202, 10–203, 10–204, 10–205(a), 10–302(b), 10–303(a), (c), (d), and (h), 10–304, 10–304.1(c) and (d), 10–305, 10–306, 10–307, 10–308(a), 10–309(a) and (c), 10–310, 10–311(b)(2) and (d), 10–314, 10–315(d), 10–316, 10–317, 10–318, 10–323.1(b) through (d), 10–323.2(f), 10–401, 10–403, 10–404, 10–405, 10–406(a), 10–408(2), 10–410, 10–503(d), 16–102, 16–201(b), (c), (e) through (h), 16–204(a), (b)(2), (c) through (f), and (h)(1), 16–205(a), 16–206(a)(4) and (f)(6) and (7), 16–208(a)(2), (b), and (c)(1), 16–209(a) and (b)(2), 16–210, 16–211, 16–212, 16–213, 16–216(a), 16–218(c), 16–219(b), 16–220, 16–221(a), 16–222(c), 16–223(c)(1), 16–306, 16–307, 16–3B–01(a), 16–602(a), (c)(2), (g), (i), and (k)(2)(i), 16–602.1(c)(1)(i) and (2), 16–603(a)(1) and (c), 16–604(d)(1), (2), and (5), 16–605(c), 16–607, 16–609(a)(2), 16.5–101(c), (d), (f), (g), and (p), 16.5–102, 16.5–203(a), (b)(3), and (c) through (e), 16.5–204(a), 16.5–205(a)(5) and (d)(5), 16.5–207(a)(2), (b), and (c)(1), 16.5–208, 16.5–209, 16.5–210(a) through (c), and (e)(1), (4), and (5), 16.5–211, 16.5–213(a)(1), 16.5–214(b) and (c), 16.5–215(b), 16.5–216(c), 16.5–217(c)(1)(i), 17–20A–02, 17–20A–03, and 17–20A–04(a) and (b)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5–523

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 2–101(c)(13)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 18–213(a)(3)(ix) and 18–213.2(a)(8)(ix)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 3–101(e)(1)(ii)12.

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 8–301

Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 1–101(a) and (e), 5–101(a), 9–301(a), 12–101(a), and 13–101(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 1–101(t–1), 2–102.1, 2–103.1, 2–104.1, 2–105.1, and 13–509.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 2–102, 2–105, 2–107, 2–108, 2–301, 2–302, 2–303, 2–1001, 2–1002, 2–1101, 2–1102, 2–1601, 2–1602, 5–101(m), 5–102(b) and (c), 5–104(b)(2) and (c)(2), 5–201, 5–301, 5–303(a), (c), and (d), 9–205(a) and (b), 9–207, 9–208(a), 9–209, 9–213, 9–214(b), 9–215, 9–219(a)(1), (b), and (c)(1) and (2), 9–220(a), (c) and (d), 9–221, 9–301(j), 9–303.1(e)(3), 9–304, 9–308(a), (b), (c), and (e)(1), 9–309(a)(2)(iii), (b), and (c), 9–310(a)(1), 9–318, 9–320, 9–321, 9–322(c)(1)(i) and (f)(1)(i), 9–326(a), 9–327, 9–328, 9–329, 9–330, 9–331, 9–332, 9–333, 9–335, 9–336, 9–337, 12–101(g), 12–201, 12–202(a), 12–203(b), 12–302(a) and (d), 12–303, 12–304(b)(1)(ii), 13–101(c), 13–104, 13–203, 13–205, 13–206, 13–405, 13–406, 13–408, 13–412, 13–508, 13–509, 13–701(b), 13–707(b) and (c), 13–710, 13–711, 13–825(b), (e), (f), (h), and (i), 13–826, 13–834, 13–835, 13–836, 13–837, 13–838, 13–839, 13–840, 13–841, 13–901(e) and (h), and 13–905(d)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 661 – Delegates Luedtke, Afzali, Carr, Frick, A. Kelly, Serafini, Summers, A. Washington, and Zucker**

AN ACT concerning

**Teaching Techniques – Students with Special Needs and Limited English Proficiency**

FOR the purpose of requiring the State Department of Education to ensure that certain teachers receive adequate instruction in certain techniques for teaching certain students and in appropriate behavior interventions; providing for the application of this Act; requiring the Department to adopt certain regulations;

and generally relating to techniques for teaching students with special needs and limited English proficiency.

BY adding to

Article – Education

Section 6–122

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 662 – Delegates Olszewski, Arora, Bromwell, DeBoy, Elliott, Frank, Frick, Krebs, Reznik, Sophocleus, Stocksdales, M. Washington, Weir, Wood, and Zucker**

AN ACT concerning

**Video Lottery Operation Licensees – Information on Payouts**

FOR the purpose of requiring that regulations adopted by the State Lottery and Gaming Control Commission include provisions that require certain payouts to be reported to the State Lottery and Gaming Control Agency in a report that contains certain information; requiring that the State Lottery and Gaming Control Agency forward the report to the Department of Human Resources Child Support Enforcement Administration for certain purposes; and generally relating to gaming payouts and the holding of a video lottery operation license.

BY repealing and reenacting, without amendments,

Article – State Government

Section 9–1A–24(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–1A–24(f)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Government

Section 9–1A–24(h)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.



**House Bill 663 – Delegates Smigiel, Afzali, Aumann, Bates, Beitzel, Eckardt, Elliott, Frank, Glass, Haddaway–Riccio, Hershey, Hogan, K. Kelly, Krebs, McComas, W. Miller, Myers, Norman, O'Donnell, Parrott, Schulz, Stifler, Stocksdaile, and Szeliga**

AN ACT concerning

**Public Safety – Firearms – National Crime Information Center Participation**

FOR the purpose of requiring the State to participate fully in the National Crime Information Center database system; requiring the Governor's Office of Crime Control and Prevention to ensure that certain information regarding certain individuals who are disqualified from possessing, using, selling, or transferring firearms is submitted to the National Crime Information Center at a certain time; requiring the Governor's Office of Crime Control and Prevention to submit a certain report to the Governor and General Assembly annually on or before a certain date; and generally relating to National Crime Information Center participation.

BY adding to

Article – Public Safety

Section 5–601 to be under the new subtitle “Subtitle 6. National Crime Information Center”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 664 – Delegates Hucker and Jameson**

AN ACT concerning

**Workers' Compensation Commission – Regulation of Charges – Medical Services and Treatment**

FOR the purpose of clarifying that the authority of the Workers' Compensation Commission to regulate charges for medical services or treatment includes the authority to regulate fees charged by a medical expert for certain services; and generally relating to the regulation of charges for medical services and treatment by the Workers' Compensation Commission.

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 9–663

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 665 – Delegates DeBoy, Barkley, Beidle, Frick, Lafferty,  
B. Robinson, and Sophocleus**

AN ACT concerning

**State Personnel – Law Enforcement Employees – Extra Compensation**

FOR the purpose of providing that a law enforcement employee of any unit of State government, instead of only certain law enforcement employees of the Department of State Police and the Department of Natural Resources, who works on certain holidays is entitled to certain extra compensation; and generally relating to the compensation of law enforcement employees.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 8–308  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 666 – Delegates Hogan, Aumann, Boteler, Bromwell, Cane, Cardin,  
Clagett, DeBoy, Eckardt, Elliott, Frush, George, Glass, Glenn, Guzzone,  
Haddaway–Riccio, Hershey, Hough, Jacobs, K. Kelly, Lafferty,  
McComas, McDermott, McDonough, O'Donnell, Olszewski, Otto, Ready,  
B. Robinson, Schulz, Smigiel, Sophocleus, Vitale, Walker,  
A. Washington, M. Washington, Wilson, and Wood**

AN ACT concerning

**Sales and Use Tax – Tax-Free Week – School Supplies**

FOR the purpose of altering a certain sales and use tax exemption to include certain school supplies, subject to certain limitations; defining certain terms; and generally relating to the designation of a certain annual sales tax-free week in the State.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 11–228  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 667 – Delegates Hixson, Arora, Barkley, Barve, Bobo, Cane, Carr, Clagett, Cullison, DeBoy, Feldman, Frick, Gilchrist, Gutierrez, Guzzone, Healey, Howard, Hubbard, Hucker, Ivey, Kaiser, Kramer, Lafferty, Luedtke, Malone, McHale, McIntosh, Minnick, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Niemann, Pendergrass, Proctor, Reznik, B. Robinson, Rosenberg, Stein, Stukes, F. Turner, Valderrama, Vallario, Vaughn, Waldstreicher, M. Washington, Weir, and Zucker**

AN ACT concerning

**Public School Employees – Collective Bargaining – Representation Fees**

FOR the purpose of requiring public school employers to negotiate with certain employee organizations designated as the exclusive representatives for the public school employees a certain service or representation fee to be charged to nonmembers; providing a certain exception and requirement for noncertificated employees whose religious beliefs are opposed to joining or financially supporting a collective bargaining organization; requiring the exclusive representative to establish and maintain a certain procedure; requiring the public school employer to deduct a certain fee from the earnings of nonmember employees in accordance with a certain schedule; excluding certain negotiated fees from certain requirements and further negotiations; and generally relating to representation fees for public school employees.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 6–407(c) and 6–504  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Education  
Section 6–407(d), (e), and (f)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Education  
Section 6–407(d)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 668 – Delegates Howard, Cardin, Hixson, Stukes, Summers, and Tarrant**

AN ACT concerning

**Motor Fuel Tax – Exemption – Use in County–Owned Vehicles**

FOR the purpose of providing an exemption from the motor fuel tax for motor fuel that is purchased in bulk by a county government and dispensed at county–owned fuel stations for use in county–owned vehicles; and generally relating to an exemption from the motor fuel tax for county governments.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 9–303  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 669 – Delegates Vaughn, Barkley, Barnes, Davis, and Rudolph**

AN ACT concerning

**Business Regulation – Introduction of Additives into Gasoline –  
Authorization**

FOR the purpose of authorizing the Comptroller to authorize any person who holds a certain dealer license to introduce an additive into gasoline for resale under certain circumstances; and generally relating to authorization to introduce additives into gasoline.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 10–308  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 670 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Board of Education Districts – Town of Kensington in  
One District  
MC 1–13**

FOR the purpose of altering the boundaries of certain board of education districts for the election of the members of the Montgomery County Board of Education;

combining a certain split precinct for the Town of Kensington to place all of the residents of the precinct and of the Town of Kensington in one board of education district; and generally relating to precincts and board of education districts for Montgomery County.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 3–901  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 671 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County – Archery Hunting – Safety Zone MC 2–13**

FOR the purpose of establishing for archery hunters in Montgomery County a safety zone of a certain size within which archery hunting may not take place except under certain circumstances; and generally relating to archery hunting in Montgomery County.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–410(g)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 672 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County – Consumption of Wine Not Bought from License Holder – Class H Licenses MC 17–13**

FOR the purpose of allowing an individual in a restaurant, club, or hotel in Montgomery County for which a Class H alcoholic beverages license is issued the privilege of consuming wine not purchased from or provided by the license holder only under certain circumstances; imposing a certain duty on the Montgomery County Board of License Commissioners; allowing the license holder under this Act to charge the individual a certain fee for the privilege

allowed under this Act; requiring the license holder under this Act to dispose of any unfinished wine; allowing the individual to remove partially consumed wine if the license holder inserts a cork or places a cap on the bottle; imposing a certain restriction on the license holder; making certain stylistic changes; and generally relating to the consumption of wine in Montgomery County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 12–107(b)(10)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 673 – Delegates Fisher, Afzali, Boteler, Cluster, Dwyer, Elliott, Frank, George, Jacobs, Kach, McComas, McMillan, Myers, O'Donnell, Ready, Schulz, Serafini, Stocksdales, and Vitale**

AN ACT concerning

**Prince George's County – Video Lottery Operation License – Awarded to Highest Bidder**

FOR the purpose of requiring the Video Lottery Facility Location Commission to award a video lottery operation license in Prince George's County to the applicant whose application represents the highest prospective total revenues to be derived by the State; and generally relating to video lottery operation licenses.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–36(k)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Government  
Section 9–1A–36(k–1)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 674 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Board of Education – Compensation  
MC 8–13**

FOR the purpose of altering the compensation received by the president and elected members of the Montgomery County Board of Education; providing that this Act does not apply to the salary or compensation of the president and members of the board during a certain term of office; and generally relating to the Montgomery County Board of Education.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 3–902  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 675 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Property Tax Credit for Qualified Enterprise Zone  
Property – Burtonsville  
MC 14–13**

FOR the purpose of altering a certain definition of “qualified enterprise zone property” as it relates to a certain property tax credit granted by the governing body of Montgomery County or of a municipal corporation in Montgomery County to include certain property zoned for certain uses located in the area encompassed by the Burtonsville Crossroads Neighborhood Plan; providing for the application of this Act; and generally relating to a property tax credit granted by Montgomery County or a municipal corporation in Montgomery County against county or municipal property tax imposed on an eligible business entity on qualified enterprise zone property.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 9–317(f)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 676 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Nuisances in Multidwelling Buildings – Private Right  
of Action  
MC 10–13**

FOR the purpose of authorizing an individual who resides in Montgomery County who has been harmed by a certain type of nuisance to bring an action to abate the nuisance or for other compensatory or equitable relief against the person found to have created the nuisance; altering the definition of “nuisance” to include, in Montgomery County only, tobacco smoke that drifts from certain units into a certain residential dwelling unit in a multidwelling building more than a certain number of times in a certain period of time; and generally relating to creating a private right of action for a nuisance in multidwelling buildings in Montgomery County.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 20–301  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health – General  
Section 20–305.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 677 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Property Tax Credit for Qualified Enterprise Zone  
Property – Glenmont  
MC 18–13**

FOR the purpose of altering a certain definition of “qualified enterprise zone property” as it relates to a certain property tax credit granted by the governing body of Montgomery County or of a municipal corporation in Montgomery County to include certain property zoned for certain uses located in certain parts of the area encompassed by the Glenmont Sector Plan; providing for the application of this Act; and generally relating to a property tax credit granted by Montgomery County or a municipal corporation in Montgomery County against county or municipal property tax imposed on an eligible business entity on qualified enterprise zone property.

BY repealing and reenacting, with amendments,



Article – Tax – Property  
Section 9–317(f)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 678 – Delegates DeBoy, Barkley, Beidle, Frick, Lafferty,  
B. Robinson, and Sophocleus**

AN ACT concerning

**Department of State Police – Police Employees – Residency Requirements**

FOR the purpose of altering the residency requirements for police employees of the Department of State Police; and generally relating to residency requirements of employees of the Department of State Police.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 2–402  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 679 – Delegate Walker**

AN ACT concerning

**Juvenile Services – Group Homes and Institutions – Notice Requirement**

FOR the purpose of requiring the Department of Juvenile Services to provide a certain notice to a certain law enforcement agency before contracting for or authorizing the creation of a certain group home or institution; requiring that certain information be included in a certain notice; and generally relating to group homes and institutions for juveniles.

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 9–231  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 680 – Delegates Hogan, Clagett, Jacobs, O'Donnell, Otto, Schulz, Vitale, Weir, and Wilson**

AN ACT concerning

**Vehicle Registration – Exception for All-Terrain and Utility-Terrain Vehicles  
– Use in Public Service**

FOR the purpose of authorizing, under certain circumstances, the operation of certain all-terrain and utility-terrain vehicles in public service on highways without the vehicle being registered under the Maryland Vehicle Law; requiring a person operating an unregistered all-terrain or utility-terrain vehicle on a highway to maintain certain evidence of liability insurance in the vehicle; prohibiting a person from operating an unregistered all-terrain or utility-terrain vehicle on a highway for which the posted maximum speed limit exceeds a certain limit; and generally relating to the operation of unregistered all-terrain and utility-terrain vehicles in public service on highways in the State.

BY repealing and reenacting, without amendments,

Article – Transportation  
Section 13-402(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Transportation  
Section 13-402(h-1)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 681 – Delegates Fisher, Afzali, Dwyer, George, Myers, and Serafini**

AN ACT concerning

**Invest Maryland Program – Alteration of Program Requirements**

FOR the purpose of repealing the requirements of the Invest Maryland Program regarding the allocation and use of designated capital by certain venture firms, the Enterprise Fund, the Rural Maryland Council, and the Maryland Small Business Development Financing Authority; repealing the Maryland Venture Fund Authority in the Department of Business and Economic Development; repealing all duties of the Authority; repealing all requirements of the Program relating to venture firms; repealing certain Program reporting requirements; requiring the Department to allocate designated capital in certain equal

amounts to the economic development unit of each county; requiring the Department to include in a certain annual Program report certain information on designated capital distributed to county economic development units; and generally relating to altering the requirements of the Invest Maryland Program.

BY repealing

Article – Economic Development

Section 6–504 through 6–508 and the part “Part II. Maryland Venture Fund Authority”; and 6–517 through 6–523 and the part “Part IV. Venture Firms and Investments”

Annotated Code of Maryland

(2008 Volume and 2012 Supplement)

BY renumbering

Article – Economic Development

Section 6–511 through 6–514 and the part “Part III. Designated Capital”; and 6–526 through 6–529 and the part “Part V. Miscellaneous”, respectively to be Section 6–504 through 6–507 and the part “Part II. Designated Capital”; and 6–511 through 6–514 and the part “Part III. Miscellaneous”, respectively

Annotated Code of Maryland

(2008 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 6–501

Annotated Code of Maryland

(2008 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 6–504 through 6–506, 6–511, and 6–514

Annotated Code of Maryland

(2008 Volume and 2012 Supplement)

(As enacted by Section 2 of this Act)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 682 – Delegates Ready, Afzali, Boteler, Dwyer, Elliott, Frank, Glass, Hershey, Jacobs, Kipke, Krebs, McDermott, O'Donnell, Otto, Parrott, Rosenberg, Schuh, Schulz, Smigiel, Stocksdales, and Szeliga**

AN ACT concerning

**Vehicle–Miles–Traveled Tax and Associated Mandated Devices – Prohibition**

FOR the purpose of prohibiting the State or a local jurisdiction from imposing or levying a vehicle–miles–traveled tax or certain other similar fees, tolls, or taxes; prohibiting the State or a local jurisdiction from requiring the installation of a device in or on a privately owned vehicle to facilitate the reporting of the number of vehicle–miles traveled; and generally relating to a prohibition against a vehicle–miles–traveled tax and associated mandated devices.

BY adding to

Article – Tax – General

Section 9–401 to be under the new subtitle “Subtitle 4. Vehicle–Miles–Traveled  
Tax – Prohibited”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Transportation

Section 22–107

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 683 – Delegates Luedtke, Frush, Tarrant, Anderson, Arora, Barnes, Bobo, Braveboy, Burns, Carr, Clippinger, Cullison, Dumais, Gaines, Glenn, Gutierrez, Guzzone, Haynes, Hixson, Holmes, Howard, Hubbard, Hucker, Ivey, Kaiser, A. Kelly, Kramer, Lee, Love, McIntosh, A. Miller, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Niemann, Pena–Melnik, Reznik, B. Robinson, S. Robinson, Simmons, Stein, Stukes, V. Turner, Valderrama, Vaughn, A. Washington, M. Washington, Wilson, and Zucker**

AN ACT concerning

### **Tobacco Taxes – Healthy Maryland Initiative**

FOR the purpose of requiring a certain level of funding for the Tobacco Use Prevention and Cessation Program; altering the tobacco tax rates on cigarettes and other tobacco products; requiring certain wholesalers of cigarettes and other tobacco products to report the amount of other tobacco products sold on a tobacco tax return; providing that the Tobacco Use Prevention and Cessation Program shall receive funding from the Other Tobacco Products Tax Fund under certain circumstances; requiring the revenue from the tobacco tax on other tobacco products to be deposited into the Other Tobacco Products Tax Fund after certain other distributions; establishing the Other Tobacco Products Tax Fund; establishing the purpose and uses of the Fund; requiring the Comptroller to administer the Fund; providing that certain unspent or unencumbered funds do not revert to the General Fund; specifying that the State Treasurer shall hold

the Fund separately and that the Comptroller shall account for the Fund; designating the money to be deposited into the Fund; requiring the money in the Fund to be used to provide funding to the Tobacco Use Prevention and Cessation Program and certain other health initiatives in a certain manner; requiring the Treasurer to invest the money in the Fund in the same manner as other State money; requiring the investment earnings of the Fund to be deposited into the Fund; providing that money expended from the Fund for the Tobacco Use Prevention and Cessation Program and certain other health initiatives is supplemental; exempting the Fund from a certain requirement that certain interest accrue to the General Fund; making this Act a supplementary appropriation to fund the Tobacco Use Prevention and Cessation Program; providing that the appropriation provided under this Act shall have priority over any other appropriation from the additional revenues resulting from this Act that are credited to the General Fund for a certain fiscal year; defining certain terms; providing for the effective dates of this Act; and generally relating to the taxation of cigarettes and other tobacco products and a supplementary appropriation.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 13–1002(a) and (b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 13–1002(d)(1) and 13–1015  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 2–1603, 12–105, and 12–202  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 6–226(a)(2)(i)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 6–226(a)(2)(ii)69. and 70.  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)71.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 2–1601 and 2–1602

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Tax – General

Section 2–1602.1; and 12–401 to be under the new subtitle “Subtitle 4. Other Tobacco Products Tax Fund”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Health and Government Operations.

### **House Bill 684 – Delegate Luedtke**

AN ACT concerning

#### **Tobacco-Free Schools Act**

FOR the purpose of prohibiting the use of tobacco products in school buildings, on school grounds, and inside school buses; prohibiting the use of tobacco products by certain persons at certain school-sponsored events; providing a penalty for a violation; requiring the State Department of Education to adopt certain regulations; defining certain terms; and generally relating to the use of tobacco products at schools.

BY adding to

Article – Education

Section 26–105

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 685 – Delegates Griffith, Anderson, Barnes, Barve, Bates, Bohanan, Cane, Conway, Costa, DeBoy, Holmes, Howard, Ivey, Jacobs,**

**Jones, McConkey, McDermott, Mizeur, Morhaim, Nathan–Pulliam, Otto, Stocksdales, M. Washington, and Weir**

AN ACT concerning

**Libraries – County Library Capital Project Grant – Wealth–Based Cost Share**

FOR the purpose of establishing a State cost share formula for county library capital projects that receive State funding; setting a minimum and a maximum State cost share percentage; and generally relating to the county library capital grant program.

BY repealing and reenacting, with amendments,

Article – Education

Section 23–510

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 686 – Delegates Szeliga, Aumann, and Boteler**

AN ACT concerning

**Professional Boards Special Funds – Transfer of Funds – Three–Fifths  
Committee Vote**

FOR the purpose of providing that no part of certain professional funds may be transferred or credited to the General Fund of the State unless approved by a certain majority of certain standing committees of the General Assembly and enacted into law; defining a certain term; and generally relating to a requirement that certain bills be approved by a certain majority of certain standing committees of the General Assembly.

BY adding to

Article – State Government

Section 2–1106

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 2 – Senator Colburn****EMERGENCY BILL**

AN ACT concerning

**Dorchester County – Turkey Hunting on Public Land – Sundays**

FOR the purpose of authorizing a person to hunt turkey on certain public land on certain Sundays in Dorchester County; making this Act an emergency measure; and generally relating to turkey hunting on Sundays.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 10–410(a)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 11 – Senator Astle**

AN ACT concerning

**Natural Resources – State Boat Act – Expiration of Temporary Certificate of Boat Number**

FOR the purpose of altering the expiration date for a temporary certificate of boat number; and generally relating to temporary certificates of boat number.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 8–710.2(c)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 21 – Senator Klausmeier**

AN ACT concerning

**Natural Resources – Aquaculture Coordinating Council – Reporting Date**

FOR the purpose of altering the date by which the Aquaculture Coordinating Council must make certain proposals and recommendations to the Governor and certain



legislative committees each year; and generally relating to the Aquaculture Coordinating Council.

BY repealing and reenacting, without amendments,  
Article – Natural Resources  
Section 4–11A–03.2(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 4–11A–03.2(c)(1)(i)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 27 – ~~Senator Astle~~ Senators Astle, Miller, Conway, Pinsky,  
Rosapepe, Benson, Young, and Ferguson**

AN ACT concerning

**Chesapeake Conservation Corps Program – Extension**

FOR the purpose of repealing certain limitations on the requirement to provide certain funding in certain fiscal years to the Chesapeake Conservation Corps Program for certain purposes from the Environmental Trust Fund; requiring certain funding for the Corps Program each fiscal year; and generally relating to the Chesapeake Conservation Corps Program and the Environmental Trust Fund.

BY repealing and reenacting, without amendments,  
Article – Natural Resources  
Section 3–302(a)(1) and 8–1913(a) and (c)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 3–302(d) and 8–1921  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 58 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Labor, Licensing and  
Regulation)**

AN ACT concerning

**Adult Education and Literacy Services – High School Diploma by  
Examination – Eligibility Requirements**

FOR the purpose of repealing a certain minimum period of residency requirement for individuals who reside in Maryland and are seeking to obtain a high school diploma by examination; repealing a certain provision, rendered obsolete by this Act, relating to waivers of the minimum residency requirement; and generally relating to the requirements an individual must meet to obtain a high school diploma by examination.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 11–808  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**Senate Bill 61 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Environment)**

AN ACT concerning

**Environment – Public Hearings – Notice Requirement**

FOR the purpose of altering the contents of a certain notice until a certain date; authorizing the Department of the Environment to comply with a certain requirement to publish notice of certain public hearings by publishing the notice on its Web site instead of in a certain newspaper beginning on a certain date; requiring the Department to publish a certain annual notice in a certain newspaper beginning on a certain date; and generally relating to notice of public hearings by the Department of the Environment.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 2–303  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 66 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Labor, Licensing and  
Regulation)**

AN ACT concerning

**Maryland Home Improvement Commission – Membership, Quorum, ~~and~~  
Meetings, and Reports**

FOR the purpose of altering the membership of the Maryland Home Improvement Commission; altering the quorum requirement for the Commission; altering the required frequency of Commission meetings; requiring the Commission to report certain information to certain committees of the General Assembly on or before a certain date each year; and generally relating to the Maryland Home Improvement Commission.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 8–202(a) and 8–204(a) and (b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 78 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Labor, Licensing and  
Regulation)**

AN ACT concerning

**Maryland Home Improvement Commission – Guaranty Fund – Claims**

FOR the purpose of altering the maximum amount of a claim against the Home Improvement Guaranty Fund for which the Maryland Home Improvement Commission may issue a proposed order without a hearing; and generally relating to the Maryland Home Improvement Commission and the Home Improvement Guaranty Fund.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 8–407  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 89 – Delegates Barkley, Barnes, Burns, Clagett, Davis, Feldman, Haddaway-Riccio, Hershey, Impallaria, Ivey, Jameson, Kaiser, Love, Luedtke, McDermott, W. Miller, Minnick, Reznik, S. Robinson, Rudolph, Schulz, Summers, Vaughn, and Zucker**

AN ACT concerning

**Gas Companies – Rate Regulation – Infrastructure Replacement Surcharge**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Aumann moved to make the Bill a Special Order for February 4, 2013.

The motion was adopted.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 129 Members present.

(See Roll Call No. 46)

### **ADJOURNMENT**

At 11:27 A.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Monday, February 4, 2013.

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**Annapolis, Maryland**  
**Monday, February 4, 2013**

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The House met at 8:02 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate John A. Olszewski, Jr. of Baltimore County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 47)

The Journal of February 1, 2013 was read and approved.

**EXCUSES:**

Del. Barnes – business  
Del. Bobo – personal  
Del. Bromwell – illness  
Del. Clagett – personal  
Del. Glass – personal  
Del. Kach – illness  
Del. McMillan – business  
Del. Myers – business  
Del. Nathan–Pulliam – illness  
Del. Sophocleus – personal  
Del. Vallario – personal

**INTRODUCTION OF BILLS**

**House Bill 687 – Delegates Dumais, Carter, Anderson, Clippinger, Conaway,  
McComas, Mitchell, B. Robinson, Smigiel, Valderrama,  
Valentino–Smith, and Waldstreicher**

AN ACT concerning

**Commission on Child Custody Decision Making**

FOR the purpose of establishing the Commission on Child Custody Decision Making; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission

to perform certain duties; requiring the Commission to be appointed, organized, and meet by a certain date; requiring the Commission to submit certain reports to the Governor and the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the Commission on Child Custody Decision Making.

Read the first time and referred to the Committee on Judiciary.

**House Bill 688 – Delegates Stukes, Boteler, Mitchell, Oaks, B. Robinson, and Walker**

AN ACT concerning

**Criminal Law – Assault Against a Transit Vehicle Operator**

FOR the purpose of establishing the crime of assault against a person operating a certain transit vehicle as the felony of assault in the second degree; prohibiting a person from intentionally causing physical injury to another if the other is operating a certain transit vehicle; defining a certain term; and generally relating to assault against a person operating a transit vehicle.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 3–201(a)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Law  
Section 3–201(e)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–203  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 689 – Delegates Valentino-Smith, Bohanan, Braveboy, Carter, DeBoy, Eckardt, Glass, Guzzone, Holmes, Howard, Hubbard, James, Kaiser, Krebs, McComas, Minnick, S. Robinson, Schulz, Sophocleus, Stocksdale, Swain, V. Turner, M. Washington, Wilson, and Wood**

AN ACT concerning

**Income Tax Credit – Unemployed Veterans – Start-Up Business**

FOR the purpose of allowing a qualified veteran a credit against the State income tax for certain qualified expenses associated with starting a business during the taxable year; providing that the credit may not exceed a certain amount; providing that the credit may not be carried forward to another taxable year; requiring the business to meet certain qualifications; requiring the Comptroller to adopt certain regulations and provide a certain annual report; defining certain terms; providing for the application of this Act; and generally relating to an income tax credit for certain qualified veterans.

BY adding to

Article – Tax – General

Section 10–733

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 690 – Delegates Pena–Melnyk, Barnes, Braveboy, Cane, Costa, Cullison, Frush, Healey, Hubbard, A. Kelly, Kipke, Lafferty, McIntosh, Morhaim, Murphy, Nathan–Pulliam, Oaks, Ready, Reznik, Sophocleus, Swain, Tarrant, V. Turner, and Vaughn**

AN ACT concerning

**Virginia I. Jones Alzheimer’s Disease and Related Disorders Council**

FOR the purpose of establishing the Virginia I. Jones Alzheimer’s Disease and Related Disorders Council; providing for the membership of the Council; requiring the Secretary of Health and Mental Hygiene and the Secretary of Aging to cochair the Council; requiring the Department of Health and Mental Hygiene to provide staff support for the Council; authorizing the Department to request certain staffing assistance; providing that a member of the Council may not receive certain compensation but is entitled to certain reimbursement; providing for the duties of the Council; defining a certain term; and generally relating to the Virginia I. Jones Alzheimer’s Disease and Related Disorders Council.

BY adding to

Article – Health – General

Section 13–3101 through 13–3106 to be under the new subtitle “Subtitle 31.

Virginia I. Jones Alzheimer’s Disease and Related Disorders Council”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 691 – Delegates Serafini and F. Turner**

AN ACT concerning

**Income Tax – Flat Tax**

FOR the purpose of altering the State income tax rate on certain income of individuals; providing for the application of this Act; and generally relating to the State income tax rate on income of individuals.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–105  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 692 – Delegates Cane, Eckardt, and Haddaway–Riccio**

AN ACT concerning

**Creation of a State Debt – Dorchester County – Chesapeake Grove Senior Housing and Intergenerational Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of Delmarva Community Services, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 693 – Delegate Conway**

AN ACT concerning

**Vehicle Laws – Seat Belts and Child Safety Seats**

FOR the purpose of repealing a certain provision relating to the use of child safety seats and seat belts for children under a certain age that is duplicative in its effect; and generally relating to seat belts and child safety seats.



BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 22–412.2(d) and (e)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 22–412.3(b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 694 – Delegates Krebs, Elliott, Ready, and Stocksdales**

AN ACT concerning

**Environment – Stormwater Management – Exemption from Watershed  
Protection and Restoration Program**

FOR the purpose of exempting a certain county or municipality from a certain requirement to adopt a certain watershed protection and restoration program under certain circumstances; requiring the Department of the Environment to make a certain determination and provide certain notice under certain circumstances; and generally relating to stormwater management in the State.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 4–202.1(a)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 4–202.1(b) and (c)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 695 – Delegate Rudolph**

AN ACT concerning

**Homeowner’s Insurance – Anti-Concurrent Causation Clause – Prohibited**

FOR the purpose of prohibiting an insurer from issuing a policy of homeowner's insurance in the State that contains a certain anti-concurrent causation clause; providing for the application of this Act; and generally relating to policies of homeowner's insurance.

BY adding to

Article – Insurance

Section 19–215

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 696 – Delegates Gaines, Healey, and A. Washington**

AN ACT concerning

**Creation of a State Debt – Prince George's County – Berwyn Heights Town  
Administration Building and Senior Center Power Improvements**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$80,000, the proceeds to be used as a grant to the Mayor and Town Council of Berwyn Heights for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 697 – Delegate Dumais**

AN ACT concerning

**Courts and Judicial Proceedings – Maryland Mediation Confidentiality Act –  
Applicability**

FOR the purpose of altering the scope of the Maryland Mediation Confidentiality Act; authorizing a certain agreement to exclude certain mediation communications from the application of the Maryland Mediation Confidentiality Act; and generally relating to the Maryland Mediation Confidentiality Act.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–1802

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 698 – Delegates Pena–Melnyk, Braveboy, and A. Washington**

AN ACT concerning

**Ex–Offender Business Development Program Study**

FOR the purpose of requiring the Department of Business and Economic Development, the Department of Labor, Licensing, and Regulation, and the Department of Public Safety and Correctional Services jointly to study and evaluate the feasibility of establishing a business development program for ex–offenders and to identify funding sources for certain purposes; requiring the Departments jointly to report their findings under this Act on or before a certain date; and generally relating to business development for ex–offenders.

Read the first time and referred to the Committee on Judiciary.

**House Bill 699 – Delegates Waldstreicher, McDermott, and Clippinger**

AN ACT concerning

**Crimes – Solicitation to Commit Murder or Arson – Statute of Limitations**

FOR the purpose of providing that the statute of limitations for the crime of solicitation to commit murder in the first degree, murder in the second degree, arson in the first degree, or arson in the second degree is the statute of limitations for the prosecution of the substantive crime that is the subject of the solicitation; and generally relating to the statute of limitations for the crime of solicitation.

BY adding to

Article – Courts and Judicial Proceedings

Section 5–106(dd)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 700 – Delegates Stukes, Boteler, Mitchell, Oaks, and B. Robinson**

AN ACT concerning

**Criminal Law – Assault Against a Transit Vehicle Passenger**

FOR the purpose of establishing the crime of assault against a passenger on a certain transit vehicle as the felony of assault in the second degree; prohibiting a person from intentionally causing physical injury to a passenger on a certain transit vehicle; providing for a certain penalty; defining a certain term; and generally relating to assault against a transit vehicle passenger.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 3–201(a)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Law  
Section 3–201(e)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–203  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 701 – Delegate Barkley**

AN ACT concerning

#### **Alcoholic Beverages – Repeal of Obsolete Provisions of Law**

FOR the purpose of repealing certain obsolete provisions of the State alcoholic beverages law, including the repeal of the definition of “this article”, the repeal of a requirement that the Comptroller prescribe certain maximum discounts that may be allowed by a manufacturer, wholesaler, or nonresident winery permit holder, the repeal of a requirement that the Comptroller require the filing of certain schedules of prices and price changes by certain licensees, the repeal of the authorization for the Comptroller to require that suppliers of certain wholesalers affirm that the net price of each item offered for sale is no higher than a certain price, the repeal of a requirement that certain persons in Baltimore City be certified by an approved alcohol awareness program, and the repeal of certain bonding requirements in Garrett County; and generally relating to obsolete alcoholic beverages provisions of law.

BY repealing  
Article 2B – Alcoholic Beverages

Section 1–102(a)(25), 12–103, 13–101(c)(4), and 14–101(b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 702 – Delegate Feldman**

AN ACT concerning

**Corporations and Associations – Document Filing and Processing**

FOR the purpose of altering the definition of “electronic transmission”, for purposes of provisions of law governing business entities, to clarify that it includes electronic mail, facsimile transmission, and Internet transmission; clarifying the authority of the State Department of Assessments and Taxation to accept documents that are filed for record by electronic transmission; repealing certain obsolete provisions of law relating to filing documents by means of a facsimile device; authorizing the Department, under certain circumstances, to accept certain documents or drafts of certain documents for approval of the documents’ sufficiency before the documents are filed with the Department; authorizing the Department to adopt regulations to administer the preclearance process; establishing a certain processing fee for preclearance of certain documents and drafts of certain documents; requiring the fees collected to be credited to a certain fund; establishing a certain fee for processing certain documents on a certain expedited basis; requiring the Department, under certain circumstances, to process certain documents within a certain period of time after the documents are received; requiring an entity to take certain actions if the Department waives the requirement that the written consent of the entity’s resident agent must be filed with the Department; establishing when a certain consent shall be effective; making certain stylistic, conforming, and clarifying changes; defining certain terms; repealing a certain definition; providing for the construction of this Act; and generally relating to filing and processing business entity documents.

BY repealing and reenacting, with amendments,  
Article – Corporations and Associations  
Section 1–101, 1–201, 1–203, 1–203.2, and 1–208  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 703 – Delegates Schuh and McConkey**

AN ACT concerning

**Anne Arundel County – Board of Education – Selection of Members**

FOR the purpose of requiring that certain members of the Anne Arundel County Board of Education be elected at certain elections; requiring that certain members of the county board be appointed; providing for the residency, the terms of office, and the filling of a vacancy of certain members of the county board; authorizing the Anne Arundel County Board of Elections to adopt certain regulations; providing that a certain member elected to the county board from a certain geographic area but whose district boundaries subsequently are altered may remain as a member of the county board for a certain period of time; providing for the termination of the terms of certain appointed members of the county board; making certain conforming changes; and generally relating to the Anne Arundel County Board of Education.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 3–108(a), 3–110, and 3–114  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Education  
Section 3–2A–01 to be under the new subtitle “Subtitle 2A. Anne Arundel County”  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 704 – Delegate Haddaway–Riccio**

AN ACT concerning

**Alcoholic Beverages – Micro–Breweries – Annual Production Limit**

FOR the purpose of raising the limit on the number of barrels of malt beverages that a micro–brewery may collectively brew, bottle, or contract for in a calendar year; and generally relating to micro–breweries.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 2–208(c)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 705 – Delegate Rudolph**

AN ACT concerning

**Creation of a State Debt – Cecil County – Boys & Girls Club of Cecil County  
Northeast Renovation Project**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$50,000, the proceeds to be used as a grant to the Board of Directors of the Boys & Girls Club of Cecil County, Maryland, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 706 – Chair, Environmental Matters Committee (By Request –  
Departmental – Natural Resources)**

AN ACT concerning

**Natural Resources – Forest Preservation Act of 2013**

FOR the purpose of requiring the Department of Natural Resources to provide a statewide forest resource inventory to local jurisdictions at certain intervals; declaring certain policies of the State with respect to forests; altering the defined term “construction activity” as it applies to reforestation requirements to include associated mitigation requirements; expanding the purpose and authorized uses of the Reforestation Fund to include financing tree planting on private land and financing the prevention of and response to forest health emergencies; extending the time frame within which the Department must accomplish certain reforestation requirements and for which certain funds are required to remain in the Reforestation Fund; repealing the requirements that the Department determine the meaning of “no net loss of forest”, develop related policies, and submit a certain report describing certain findings; defining the term “no net loss of forest”; altering the defined term “timber stand improvement” to include certain activities that improve forest health; altering the range of acres of land that a person is required to own or lease to be eligible for certification for a certain income tax subtraction or modification; altering certain prohibitions against setting certain fires; altering a certain minimum penalty for violating a certain prohibition against setting certain fires; exempting certain stream restoration projects and certain maintenance or retrofitting of a stormwater management structure from the requirements of the Forest Conservation Act; authorizing a local jurisdiction to waive the requirements of the Forest Conservation Act for certain previously developed areas; authorizing the Department to take certain action against a local

jurisdiction for failure to comply with the Forest Conservation Act; requiring the Department of Planning, in consultation with the Department and the Sustainable Forestry Council, to provide certain technical assistance to local jurisdictions by a certain date; clarifying the intent of this Act with respect to the authority of the Department of Agriculture to establish forest policy; making certain stylistic changes; defining certain terms; and generally relating to forest conservation and sustainability.

BY renumbering

Article – Natural Resources

Section 5–101(i), (j), (k), (l), and (m), respectively  
to be Section 5–101(j), (k), (l), (m), and (n), respectively  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY renumbering

Article – Natural Resources

Section 5–1601(ff), (gg), (hh), (ii), (jj), (kk), (ll), (mm), and (nn), respectively  
to be Section 5–1601(gg), (hh), (ii), (jj), (kk), (mm), (nn), (oo), and (pp),  
respectively  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Land Use

Section 1–101(o)  
Annotated Code of Maryland  
(2012 Volume)

BY repealing and reenacting, with amendments,

Article – Land Use

Section 1–408 and 3–104  
Annotated Code of Maryland  
(2012 Volume)

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 5–101(e), 5–103(a)(1) and (3), 5–1601(a), and 5–1602(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Natural Resources

Section 5–101(i), 5–103(j), 5–1601(ff) and (ll), and 5–1602(b)(12) and (13)  
Annotated Code of Maryland  
(2012 Replacement Volume)



BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–102, 5–103(a)(2) and (e), 5–219, 5–704, 5–1602(b)(10) and (11), and  
5–1603(c)(3)(ii) and (e)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing

Article – Natural Resources

Section 5–104

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 10–208(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–208(i)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 707 – Delegates McConkey, Cullison, Ivey, Kipke, Nathan–Pulliam,  
Ready, and V. Turner**

AN ACT concerning

**State Government – Commemorative Day – Young Heroes Day**

FOR the purpose of requiring the Governor annually to proclaim a certain day as  
Young Heroes Day; defining a certain term; and generally relating to Young  
Heroes Day.

BY adding to

Article – State Government

Section 13–411

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government  
Operations.

**House Bill 708 – Delegates McIntosh, Beidle, Bobo, Carr, Frush, Hogan, Hubbard, Jacobs, Lafferty, McMillan, Niemann, S. Robinson, and Wilson**

AN ACT concerning

**Natural Resources – Nuisance Organisms – Penalties**

FOR the purpose of creating a separate criminal offense for each nuisance organism imported or possessed in violation of certain provisions of law or regulation; authorizing a judge to award a certain monetary reward to a person who provides information leading to a certain conviction, under certain circumstances; and generally relating to nuisance organisms.

BY repealing and reenacting, without amendments,

Article – Natural Resources  
Section 4–205.1(a)(8)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Natural Resources  
Section 4–205.1(i)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 709 – Delegates McDermott, Afzali, Clippinger, Cluster, Hogan, McComas, Mitchell, and Otto**

AN ACT concerning

**Criminal Law – Accessory After the Fact – Murder**

FOR the purpose of altering the maximum penalties for being an accessory after the fact to murder in the first and second degree; providing for the application of this Act; and generally relating to the crime of accessory after the fact.

BY repealing and reenacting, with amendments,

Article – Criminal Law  
Section 1–301  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 710 – Delegates B. Robinson, Conaway, and Tarrant**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Learn’In to Live Again Project**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$105,000, the proceeds to be used as a grant to the Board of Directors of Learn’In to Live Again, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 711 – Delegates Dumais, Carter, Anderson, Clippinger, Lee, B. Robinson, Valentino-Smith, and M. Washington**

AN ACT concerning

**Juvenile Law – Prohibition Against Continued Detention**

FOR the purpose of prohibiting the continued detention, beyond emergency detention, of a child under a certain age, except under certain circumstances; and generally relating to juvenile law.

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–01(a) and (n)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–15  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 712 – Delegates B. Robinson, DeBoy, Branch, Braveboy, Clippinger, Conaway, Hixson, Holmes, Howard, Ivey, Jones, McIntosh, Oaks, Pena-Melnyk, Tarrant, V. Turner, and M. Washington**

AN ACT concerning

### **Health Occupations Boards – Criminal History Records Checks – General Authority**

FOR the purpose of authorizing a health occupation board to adopt regulations requiring applicants for an initial license or certificate to have a criminal history records check in accordance with certain provisions of this Act; authorizing a health occupation board to adopt regulations requiring certain applicants for reinstatement of a lapsed license or certificate, removal from inactive status, or renewal of a license or certificate to have a criminal history records check in accordance with certain provisions of this Act; requiring an applicant to submit certain fingerprints and fees to obtain a criminal history records check; providing that information obtained in a criminal history records check is confidential, may not be disseminated, and may be used only for a certain purpose; authorizing certain individuals to contest certain information received from a criminal history records check; defining a certain term; and generally relating to general authority of health occupations boards to require criminal history records checks.

BY adding to

Article – Health Occupations

Section 1–220

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 713 – Delegates Dumais, Frick, Afzali, Anderson, Arora, Aumann, Barkley, Barve, Bates, Beidle, Bobo, Branch, Bromwell, Cardin, Carr, Carter, Clippinger, Cluster, Conaway, Cullison, Eckardt, Feldman, Frush, Gilchrist, Glass, Glenn, Gutierrez, Guzzone, Haddaway–Riccio, Haynes, Healey, Hixson, Hough, Hucker, Impallaria, Jameson, Jones, Kaiser, A. Kelly, Kramer, Krebs, Lafferty, Lee, Love, Luedtke, Malone, McComas, McConkey, McDermott, McDonough, McHale, McIntosh, A. Miller, W. Miller, Mitchell, Mizeur, Morhaim, Murphy, Myers, Nathan–Pulliam, Olszewski, Parrott, Pendergrass, Ready, Reznik, B. Robinson, S. Robinson, Rudolph, Serafini, Sophocleus, Stein, Stukes, Szeliga, Tarrant, F. Turner, Valderrama, Valentino–Smith, Waldstreicher, M. Washington, and Zucker**

AN ACT concerning

### **Criminal Procedure – Seizure and Forfeiture – Property Used in Human Trafficking**

FOR the purpose of authorizing a State or local law enforcement agency, on process issued by a court of competent jurisdiction, to seize certain property used or

intended for use in connection with a violation of certain criminal statutes; creating an Anti-Human-Trafficking Fund to be administered by the Executive Director of the Governor's Office of Crime Control and Prevention; specifying the revenue sources for the Fund; providing for certain disbursements from the Fund for certain purposes; specifying certain property that is subject to forfeiture; specifying certain conditions to exclude property from forfeiture; authorizing the seizure of certain property with or without a warrant under certain circumstances; requiring the seizing authority that seizes money to take certain actions; specifying certain standards and exceptions regarding the seizure of motor vehicles; requiring a certain law enforcement officer to recommend that a motor vehicle be forfeited under certain circumstances; requiring that a forfeiting authority surrender a motor vehicle on request to the owner under certain circumstances; specifying conditions under which an owner may obtain possession of seized property; specifying the time when seizure of real property occurs; authorizing an owner or owner's tenant to remain in possession of seized real property under certain circumstances; prohibiting an owner of certain real property from taking certain actions; specifying certain procedures for the conduct of forfeiture proceedings, including the filing of complaints and answers, posting and publishing of notice, and conducting hearings for real property and other property; specifying certain restrictions on forfeiture proceedings on property used as the principal family residence; specifying certain powers of a court in a certain forfeiture proceeding; requiring a court to issue a certain order after a full hearing under certain circumstances; authorizing the governing body where the property was seized to take certain actions; requiring certain proceeds to be used for certain expenses; requiring that certain proceeds of the sale of forfeited property be distributed to the Fund for a certain purpose; specifying the terms of sale of forfeited property; specifying the law governing the sale of certain collateral; requiring certain proceeds from the sale of certain property to be distributed in a certain manner; requiring lienholders to take certain actions before exercising the right to sell certain property and after the redemption of certain property; specifying the effect of this Act; defining certain terms; providing for the application of this Act; and generally relating to seizure and forfeiture of property used in connection with human trafficking.

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 11–910(d)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Procedure

Section 11–920; and 13–501 through 13–536 to be under the new subtitle

“Subtitle 5. Violations of the Human Trafficking Law”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 714 – Delegates Conaway, B. Robinson, and Tarrant**

AN ACT concerning

**Creation of a State Debt – Baltimore City – AIDS Interfaith Residential Services Program**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of AIDS Interfaith Residential Services, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 715 – Delegates Dumais, Anderson, Arora, Aumann, Barkley, Barnes, Barve, Bates, Beidle, Bobo, Braveboy, Bromwell, Cardin, Clagett, Clippinger, Cullison, Eckardt, Elliott, Feldman, Frank, Frick, Frush, Gaines, Gilchrist, Glass, Glenn, Griffith, Gutierrez, Guzzone, Haddaway–Riccio, Healey, Hixson, Holmes, Hough, Howard, Hubbard, Hucker, Ivey, Jameson, Jones, Kaiser, A. Kelly, Kipke, Krebs, Lafferty, Lee, Love, Luedtke, McComas, McDermott, McIntosh, A. Miller, Mitchell, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Reznik, B. Robinson, Rosenberg, Schuh, Simmons, Smigiel, Sophocleus, Stein, Stocksdale, Tarrant, F. Turner, V. Turner, Valderrama, Valentino–Smith, Waldstreicher, A. Washington, M. Washington, Wilson, and Zucker**

AN ACT concerning

**Family Law – Denial of Paternity, Custody, and Visitation**

FOR the purpose of excluding as a father of a child a man who has committed a certain sexual crime against the child's mother for purposes of certain provisions relating to the paternity of a child in a guardianship or adoption proceeding under certain circumstances; requiring a court to consider a certain statement when making a certain finding; prohibiting a court from requiring publication of certain information under certain circumstances; requiring that a certain hearing be held within a certain period of time; authorizing a court to order a man to provide financial support to a child under certain circumstances; prohibiting a court from awarding custody of or visitation with a child to a parent who has committed a certain sexual crime against the other parent

under certain circumstances; requiring a court to consider the safety and well-being of the child's other parent or guardian in approving supervised visitation; and generally relating to adoption, guardianship, custody, and visitation.

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 5–306, 5–3A–06, 5–3B–05, and 9–101.2  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 716 – Delegates Tarrant, Costa, Cullison, Elliott, Hubbard, A. Kelly, Kipke, Krebs, Nathan–Pulliam, Pena–Melnik, Ready, and V. Turner**

AN ACT concerning

**Drug Therapy Management – Physician–Pharmacist Agreements**

FOR the purpose of repealing certain provisions of law requiring certain physician–pharmacist agreements to be approved by the State Board of Pharmacy and the State Board of Physicians; requiring, in a group model health maintenance organization, a licensed physician who has entered into a certain physician–pharmacist agreement to provide drug therapy management to submit a copy of the agreement, certain modifications to the agreement, and certain protocols to the State Board of Physicians; requiring, in a group model health maintenance organization, a licensed pharmacist who has entered into a certain physician–pharmacist agreement to provide drug therapy management to submit a copy of the agreement, certain modifications to the agreement, and certain protocols to the State Board of Pharmacy; repealing certain provisions of law relating to the approval, term, and renewal of certain physician–pharmacist agreements; altering a certain definition; making stylistic and conforming changes; and generally relating to physician–pharmacist agreements for drug therapy management in a group model health maintenance organization.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 19–713.6  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 717 – Delegate Hubbard**

AN ACT concerning

**Health Occupations – Kinesiotherapy – Study**

FOR the purpose of requiring the State Board of Physicians, in cooperation with certain health occupation boards, the State Department of Veterans Affairs, and certain stakeholders, to study the practice of kinesiotherapy and make certain recommendations regarding the licensure and regulation of kinesiotherapy in the State; requiring the State Board of Physicians to report on the results of the study and recommendations made to certain committees of the General Assembly on or before a certain date; and generally relating to the study of kinesiotherapy.

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 718 – Delegate Serafini**

AN ACT concerning

**State Retirement and Pension System – Service Credit for Unused Sick Leave**

FOR the purpose of making certain members of the State Retirement and Pension System eligible to receive creditable service at retirement for unused sick leave accumulated as a member of a former system in the State Retirement and Pension System under certain circumstances; providing for the computation of the creditable service for unused sick leave accumulated in the former State system; requiring the Department of Legislative Services to provide a certain report on or before a certain date; and generally relating to additional creditable service at retirement for unused sick leave for members of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 20–206  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 719 – Delegates McDermott, Afzali, Clippinger, Cluster, Conaway, Dumais, Hogan, Hough, Jacobs, McComas, Mitchell, Otto, Ready, and Smigiel**

AN ACT concerning



**Criminal Law – False Statement Concerning Destructive Device or Toxic  
Material – Venue**

FOR the purpose of adding an additional venue in which a person may be prosecuted for a false statement concerning a destructive device or toxic material; making certain stylistic changes; and generally relating to false statements concerning a destructive device or toxic material.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 9–504(b)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 9–504(d)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 720 – Washington County Delegation**

AN ACT concerning

**Washington County – Salary Study Commission – Updating Salary Provisions  
– Membership**

FOR the purpose of updating certain provisions concerning the salaries of certain county officials; altering the membership of the Washington County Salary Study Commission; and generally relating to the Washington County Salary Study Commission.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 15–109(w)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 12–203(b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 12–205  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 25 – County Commissioners  
Section 51(q)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 3–1302  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 2–108(v)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 721 – Delegate Cardin**

AN ACT concerning

#### **Vehicle Laws – Excise Tax Exemptions – Leased Vehicles**

FOR the purpose of exempting certain leased vehicles from the excise tax imposed on the issuance of a certificate of title; and generally relating to certain exemptions from the vehicle excise tax.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 13–809(b)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–810(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 722 – Delegates Afzali, Fisher, George, and Serafini**

AN ACT concerning

**Estate Taxes – Qualified Family-Owned Business Property – Exclusion**

FOR the purpose of altering the determination of the Maryland estate tax under certain circumstances to exclude from the value of the gross estate the value of certain family-owned business property; limiting the Maryland estate tax imposed on certain family-owned business property above a certain amount; providing for the recapture of certain Maryland estate tax under certain circumstances; requiring the Comptroller to adopt certain regulations; providing for the application of this Act; defining certain terms; and generally relating to the Maryland estate tax.

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 7–309(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 7–309(b)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Tax – General

Section 7–309(d)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 723 – Delegates Tarrant, Costa, Cullison, Elliott, Hubbard,  
A. Kelly, Kipke, Krebs, Ready, and V. Turner**

AN ACT concerning

**Health Occupations – Physician Assistants – Authority to Practice**

FOR the purpose of authorizing a physician assistant to complete a certain certificate that an individual of a certain age is pregnant or has given birth to a child; authorizing a physician assistant to provide certain information on a certificate

of birth under certain circumstances; authorizing a physician assistant to fill out and sign a certificate of death under certain circumstances; requiring certain individuals to notify the medical examiner under certain circumstances if a deceased was not under treatment by a physician assistant during a terminal illness; authorizing a physician assistant to file a replacement death certificate under certain circumstances; authorizing a physician assistant to complete a “do not resuscitate order”; authorizing a physician assistant to serve as a witness to an advance directive; requiring that certain documentation of an oral advance directive be dated and signed by a physician assistant under certain circumstances; authorizing a physician assistant to provide an oral emergency medical services “do not resuscitate order”; requiring a certain form to be suitable for containing a physician assistant’s medical orders relating to a patient’s medical condition; requiring a health care facility on request of a patient to offer a physician assistant the opportunity to participate in updating or completing a “Medical Orders for Life–Sustaining Treatment” form; requiring a health care facility to comply with certain medical orders regardless of whether the physician assistant who signed the form has admitting privileges or is otherwise credentialed at the health care facility; providing that certain provisions of law may not be construed to require a physician assistant to prescribe or render medical treatment that is ethically inappropriate or medically ineffective; authorizing a physician assistant to make a certain petition for an emergency evaluation of an individual; requiring a physician assistant to give a certain petition to a peace officer; requiring a peace officer to take an emergency evaluatee to a certain emergency facility if the peace officer has a certain petition that is signed and submitted by a physician assistant; authorizing a physician assistant to certify certain medical conditions of an applicant for a special disability registration number and plates for a certain vehicle; requiring a certain health occupation board to be responsible for the development and maintenance of certain database systems; authorizing a physician assistant to certify the existence of certain permanent disabilities for applicants for a certain parking placard; authorizing a physician assistant to certify the existence of a temporary disability of an applicant for a temporary parking placard; altering a certain definition; defining certain terms; making certain stylistic and conforming changes; and generally relating to the authority to practice as a physician assistant.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 2–301

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 4–201(a), 4–208(a)(1), 4–212(a), 5–601(a), 10–620(a), and 10–622(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General  
Section 4–201(m) and 5–601(s)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General  
Section 4–201(m), (n), and (o), 4–208(a)(2), 4–212(b), (c), (e), and (h), 5–601(i),  
(s), and (t), 5–602(c) and (d), 5–608(c), 5–608.1(b), (c), and (f), 5–611(a)  
and (b), 10–620(e), 10–622(b) and (d), 10–623, 10–624(a), and 10–628  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 13–616(a), (b)(1) and (2), and (m), 13–616.1(a) and (k), and 13–616.2(a),  
(b), (c), and (i)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 724 – Chair, Health and Government Operations Committee (By Request – Departmental – Insurance Administration, Maryland)**

AN ACT concerning

**Insurance – Risk Based Capital Standards – Fraternal Benefit Societies and Life Insurers**

FOR the purpose of requiring that a fraternal benefit society's risk based capital be determined in accordance with a certain formula set forth in certain instructions; altering the circumstances under which a company action level event occurs in the case of a life insurer; establishing the circumstances under which a company action level event occurs in the case of a fraternal benefit society; requiring the Maryland Insurance Commissioner to take any action that may be necessary to place a fraternal benefit society under conservation, rehabilitation, or liquidation if a mandatory control level event occurs; providing that certain provisions of law apply to fraternal benefit societies; defining a certain term; and generally relating to company action level events, fraternal benefit societies, and life insurers.

BY repealing and reenacting, without amendments,  
Article – Insurance

Section 4–301(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Insurance  
Section 4–301(f–1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 4–301(k), 4–304, 4–305(a), 4–308, and 8–403  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 725 – Delegates McMillan, Frick, and A. Kelly**

AN ACT concerning

**Vehicle Laws – Title and Registration – Transfer to Surviving Spouse**

FOR the purpose of establishing that when the interest in a vehicle of one joint owner passes by operation of law to another joint owner who is the surviving spouse, the surviving spouse is not required to apply for a new certificate of title or submit a certain certificate of title to the Motor Vehicle Administration until a certain time; authorizing a surviving spouse to drive a certain vehicle and allow the vehicle to be driven on a highway until a certain time without applying for a certain registration if the interest in the vehicle passes to the surviving spouse through joint ownership; prohibiting the Administration, on the death of a joint owner of a vehicle, from charging a fee to another joint owner who is the surviving spouse for the issuance of a new certificate of title for the vehicle; and generally relating to the title and registration of a vehicle transferred to a surviving spouse.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–114, 13–504, 13–801, and 13–802  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 13–805

Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 726 – Delegates V. Turner, Bromwell, Costa, Cullison, Donoghue, Elliott, Frank, Hubbard, Kach, A. Kelly, Kipke, McDonough, Morhaim, Murphy, Oaks, Pena–Melnik, Ready, Reznik, and Tarrant**

AN ACT concerning

**Economic Development – Sickle Cell Disease Research Program**

FOR the purpose of establishing the Sickle Cell Disease Research Program to be administered by the Maryland Technology Development Corporation to provide grants for certain sickle cell disease research projects; establishing the purposes of the Program; establishing the Sickle Cell Disease Research Fund in the Corporation; providing for the purpose and composition of the Fund; requiring the Executive Director of the Corporation or the Executive Director's designee to administer the Fund; requiring the State Treasurer to invest money in the Fund; providing that earnings of the Fund shall be credited to the Fund; establishing certain types of grants to be awarded under the Program; requiring the Corporation to adopt certain regulations; requiring the Corporation to include certain information in a certain report to the Governor and General Assembly; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; defining certain terms; and generally relating to the creation of a program for sickle cell disease research.

BY adding to

Article – Economic Development

Section 10–463 through 10–468 to be under the new part “Part VI. Sickle Cell Disease Research Program”

Annotated Code of Maryland

(2008 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)69. and 70.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)71.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 89 – Delegates Barkley, Barnes, Burns, Clagett, Davis, Feldman, Haddaway–Riccio, Hershey, Impallaria, Ivey, Jameson, Kaiser, Love, Luedtke, McDermott, W. Miller, Minnick, Reznik, S. Robinson, Rudolph, Schulz, Summers, Vaughn, and Zucker**

AN ACT concerning

**Gas Companies – Rate Regulation – Infrastructure Replacement Surcharge**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

**HB0089/923420/2**

BY: Delegate McDonough

#### AMENDMENT TO HOUSE BILL 89, AS AMENDED

(First Reading File Bill)

Strike the Economic Matters Committee Amendments (HB0089/803798/1) in their entirety.

On pages 1 and 2 of the bill, strike beginning with “authorizing” in line 3 on page 1 through “terms;” in line 5 on page 2 and substitute “prohibiting the Public Service Commission from authorizing a gas company to recover certain costs through an infrastructure replacement surcharge imposed on certain customers unless specifically authorized by an enactment of the General Assembly.”.

On pages 2 through 7 of the bill, strike in their entirety the lines beginning with line 17 on page 2 through line 13 on page 7, inclusive, and substitute:

**“UNLESS SPECIFICALLY AUTHORIZED BY AN ENACTMENT OF THE GENERAL ASSEMBLY, THE COMMISSION MAY NOT AUTHORIZE A GAS COMPANY**



**TO RECOVER COSTS OF INVESTMENTS IN INFRASTRUCTURE REPLACEMENT PROJECTS THROUGH AN INFRASTRUCTURE REPLACEMENT SURCHARGE IMPOSED ON ITS CUSTOMERS.”.**

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 23    Negative – 104    (See Roll Call No. 48)

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 49)

**ADJOURNMENT**

At 9:01 P.M. on motion of Delegate Barve the House adjourned until 9:00 A.M. on Tuesday, February 5, 2013.

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**Annapolis, Maryland**  
**Tuesday, February 5, 2013**

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The House met at 9:11 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Justin Ready of Carroll County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 50)

The Journal of February 4, 2013 was read and approved.

**EXCUSES:**

Del. Barnes – business

Del. Branch – medical

Del. Bromwell – illness

Del. Carr – personal

Del. Clagett – personal

Del. Nathan–Pulliam – late – illness

**INTRODUCTION OF BILLS**

**House Bill 727 – Delegates McDermott, Clippinger, Cluster, Conaway,  
Dumais, Hough, K. Kelly, and Mitchell**

AN ACT concerning

**Criminal Defendants – Citations – Theft**

FOR the purpose of requiring a police officer to charge a person by citation for theft of property or services with a value of less than a certain monetary amount; and generally relating to criminal citations.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 4–101

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 728 – Delegates Parrott and Stocksdales**

AN ACT concerning

**Natural Resources – Tree Experts – Prohibition**

FOR the purpose of prohibiting a licensed tree expert from supervising more than one company that provides tree expert services; making stylistic changes; and generally relating to tree experts.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–423

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 729 – Delegates Parrott, Afzali, Aumann, Boteler, Dwyer, Elliott, Haddaway–Riccio, Hogan, Impallaria, Kipke, Krebs, McComas, McDonough, Ready, B. Robinson, Stocksdales, Szeliga, and Vitale**

AN ACT concerning

**Election Law – Petitions – Confidentiality**

FOR the purpose of prohibiting public inspection of a petition after the petition is filed with the State Board of Elections or a county board of elections, with a certain exception; requiring a custodian to permit a person to inspect a petition if the person requires access to the petition to facilitate judicial review of a determination concerning the sufficiency of the petition; providing that a custodian may not disclose personal information contained in a petition to the general public; defining a certain term; and generally relating to the confidentiality of petitions.

BY repealing and reenacting, without amendments,

Article – Election Law

Section 6–205(a)(1)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Election Law

Section 6–205(e)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Government

Section 10–616(v)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 730 – Delegates Parrott, Afzali, Aumann, Boteler, Dwyer, Eckardt, Frank, George, Haddaway–Riccio, Hogan, Hough, Impallaria, Kipke, Krebs, McComas, W. Miller, Norman, Smigiel, Stocksdales, Szeliga, and Vitale**

AN ACT concerning

**Election Law – Polling Places – Electioneering**

FOR the purpose of requiring that electioneering be allowed on the premises of a public building that is used for a polling place up to a certain electioneering boundary; prohibiting a polling place from being located in a privately owned building unless the owner of the building agrees to allow electioneering on the premises up to a certain electioneering boundary; and generally relating to electioneering at polling places.

BY repealing and reenacting, without amendments,

Article – Election Law

Section 10–101(a)(1) and (2)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 10–101(a)(3) and (4)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 731 – Delegates Parrott, Dwyer, Hough, Kipke, Krebs, McComas, W. Miller, Norman, Smigiel, and Stocksdales**

**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

**Capital Projects – Eliminating Individual Bond Bills**

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

BY proposing an amendment to the Maryland Constitution  
Article III – Legislative Department  
Section 33

Read the first time and referred to the Committee on Rules and Executive Nominations.

**House Bill 732 – Delegates Parrott, Impallaria, Sophocleus, and Stocksdales**

AN ACT concerning

**Vehicle Laws – Fleeing or Eluding Police**

FOR the purpose of creating an exception to the prohibition against attempting to elude a police officer under certain circumstances to allow a driver who has been given a visual or an audible signal to stop by a police officer in a vehicle that is not an appropriately marked police vehicle but is displaying an activated flashing blue or red and blue light to proceed directly to a police station or any other lighted public location before stopping; altering the law to prohibit a driver who has been given a visual or an audible signal to stop by a police officer from attempting to elude the police officer in a manner that poses a risk of imminent bodily injury to another person; making it a felony for a driver to attempt, in a certain manner, to elude a police officer who gives the driver a visual or an audible signal to stop and the driver's actions pose a risk of imminent bodily injury to, result in bodily injury to, or result in the death of another person; defining certain terms; altering a certain definition; making conforming changes; and generally relating to eluding police officers by drivers of vehicles under certain circumstances.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–904  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 733 – The Speaker (By Request – Department of Legislative Services – Code Revision)**

AN ACT concerning

**Local Government – Cross-References and Corrections**

FOR the purpose of correcting certain cross-references to the Local Government Article in the Annotated Code of Maryland; correcting certain errors and omissions in and relating to the Local Government Article; clarifying the application of certain provisions; making certain conforming changes; deleting certain obsolete references; providing for the construction and effect of certain provisions of the Local Government Article; making stylistic changes; and generally relating to the Local Government Article and cross-references and corrections to it.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 15–109(b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Business Occupations and Professions  
Section 1–203(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 1–204(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 4–401(10)(i), (vi), (ix), and (xiii), 5–114(a)(5), 5–301(d)(1), (2), (3), and (5), 6–410(b)(1), 7–409(a)(2)(xvi), 7–501(c), and 12–401(d)(1)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 10–110(j)(1)(ii) and 13–302(m)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure

Section 13–104 and 15–414(e)(2)(ii)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 10–111(a), 10–340(g)(1), 10–508(a)(3), 12–112(b), 12–115, 12–205(d)(3),  
12–304(d)(1), and 12–308(d)(3)  
Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 3–203(a)(1)(i), 4–306.2(p)(1), and 5–602(d), (g), and (j)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 2–204(a)(1), 6–102(b), 7–101(7) and (8), 7–102(f)(2), 9–104(h), and  
13–604(d)(2)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–206(d)(1), 9–505(a)(1), 9–506(a)(1)(ii), 9–697(d), 9–1608(c), 9–1614(b),  
and 15–504(a)(2)(iii)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 2–108(b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Financial Institutions  
Section 7–116 and 7–223  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 14–402(a)(2)  
Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Housing and Community Development  
Section 4–231(c)(1), 4–239(d)(6), 4–247(b)(6), 4–1608(a)(2), and 4–1609(a)  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 9–404(a)(2)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Land Use  
Section 1–101(c) and (d), 1–204(a), 1–206, 1–207(a), 1–301(2), 1–302(4), 1–402,  
1–501, 5–104(a)(5)(ii), 9–1607(b), 9–1608(b), 11–206, 17–208(g),  
18–211, 22–403(a)(1), and 23–102(c)  
Annotated Code of Maryland  
(2012 Volume)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 3–107(b), 3–122(b)(1) and (4), 3–908(d), 3–915, 5–307(h), and  
8–1103(i)(2)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 12–1004(c)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 22–204(b), 29–101(h), and 29–102(g)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 10–704(a), 10–706(b), 10–707(b), and 11B–104(c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)



BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 5–606(b), 6–222(a)(8), 8–117(c), and 8–202  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 2–1220(d)(1)(i), 2–1237(a)(14), 15–802, and 15–853(d)(4)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 4–103(a)(4) and 11–102(c)(1)(iii)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 7–243 and 9–102(a)(3)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 5–419(c), 8–610(h), and 8–630(a)(2)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 734 – Delegates Parrott, Aumann, Bates, Boteler, Dwyer, Eckardt, Elliott, Frank, George, Impallaria, Kipke, Krebs, McComas, McDonough, McMillan, W. Miller, Smigiel, Szeliga, Vitale, and Wood**

AN ACT concerning

**University System of Maryland – Institution Management – Admissions Requirements**

FOR the purpose of requiring each institution or school within the University System of Maryland to maintain its total student body in a certain manner; and generally relating to admission requirements for institutions of the University System of Maryland.

BY adding to

Article – Education  
Section 12–104.2  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 51)

### **THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

#### **THIRD READING CALENDAR (HOUSE BILLS) #1**

##### **House Bill 75 – Delegate Feldman**

AN ACT concerning

##### **Utility Service Protection Program – Annual Report – Deadline**

Read the third time and passed by yeas and nays as follows:

Affirmative – 129    Negative – 0    (See Roll Call No. 52)

The Bill was then sent to the Senate.

### **INTRODUCTION OF HOUSE SIMPLE RESOLUTION**

##### **House Simple Resolution 1 – The Speaker**

A House Simple Resolution concerning

##### **In Re: Delegate William “Tony” McConkey Resolution of Reprimand**

FOR the purpose of adopting the findings and conclusions contained in the Report by the Joint Committee on Legislative Ethics issued on February 4, 2013; and ordering the

reprimand of Delegate William “Tony” McConkey by the House of Delegates of Maryland pursuant to Article III, Section 19 of the Maryland Constitution.

WHEREAS, The Joint Committee on Legislative Ethics, pursuant to a complaint filed with the Joint Committee on April 10, 2012, conducted a thorough review of the allegations of violations of the Maryland Public Ethics Law by Delegate William “Tony” McConkey relating to legislative actions that would provide Delegate McConkey with a direct and personal financial benefit; and

WHEREAS, The Joint Committee on Legislative Ethics submitted detailed findings, adopted by unanimous vote of its members, in a Report dated February 4, 2013; and

WHEREAS, The Joint Committee on Legislative Ethics recommended in its Report, with a majority of members concurring, that “[t]he Speaker of the House of Delegates submit to the House of Delegates, and the full House of Delegates adopt, a resolution of reprimand expressing the House of Delegates’ disapproval of Delegate McConkey’s actions, based on his activities as set forth in this Report of the Joint Committee on Legislative Ethics”; now, therefore, be it

RESOLVED BY THE GENERAL ASSEMBLY OF MARYLAND, That the House of Delegates of Maryland adopt the findings and conclusions contained in the Report issued on February 4, 2013, by the Joint Committee on Legislative Ethics; and be it further

RESOLVED, That Delegate William “Tony” McConkey be reprimanded by the House of Delegates of Maryland, pursuant to Article III, Section 19 of the Maryland Constitution.

Read and adopted by roll call vote as follows:

Affirmative – 127    Negative – 3    (See Roll Call No. 53)

REPORT OF THE JOINT COMMITTEE ON LEGISLATIVE ETHICS  
IN RE: STATE DELEGATE WILLIAM “TONY” MCCONKEY

(See Exhibit D of Appendix II)

Journalized.

### QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 54)

**ADJOURNMENT**

At 9:30 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Wednesday, February 6, 2013.

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**Annapolis, Maryland**  
**Wednesday, February 6, 2013**

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The House met at 10:03 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Kelly Schulz of Frederick County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 126 Members present.

(See Roll Call No. 55)

The Journal of February 5, 2013 was read and approved.

**EXCUSES:**

Del. Carter – personal – traffic

Del. Davis – illness

Del. Donoghue – illness

Del. Frick – business

Del. Kach – illness

Del. Nathan–Pulliam – illness

Del. Parrott – funeral

**INTRODUCTION OF BILLS**

**House Bill 735 – Delegates Olszewski, Barkley, Barnes, Bobo, Braveboy, Clagett, Clippinger, Cullison, Dumais, Frick, Frush, Gutierrez, Guzzone, Healey, Hixson, Hubbard, Hucker, Ivey, Jameson, Kaiser, A. Kelly, Lafferty, Lee, Love, Luedtke, McIntosh, A. Miller, Mizeur, Pena–Melnyk, Reznik, B. Robinson, S. Robinson, Tarrant, F. Turner, Valderrama, Vaughn, Waldstreicher, A. Washington, M. Washington, and Zucker**

AN ACT concerning

**Labor and Employment – Maryland Earned Sick and Safe Leave Act**

FOR the purpose of requiring certain employers to provide employees with certain earned sick and safe leave; providing for the manner in which earned sick and safe leave is accrued by the employee and treated by the employer; requiring an employer to allow an employee to use earned sick and safe leave for certain

purposes; requiring an employee, under certain circumstances, to request leave, notify the employer of certain information, and comply with certain procedures; authorizing an employer to establish, subject to certain limitations, certain procedures for an employee to follow when requesting and taking earned sick and safe leave; authorizing an employer, under certain circumstances, to require an employee to provide certain documentation subject to certain limitations; requiring an employer to notify the employees that the employees are entitled to certain earned sick and safe leave; specifying the information that must be included in the notice; requiring the Commissioner of Labor and Industry to create and make available a certain poster and notice; providing for the manner in which an employer may comply with a certain notice requirement; establishing certain civil penalties for the violation of certain provisions of this Act; requiring an employer to keep certain records for a certain time period; authorizing the Commissioner under certain circumstances to inspect certain records; establishing a rebuttable presumption that an employer has violated certain provisions of this Act under certain circumstances; providing that a certain rebuttable presumption may be overcome only with certain evidence; authorizing the Commissioner to take certain acts when the Commissioner determines certain provisions of this Act have been violated; authorizing an employee to bring a civil action in a certain court against an employer for a violation of certain provisions of this Act; requiring that a certain action be brought within a certain time period; authorizing a court to award certain damages and fees under certain circumstances; establishing certain prohibited acts; providing for certain criminal penalties; providing that certain protections apply to certain employees; requiring the Commissioner to develop and implement a certain outreach program; authorizing the Commissioner to adopt regulations to carry out certain provisions of this Act; authorizing the Commissioner to conduct an investigation, under certain circumstances, to determine whether certain provisions of this Act have been violated; requiring the Commissioner, except under certain circumstances, to keep certain information confidential; providing for the construction of certain provisions of this Act; defining certain terms; and generally relating to earned sick and safe leave.

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 2–106(b)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Labor and Employment

Section 3–103(f); and 3–1101 through 3–1111 to be under the new subtitle

“Subtitle 11. Earned Sick and Safe Leave”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 736 – Delegate Kipke**

AN ACT concerning

**Health Insurance – Pharmacy Benefits Managers – Specialty Drugs**

FOR the purpose of requiring the State Board of Pharmacy, in consultation with the University of Maryland School of Pharmacy and taking into account certain circumstances, to specify the prescription drugs that may be considered specialty drugs by a pharmacy benefits manager; requiring the Board to publish in the Maryland Register a list of the prescription drugs that may be considered specialty drugs; requiring a pharmacy benefits manager to designate only prescription drugs that are on the list of specialty drugs published by the Board if the pharmacy benefits manager intends to designate certain prescription drugs as specialty drugs on a formulary; requiring a pharmacy benefits manager to allow any licensed pharmacy or licensed pharmacist in the State to fill a prescription for a specialty drug if the licensed pharmacy or licensed pharmacist meets certain requirements; prohibiting a pharmacy benefits manager from requiring a specialty drug to be dispensed by mail order; requiring a pharmacy benefits manager to reimburse a retail pharmacy for a specialty drug at a certain rate; defining a certain term; and generally relating to pharmacy benefits managers and specialty drugs.

BY adding to

Article – Insurance

Section 15–1632

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 737 – Delegates Olszewski, Clippinger, Arora, Barnes, Bromwell, Cardin, Cluster, DeBoy, Elliott, Kach, Kaiser, Krebs, McComas, McDermott, Mitchell, Pendergrass, Reznik, Stocksdales, and Valderrama**

AN ACT concerning

**Crimes – Malicious Destruction of Property by Graffiti – Penalties**

FOR the purpose of altering the requirement that a court order a person convicted of causing malicious destruction of property by an act of graffiti to either pay restitution or perform community service or both so as to require that the court

order both the payment of restitution and community service; and generally relating to malicious destruction of property by an act of graffiti.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 6–301  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 738 – Allegany County Delegation**

AN ACT concerning

#### **Juvenile Law – Jurisdiction – False Statements About Destructive Devices or Toxic Materials**

FOR the purpose of excluding from the jurisdiction of the juvenile court certain juvenile offenders who violate a certain prohibition against making a false statement about a destructive device or toxic material; and generally relating to the jurisdiction of the juvenile court over juvenile offenders who make false statements about destructive devices or toxic materials.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–03(d)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 9–504  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 739 – Delegates Parrott, Aumann, Bates, Boteler, Dwyer, Eckardt, Elliott, Fisher, Frank, George, Impallaria, Kipke, Krebs, McComas, McDonough, McMillan, W. Miller, Smigiel, Szeliga, Vitale, and Wood**

AN ACT concerning

#### **Public Institutions of Higher Education – Legal Presence and Tuition Rates – Reporting**



FOR the purpose of requiring certain institutions of higher education to report annually to the Maryland Higher Education Commission the number of students attending that institution who are legally present, or not legally present, in the United States, and the number of students who pay certain tuition rates, disaggregated by certain categories; requiring the Commission to report annually to the General Assembly certain information relating to certain students; defining a certain term; and generally relating to the reporting by public institutions of higher education of students who are legally present, or not legally present, in the United States.

BY adding to

Article – Education

Section 11–408

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations and the Committee on Ways and Means.

**House Bill 740 – Delegates Hixson, Boteler, Cardin, Carr, Cullison, Frick, Howard, Ivey, Kaiser, Luedtke, A. Miller, Reznik, Rosenberg, Summers, F. Turner, Vaughn, Walker, and A. Washington**

AN ACT concerning

**Graduate Level Education – Exemption from Paying Nonresident Tuition –  
Members of the United States Armed Forces**

FOR the purpose of exempting certain individuals who attend certain institutions of higher education for graduate level education from paying certain tuition rates under certain circumstances; renumbering certain provisions of law; and generally relating to exempting members of the United States armed forces from paying nonresident tuition for graduate level education.

BY renumbering

Article – Education

Section 15–106.4(d)

to be Section 15–106.4(e)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 15–106.4(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 15–106.4(d)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 741 – Delegate Carr**

AN ACT concerning

#### **Public Service Commission – New and Changed Rates – Notice Period**

FOR the purpose of altering the period during which a public service company is required to provide notice to the Public Service Commission before establishing or changing a certain rate; altering the number of days during which a public service company is required to publish a new rate or change in rate in certain schedules; defining certain terms; and generally relating to public utility rate setting proceedings.

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 4–203

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 742 – Delegates Waldstreicher and McDermott**

#### **EMERGENCY BILL**

AN ACT concerning

#### **Criminal Procedure – Citation Authority**

FOR the purpose of authorizing a police officer to charge by citation for certain crimes; making this Act an emergency measure; and generally relating to criminal citations.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 4–101(c)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 743 – Delegates Gilchrist, Afzali, Barkley, Ivey, A. Miller, Schuh, and Serafini**

AN ACT concerning

**Income Tax – Subtraction Modification for Retirement Income**

FOR the purpose of altering the calculation of the maximum subtraction modification allowed under the Maryland income tax for certain retirement income for certain taxable years; including income from certain retirement plans within a certain subtraction modification for certain retirement income under certain circumstances; and generally relating to an income tax subtraction modification for certain retirement income.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–209  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 744 – Delegates Carter, Oaks, and Rosenberg**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Park Heights Women and Children’s Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$450,000, the proceeds to be used as a grant to the Board of Directors of the Gaudenzia Foundation, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 745 – Delegates Carter, Oaks, and Rosenberg**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Liberty Rec and Tech Center**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$200,000, the proceeds to be used as a grant to the Board of Directors of Howard Park Civic Association, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 746 – Delegate Reznik**

AN ACT concerning

**Health Occupations – Licensed Podiatrists – Scope of Practice**

FOR the purpose of altering the definition of “practice podiatry” to include the surgical treatment of acute ankle fracture in the scope of practice of licensed podiatrists; and generally relating to licensed podiatrists.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 16–101  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 747 – Delegates Simmons, Barve, and Gilchrist**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Rockville Emergency  
Management and Maintenance Facility**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$340,000, the proceeds to be used as a grant to the Mayor and City Council of the City of Rockville for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 748 – Delegates Simmons and Kramer**

AN ACT concerning

**Family Law – Grounds for Divorce**

FOR the purpose of providing that for purposes of granting a limited or an absolute divorce, parties shall be considered to be living separate and apart without cohabitation even if the parties share living expenses and a residence, as long as the parties maintain separate bedrooms; establishing that certain third party corroboration is not necessary under this Act; and generally relating to the grounds for a limited or an absolute divorce.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 7–102 and 7–103

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 749 – Delegate Beitzel**

AN ACT concerning

**Garrett County – Alcoholic Beverages – Licenses, Permits, and Other Authorizations**

FOR the purpose of authorizing the Board of License Commissioners in Garrett County to grant certain license holders a privilege at no charge to sell certain alcoholic beverages at catered events in commemorative or special event bottles for consumption off the licensed premises under certain circumstances; establishing a Class BDR beer and wine license for a deluxe restaurant that has a certain minimum seating capacity and a certain minimum capital investment; specifying certain privileges, issuing fees, and annual fees for certain licenses with or without a catering option; providing for the days and hours of sale for certain licenses; authorizing the Board to adopt certain regulations; establishing a refillable container permit; authorizing the Board to issue the permit to certain draft beer license holders; requiring a container to meet certain specifications to be used as a refillable container permit; specifying the time when sales may begin on Sunday for a wine festival license issued for use in a certain location; authorizing certain Sunday sales to be made under certain circumstances; establishing beer festival licenses; authorizing the Board to issue annually a certain number of beer festival licenses; requiring that a beer festival license be issued to a holder of a certain license; authorizing a holder of a beer festival license to display and sell beer under certain circumstances; requiring the Board to perform certain activities; requiring a product to be displayed and sold at a beer festival to be invoiced in a certain manner and to be

delivered to the beer festival from the licensed premises of the wholesaler; authorizing certain license holders to enter into a certain agreement under certain circumstances; authorizing Sunday sales under certain circumstances; requiring the Board to adopt certain regulations; adding an establishment for which a certain license is issued to the list of establishments in which an individual under certain circumstances may consume wine not purchased from or provided by the license holder; and generally relating to alcoholic beverages in Garrett County.

BY adding to

Article 2B – Alcoholic Beverages

Section 5–201(m–1) and (m–2), 6–201(m)(6), 6–401(m)(4), and 8–807

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 5–401(m), 6–201(m)(5)(iii), 6–401(m)(2)(ii), 7–101(p), 8–212, 8–308.3(h),  
and 12–107(b)(10)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 5–401(a)(1) and 8–308.3(b)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 750 – Chair, Ways and Means Committee (By Request –  
Departmental – Veterans Affairs)**

AN ACT concerning

**Maryland Veterans Trust Fund – Income Tax Checkoff**

FOR the purpose of establishing an income tax checkoff for the Maryland Veterans Trust Fund; requiring the Comptroller of the Treasury to include a checkoff on individual income tax return forms for voluntary contributions to the Fund and to include certain information in each individual income tax return package; requiring the Comptroller to collect and account for contributions made through the checkoff system and to credit the proceeds to the Fund after deducting the amount necessary to administer the checkoff; providing for the application of this Act; and generally relating to an income tax checkoff system for contributions to the Maryland Veterans Trust Fund.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–913(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–913(e)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 2–114 and 10–804(k)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 751 – Chair, Ways and Means Committee (By Request –  
Departmental – Business and Economic Development)**

AN ACT concerning

**Income Tax Credit – Maryland Qualified Research and Development  
Expenses – Credit Amounts**

FOR the purpose of altering the total amount of research and development credits that the Department of Business and Economic Development may approve in a calendar year; providing for the application of this Act; and generally relating to certain credits against the State income tax based on certain expenses paid or incurred for certain research and development conducted in the State.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–721(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–721(c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 752 – Chair, Ways and Means Committee (By Request –  
Departmental – Lottery)**

AN ACT concerning

**Video Lottery Gaming – Term of License**

FOR the purpose of altering the term of a certain video lottery license; and generally relating to video lottery licenses and the Maryland Lottery and Gaming Control Commission.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–07(f)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 753 – Delegates Malone, Kach, Clagett, Barkley, Bobo, Hogan,  
Howard, Lafferty, A. Miller, Murphy, Pendergrass, Reznik, Stein, and  
Weir**

AN ACT concerning

**Motor Vehicles – Use of Wireless Communication Device – Prohibited Acts,  
Enforcement, and Penalties**

FOR the purpose of repealing certain provisions of law that require enforcement as a secondary offense of certain violations involving the use of a wireless communication device while operating a motor vehicle; repealing certain provisions of law that apply certain prohibitions involving the use of a wireless communication device to certain operators of certain motor vehicles only if the motor vehicle is in motion; providing that certain prohibitions against the use of a wireless communication device while operating a motor vehicle apply only if the vehicle is in the travel portion of the roadway; altering the penalty imposed for a violation of a certain prohibition on the use of a handheld telephone while operating a motor vehicle; repealing a certain provision of law prohibiting, under certain circumstances, a certain assessment of points for a first violation of a certain prohibition on the use of a handheld telephone while operating a motor vehicle; and generally relating to the use of wireless communication devices while operating a motor vehicle.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–1124 and 21–1124.2



Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 27–101(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 754 – Delegates Beidle, Niemann, and Stein**

AN ACT concerning

**Environment – Reduction of Lead Risk in Housing – Qualified Offer**

FOR the purpose of prohibiting a certain person from bringing a certain action against certain owners under certain circumstances; entitling a certain person who receives certain notice to certain evidence under certain circumstances; requiring a certain person to provide certain evidence within a certain period of time; authorizing a certain owner to require a certain test for elevated blood lead for certain persons within a certain period of time; authorizing a certain person to make a qualified offer in a certain manner; requiring certain qualified offers to be made to certain persons within a certain period of time; providing certain liability protection to a certain owner under certain circumstances; requiring a qualified offer to include certain payments under certain circumstances and in a certain manner; providing the maximum amount payable under a qualified offer; defining certain terms; and generally relating to qualified offers made by owners of rental property.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 6–826, 6–829, 6–830, 6–831, 6–836, 6–839, and 6–840  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 6–827 and 6–828  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Environment  
Section 6–828.1  
Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 755 – Delegates Stukes, Boteler, Oaks, B. Robinson, and Walker**

AN ACT concerning

**Transportation – Transit Vehicle Operators – Prohibition on Use of Wireless Communication Devices**

FOR the purpose of prohibiting a person from using a certain wireless communication device while operating a transit vehicle; defining a certain term; establishing a certain penalty; and generally relating to the use of certain wireless communication devices by persons who operate transit vehicles.

BY adding to

Article – Transportation

Section 7–705.1

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 756 – Delegates Oaks, Anderson, Branch, Bromwell, Clippinger, Conaway, Glenn, Haynes, Malone, McHale, McIntosh, Minnick, Mitchell, Olszewski, B. Robinson, Rosenberg, Rudolph, Stein, Stukes, Tarrant, and Weir**

AN ACT concerning

**State Birds – Oriole and Raven**

FOR the purpose of making the raven the second State bird of Maryland.

BY repealing and reenacting, with amendments,

Article – State Government

Section 13–302

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 757 – Delegate Holmes**

AN ACT concerning

**Procurement – Minority Business Enterprises – Reporting of Architectural Services and Engineering Services Contracts**

FOR the purpose of requiring certain units of State government to report to certain entities information concerning procurements by the unit for architectural services and engineering services involving minority business enterprises for the preceding fiscal year; altering certain definitions; and generally relating to the reporting of procurements for architectural services and engineering services and minority business enterprises.

BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 11–101(b) and (i)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 14–305  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 758 – Delegate Frush**

AN ACT concerning

**Election Law – Polling Places – Waiting Times to Vote**

FOR the purpose of requiring that each polling place on election day be supplied with a number of voting machines and staffed with a number of election judges that the State Board of Elections, in collaboration with the local boards of elections, determines is sufficient to ensure that each voter will be able to cast a ballot after waiting no more than a certain length of time; requiring each county to have a number of voting centers that the State Board, in collaboration with the local boards, determines is sufficient to ensure that each voter will be able to cast a ballot after waiting no more than a certain length of time; and generally relating to waiting times to vote.

BY repealing and reenacting, without amendments,  
Article – Election Law  
Section 10–101(a)(1) and 10–301.1(a) and (c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 10–101(a)(2)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Election Law  
Section 10–301.1(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Election Law  
Section 10–301.1(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 759 – Delegate Malone**

AN ACT concerning

#### **Vehicle Laws – Distracted Driving – Prohibition**

FOR the purpose of prohibiting a person from driving a motor vehicle in an inattentive manner resulting in the unsafe operation of the motor vehicle when the inattention is caused by the driver engaging in a certain preoccupying activity; providing that a violation of this Act is not a moving violation for the purpose of assessing certain points; authorizing a police officer to enforce this Act only as a secondary offense; defining a certain term; and generally relating to distracted driving.

BY adding to  
Article – Transportation  
Section 21–901.3  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 27–101(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 760 – Delegates Fisher, Afzali, Boteler, Dwyer, Eckardt, George, Haddaway–Riccio, Krebs, McComas, McConkey, McDermott, A. Miller, W. Miller, Myers, Norman, Otto, Schuh, and Smigiel**

AN ACT concerning

**Maryland Transportation Authority – Privatization of the Intercounty Connector and the I-95 Express Toll Lanes**

FOR the purpose of requiring the Maryland Transportation Authority, in consultation with the Secretary of Transportation, to initiate the process to issue a request for proposals on or before a certain date to privatize the Intercounty Connector (ICC/MD 200) and the I-95 Express Toll Lanes north of Baltimore City; providing that the request for proposals be issued in accordance with certain procurement requirements; and generally relating to a request for proposals to privatize the ICC and the I-95 Express Toll Lanes.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 4-321(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Transportation  
Section 4-321(h)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 761 – Delegates Fisher, Afzali, Boteler, Dwyer, Eckardt, George, Haddaway–Riccio, Kach, Krebs, McComas, McConkey, W. Miller, Myers, Norman, Otto, Schuh, Smigiel, and Stukes**

AN ACT concerning

**State Highway Administration – Privatization of Rest Areas and Welcome Centers on State Highways**

FOR the purpose of requiring the State Highway Administration to initiate the process to issue a request for proposals on or before a certain date to privatize the operation and maintenance of rest areas and welcome centers within State highway rights-of-way; providing that the request for proposals be issued in accordance with certain procurement requirements; requiring that certain

money paid to the State be credited to the Transportation Trust Fund; and generally relating to a request for proposals to privatize rest areas and welcome centers within State highway rights-of-way.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 8–204(h)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Transportation  
Section 8–204(j)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 762 – Delegates Fisher, Afzali, Boteler, Dwyer, George, Kach, McComas, McConkey, McDermott, W. Miller, Myers, Norman, Otto, Smigiel, and Stukes**

AN ACT concerning

**State Highway Administration – Sale of Naming Rights to State Highways**

FOR the purpose of requiring the State Highway Administration to initiate the process to issue a request for proposals on or before a certain date to sell the naming rights to State highways; providing that the request for proposals be issued in accordance with certain procurement requirements; and generally relating to a request for proposals to sell the naming rights to State highways.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 8–604  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 763 – Delegate Feldman**

AN ACT concerning

**Insurance – Fraudulent Insurance Acts – Compensation for Deductible**

FOR the purpose of providing that it is a fraudulent insurance act for a person to pay or otherwise compensate, or offer or promise to pay or compensate, an insured for all or part of a certain insurance deductible as an inducement to enter into a contract to furnish goods or services; providing certain penalties for a violation of certain provisions of this Act; and generally relating to fraudulent insurance acts.

BY adding to

Article – Insurance

Section 27–407.2

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 27–408(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Insurance

Section 27–408(b)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 764 – Delegate Jameson**

AN ACT concerning

#### **Motor Vehicle Liability Insurance – Personal Injury Protection and Uninsured Motorist Coverages – Limitation**

FOR the purpose of providing that a motor vehicle liability insurance policy may provide that, in a certain action for uninsured or underinsured motorist coverage arising out of the same accident or occurrence as a certain action for personal injury protection, a certain insurer may offset certain payments received for personal injury protection for certain damages; providing that a certain motor vehicle liability insurance policy may provide that certain benefits may be offset under certain coverage for certain elements; providing that certain sections may not be construed to provide less than full indemnification to a certain insured; and generally relating to motor vehicle liability insurance and personal injury protection and uninsured motorist coverages.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 19–509.1 and 19–513(b) and (e)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 765 – Delegates McDermott, Afzali, Cluster, Dumais, Hogan,  
Hough, McComas, Mitchell, and Ready**

AN ACT concerning

**Drugged Driving – Drug Recognition Expert – Testimony**

FOR the purpose of establishing that a police officer who is certified as a drug recognition expert may be qualified to testify under certain circumstances; establishing that the opinion of a certain police officer as to certain matters concerning drugs and controlled dangerous substances may be admissible at trial; establishing that a certain drug evaluation and classification protocol is deemed to be generally accepted within the scientific community and based on generally accepted scientific principles; removing certain limitations on a police officer requiring or directing a test for drug or controlled dangerous substance content under certain circumstances; and generally relating to evidence in drugged driving trials.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 16–205.1(i)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 766 – Delegates Frush and Vitale**

AN ACT concerning

**Environment – Landscape Architects and Land Surveyors – Plan  
Certification**

FOR the purpose of authorizing professional land surveyors and licensed landscape architects to certify silt and erosion control plans in the Severn River Watershed; authorizing professional land surveyors and licensed landscape architects to certify certain site plans for certain purposes; and generally relating to certification of silt and erosion control plans and site plans.

BY repealing and reenacting, with amendments,  
Article – Environment



Section 4–308 and 9–206(b)(2)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2010 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 767 – Delegate Frush (Chair, Task Force on the Establishment of a Statewide Spay/Neuter Fund) and Delegates S. Robinson, Afzali, Arora, Barkley, Barnes, Barve, Beidle, Bobo, Cane, Cardin, Carr, Davis, Eckardt, Frick, Gaines, George, Gilchrist, Guzzone, Haddaway–Riccio, Haynes, Healey, Hogan, Holmes, Hubbard, Hucker, Ivey, Kach, A. Kelly, Kipke, Kramer, Lafferty, Lee, Love, Luedtke, Malone, McComas, McIntosh, McMillan, A. Miller, Minnick, Morhaim, Niemann, Norman, O'Donnell, Olszewski, Pena–Melnik, Pendergrass, Reznik, Swain, Valentino–Smith, Vitale, Waldstreicher, Weir, Wilson, and Zucker**

AN ACT concerning

**Animal Welfare – Spay/Neuter Fund – Establishment**

FOR the purpose of establishing the Spay/Neuter Fund within the Department of Agriculture; stating the purpose of the Fund; requiring the Department to administer the Fund; specifying the contents of the Fund; requiring the Department to establish a certain surcharge on commercial animal feed and deposit the revenue into the Fund; authorizing the Fund to be used to establish a statewide voucher program to support the provision of spay/neuter services; establishing certain income–based eligibility criteria for the voucher program; requiring the Department to negotiate certain rates for the provision of low cost spay and neuter surgeries and rabies shots under the voucher program; requiring the Department to set a nominal copayment to be made by a participating eligible individual under the voucher program; requiring the Department to deposit all money received for copayments into the Fund; authorizing an eligible individual to purchase a voucher from the Department after taking certain action; requiring the Department to provide certain information to an eligible individual who purchases a voucher; authorizing an eligible individual who purchases a voucher to redeem the voucher for a free spay or neuter surgery and, if necessary, rabies shot at a participating veterinarian; prohibiting a participating veterinarian from billing an eligible individual for certain additional charges; authorizing a participating veterinarian to submit a redeemed voucher to the Department for reimbursement at a certain rate; authorizing the Fund to be used to establish a competitive grant program to support the provision of spay/neuter services; requiring the Department to solicit grant proposals and evaluate the proposals based on certain standards; establishing the Spay/Neuter Advisory Board; providing for the composition and the chair of the Advisory Board; requiring the Department to provide staff support for the Advisory Board; providing that a member of the Advisory Board may not receive compensation for service on the

Advisory Board but is entitled to reimbursement for certain expenses; establishing the duties of the Advisory Board; authorizing the Department to use money in the Fund to finance certain public education and outreach programs; requiring the Department to adopt certain regulations; providing that the Fund is a special, nonlapsing fund; requiring the State Treasurer to hold the Fund separately and invest the money of the Fund; requiring the Comptroller to account for the Fund; requiring certain local agencies and organizations to report certain information to the Department in a certain manner at certain time intervals; requiring the Department to report certain information annually by a certain date to the Governor and the General Assembly; adding the Fund to the list of exceptions to the requirement that the earnings of special funds accrue to the General Fund; providing for the termination of this Act; defining certain terms; and generally relating to animal welfare and the establishment of the Spay/Neuter Fund.

BY adding to

Article – Agriculture  
Section 2–303.1 and 6–107.4  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Agriculture  
Section 6–103 and 6–107  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement  
Section 6–226(a)(2)(i)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement  
Section 6–226(a)(2)(ii)69. and 70.  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement  
Section 6–226(a)(2)(ii)71.  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 768 – Delegates Hubbard, Bobo, Burns, Gutierrez, Lee, A. Miller,  
Nathan–Pulliam, Oaks, Rosenberg, and V. Turner**

AN ACT concerning

**Food Service Facilities – Industrially Produced Trans Fat – Prohibition**

FOR the purpose of providing for the types of foods that contain industrially produced trans fat; prohibiting a food service facility from using food containing industrially produced trans fat for certain purposes; providing for a certain exception to the use of trans fat by a food service facility; requiring a food service facility to maintain on-site the original label for certain food under certain circumstances; authorizing a food service facility to provide certain documentation indicating the contents of a food instead of providing the original label; requiring a food service facility to obtain certain documentation under certain circumstances; requiring the Secretary of Health and Mental Hygiene to adopt certain regulations; requiring the Department of Health and Mental Hygiene to list certain food service facilities on the Department's Web site under certain circumstances; providing that a violation of certain provisions of this Act shall have no effect on the issuance of a certain license; providing for the applicability of certain penalties to certain provisions of this Act; providing that certain provisions of this Act preempt certain local laws and ordinances; and generally relating to prohibitions on the use of industrially produced trans fat by food service facilities.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 21–301(e), (f), and (h) and 21–304(a)(1)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 21–314, 21–315, 21–318, and 21–1214  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health – General  
Section 21–353 through 21–357 to be under the new part “Part VIII.  
Industrially Produced Trans Fat”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 769 – Delegates Malone, Beidle, Bobo, Frush, Gilchrist, Healey, Holmes, Lafferty, Niemann, Norman, S. Robinson, Stein, and Vitale**

AN ACT concerning

**Public Safety – Maryland Building Performance Standards – Local Wind Design and Wind-Borne Debris Standards**

FOR the purpose of authorizing a local jurisdiction to adopt local amendments to the Maryland Building Performance Standards if the local amendments do not weaken wind design and wind-borne debris provisions contained in the Standards; and generally relating to building performance standards.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 12-504(a)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 770 – Delegate Anderson (By Request – Baltimore City Administration)**

AN ACT concerning

**Vehicle Laws – Residential Parking in Baltimore City**

FOR the purpose of establishing that certain provisions of law granting a person who is issued certain special registration plates for individuals with disabilities the authority to park for unlimited periods of time in certain restricted parking zones do not supersede local ordinances in Baltimore City that restrict parking for vehicles that do not display specified residential parking permits; and generally relating to special registration plates for individuals with disabilities and residential parking in Baltimore City.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13-616(f)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 771 – Delegate Bates**

AN ACT concerning

**Mass Transit Trust Fund**

FOR the purpose of establishing a Mass Transit Trust Fund in the Maryland Department of Transportation; requiring that the Mass Transit Trust Fund be used for certain purposes; requiring the Department to identify and establish a funding source to support the capital and operating expenses for mass transit in the State; prohibiting the Department from using any funds deposited into the Transportation Trust Fund to support the capital and operating costs for mass transit in the State; providing that any funds in the Mass Transit Trust Fund may not revert to or be credited to the general funds of the State or, under certain circumstances, to certain special funds; and generally relating to funding for mass transit in the State.

BY adding to

Article – Transportation

Section 3–401 to be under the new subtitle “Subtitle 4. Mass Transit Trust Fund”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 772 – Delegates Schuh, Carr, Guzzone, Minnick, Weir, and Wilson**

AN ACT concerning

**Motor Vehicle Administration – Selective Service Registration – Driver’s  
License and Identification Card Applicants**

FOR the purpose of making certain provisions of law relating to the Motor Vehicle Administration’s collection and electronic forwarding of Selective Service registration information gender–neutral and expanding their applicability to certain minors; altering the conditions under which certain information about an applicant is forwarded to the Selective Service System; altering the contents of the statement the Administration is required to include on an application for a driver’s license or an identification card; requiring the Administration to forward certain information about certain applicants with a notation that a certain registration was refused; repealing a certain provision making the Administration’s collection and electronic forwarding of Selective Service registration information on certain individuals to the Selective Service System contingent on the Administration’s receipt of federal funds to pay for certain start–up costs; repealing a certain provision requiring the Motor Vehicle Administrator to initiate and monitor efforts to obtain certain federal funds and to report to the Department of Legislative Services when a certain contingency is fulfilled; making certain technical corrections; and generally relating to the Motor Vehicle Administration and Selective Service registration.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 12–304  
Annotated Code of Maryland  
(2012 Replacement Volume)  
(As enacted by Chapter 309 of the Acts of the General Assembly of 2002)

BY repealing  
Chapter 309 of the Acts of the General Assembly of 2002  
Section 2 and 3

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 773 – Delegate Burns**

AN ACT concerning

#### **Regulated Firearms – Encoded Ammunition – Tax**

FOR the purpose of authorizing a person to sell ammunition for a regulated firearm on or after a certain date only in accordance with this Act; requiring an ammunition manufacturer to encode ammunition for a regulated firearm in a certain manner; prohibiting ammunition for sale in one ammunition box from being labeled with the same serial number as ammunition in another ammunition box; requiring the Secretary of State Police, beginning on a certain date, to establish and maintain an encoded ammunition database; requiring a manufacturer that does business in the State and a seller of ammunition for regulated firearms in the State to provide the Secretary with certain information for inclusion in the database; requiring a seller of encoded ammunition to maintain copies of certain records for a certain time; providing for the funding of the database; establishing certain criminal and civil penalties; imposing a tax on the sale of encoded ammunition in the State beginning on a certain date; establishing the rate of the tax; altering the definition of “sales tax” under the tax laws to include the encoded ammunition database tax under the administration of the sales tax; providing that revenues from the tax be paid into a special fund, the proceeds of which are to be used only for a certain purpose; providing that certain credits and exemptions do not apply to the tax; exempting certain sales from the tax; providing certain persons a certain collection expense credit for the timely filing of a tax return; requiring encoded ammunition dealers to file certain tax returns and to include certain information; defining certain terms; and generally relating to the sale of encoded ammunition for regulated firearms and a tax on the sale or use of encoded ammunition in the State.

BY repealing and reenacting, without amendments,  
Article – Public Safety

Section 5–101(p)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Safety  
Section 5–601 through 5–607 to be under the new subtitle “Subtitle 6. Encoded  
Ammunition”  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Tax – General  
Section 1–101(s)(4); 11–1B–01 through 11–1B–05 to be under the new subtitle  
“Subtitle 1B. Encoded Ammunition Database Tax”; and 11–501(c) and  
11–502(d)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General  
Section 2–1303  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary and the Committee on  
Ways and Means.

**House Bill 774 – Delegates Hucker, Barkley, Jameson, A. Kelly, Kramer, Love,  
McHale, and Vaughn**

AN ACT concerning

**Labor and Employment – Health Care Facilities – Workplace Violence  
Prevention Program**

FOR the purpose of requiring a certain health care facility, on or before a certain date, to establish a certain workplace violence prevention committee; requiring the workplace violence prevention committee, on or before a certain date, to establish a certain workplace violence prevention program; requiring a workplace violence prevention program to include certain components; requiring the Department of Labor, Licensing, and Regulation, on or before a certain date, to adopt certain regulations; defining certain terms; and generally relating to the workplace violence prevention programs of health care facilities.

BY adding to

Article – Labor and Employment

Section 5–1101 through 5–1103 to be under the new subtitle “Subtitle 11.  
Health Care Facilities – Workplace Violence Prevention Program”  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 775 – Delegates Lafferty, Barve, Bobo, Carr, Costa, Frush,  
Guzzone, Healey, Hubbard, Hucker, Mizeur, Nathan–Pulliam,  
Pena–Melnyk, S. Robinson, and Schuh**

AN ACT concerning

### **Maryland Pesticide Reporting and Information Act**

FOR the purpose of requiring the Department of Agriculture to adopt certain regulations regarding reporting on the use, release, sale, and purchase of certain pesticides; requiring certain persons that use, release, sell, or purchase certain pesticides to submit certain reports to the Department; requiring the reports to contain certain information; requiring certain restricted–use pesticide reports to be submitted at least semi–annually in a manner required by the Department; requiring certain pesticide reports to be submitted annually beginning on a certain date; requiring the Department to establish the format of the reports; requiring the Department to adopt regulations for standard naming conventions for certain chemicals and products; requiring a person that withholds certain information from a certain report to notify the Department and provide a certain explanation; establishing that this Act does not relieve a person from certain reporting requirements under federal, State, or local laws; authorizing the Department to inspect certain records; requiring certain records to be made available to the Department for inspection at a certain time; requiring the Department to provide notice of a certain inspection of records to a certain person; requiring the Department to serve as the repository for certain records; authorizing the Department to delegate certain data management functions; authorizing the Department to share data management resources with other State departments; requiring the Department to establish a system, including an electronic reporting system for the submission of reports; requiring the online electronic reporting system to allow certain information to be reported; authorizing the Department to establish a certain policy regarding electronic reporting; authorizing the Department to adopt regulations regarding the public availability of certain information; requiring the Department to adopt regulations to ensure that certain data will not result in the association of the data with a certain person; requiring the Department to adopt regulations to protect the identity of certain persons; limiting access to certain reports to certain persons; prohibiting access to certain reports unless certain requirements are met; requiring the availability of certain administrative and judicial review under certain circumstances; creating a Pesticide Use and Release Fund; providing for the administration of the Fund; requiring the Fund



to be used for certain purposes; requiring the Fund to have an annual revenue target; requiring the Department to set the revenue target and adjust the target based on certain conditions; requiring certain penalties and fees to be deposited into the Fund; requiring the Department to place a certain surcharge on certain fees; requiring the surcharge fees to be deposited into the Fund; requiring the surcharge fees to be used for a certain purpose; prohibiting the violation of this Act; establishing the penalties for certain violations; providing for the enforcement of this Act; requiring the Department to establish a tracking system for certain pesticide purchases; defining certain terms; declaring certain findings of the General Assembly; and generally relating to pesticide use and release reporting.

BY repealing and reenacting, without amendments,

Article – Agriculture

Section 5–101(g), 5–105, and 5–201(a), (c), (g), (j), (l), and (r)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY adding to

Article – Agriculture

Section 5–2A–01 through 5–2A–21 to be under the new subtitle “Subtitle 2A.  
Use, Release, Sale, and Purchase of Pesticides”

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

## **House Bill 776 – Delegate Anderson**

AN ACT concerning

### **Public Safety – Ammunition – Sales Records**

FOR the purpose of requiring a certain person engaged in the business of selling certain ammunition to keep certain records of certain sales; requiring a certain person to verify certain information; requiring the Secretary of State Police to adopt certain regulations; authorizing the Secretary or the Secretary’s designee to inspect certain records under certain circumstances; requiring the Secretary or the Secretary’s designee to make a certain inspection in the presence of a certain person under certain circumstances; requiring a certain person to present certain identification to purchase ammunition; establishing certain penalties; requiring certain penalties to be assessed with consideration of certain circumstances; defining certain terms; and generally relating to ammunition and sales records.

BY adding to

Article – Public Safety

Section 5–601 through 5–604 to be under the new subtitle “Subtitle 6. Ammunition”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 777 – Delegates K. Kelly, Anderson, Cluster, Dumais, Hough, McDermott, Mitchell, Simmons, and Valentino-Smith**

AN ACT concerning

**Criminal Procedure – Bail Bonds – Cash Bail**

FOR the purpose of authorizing in circuit courts and in the District Court cash bail or cash bond to be posted by the defendant or by a certain private surety acting for the defendant under certain circumstances; requiring cash bail or cash bond to be posted by the defendant only, unless the order setting bail expressly provides otherwise, in cases involving a defendant’s failure to pay support to certain individuals; providing for the repeal of laws inconsistent with this Act; and generally relating to bail bonds in circuit courts and in the District Court.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 5–203 and 5–205

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 778 – Delegates Conway, Costa, Jacobs, Malone, Morhaim, Otto, Rudolph, and Wood**

AN ACT concerning

**Local Government – Fire, Rescue, and Ambulance Funds – Distribution of Money to Volunteer Companies**

FOR the purpose of requiring that each county distribute a certain minimum percentage of funds that the county receives from the Senator William H. Amoss Fire, Rescue, and Ambulance Fund to volunteer fire, rescue, and ambulance companies; providing a formula by which the amount of the money required to be distributed under this Act shall be calculated; requiring the Director of the Maryland Emergency Management Agency to submit an annual report to the General Assembly on the amount of money distributed by each county to volunteer companies; requiring each county to include certain information in a certain report; providing for the application of this Act; and generally relating to

the distribution of money from the Senator William H. Amoss Fire, Rescue, and Ambulance Fund.

BY repealing and reenacting, without amendments,  
Article – Public Safety  
Section 8–102(a), (b), (d), and (f)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 8–103, 8–104, and 8–105  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 779 – Delegates Tarrant, Aumann, DeBoy, B. Robinson, Sophocleus, Szeliga, V. Turner, and Wood**

AN ACT concerning

**Maryland Stem Cell Research Fund – Annual Report – Government  
Transparency Requirements**

FOR the purpose of requiring the Maryland Stem Cell Research Fund annual report to include information on each award recipient's employer, certain award recipients' research results, and certain award tracking information; and generally relating to the Maryland Stem Cell Research Fund annual report.

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 10–442  
Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 780 – Delegates Aumann, Afzali, Bates, Boteler, Cluster, Eckardt, Fisher, Frank, George, Haddaway–Riccio, Hershey, Hogan, Hough, Impallaria, Jacobs, Kipke, Krebs, McComas, McDermott, McDonough, McMillan, Minnick, Myers, Norman, O'Donnell, Otto, Parrott, Ready, Schuh, Schulz, Serafini, Smigiel, Stocksdales, Szeliga, Vitale, and Weir**

AN ACT concerning

**State Employees Pension Choice Act**

FOR the purpose of providing that certain employees are not members of the Employees' Pension System or the Teachers' Pension System of the State Retirement and Pension System if the employees make certain elections to join a certain other retirement program; requiring that certain participating employers provide certain employees with the opportunity to participate in the optional retirement program of the State Retirement and Pension System; providing that certain supervising employers are not responsible for the payment of certain benefits payable under the optional retirement program; requiring certain supervising employers to administer certain aspects of the participation of certain employees participating in the optional retirement program; providing that certain employees who are hired on or after a certain date are eligible to participate in the optional retirement program; requiring that certain employees who elect to participate in the optional retirement program make such an election within a certain period of time; defining a certain term; and generally relating to providing the opportunity for certain employees to choose to participate in the optional retirement program of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 23–201, 30–101, 30–201, 30–202, 30–207, 30–210, 30–301,  
30–302, 30–303, 30–305, and 30–307

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 781 – Delegate Gilchrist**

AN ACT concerning

**Vehicle Laws – Towing or Removal of Vehicles – Mailing Charges**

FOR the purpose of altering the costs that a person who tows or removes a vehicle from a parking lot may charge certain persons for providing the required notice of the tow or removal; and generally relating to authorized charges for the towing or removal of a vehicle from a parking lot.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–10A–04

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 782 – Delegates Schulz, Clagett, Eckardt, Frank, Haddaway–Riccio, Hershey, Krebs, McComas, W. Miller, Norman, Smigiel, and Stocksdales**

AN ACT concerning

**Secondhand Precious Metal Object Dealers and Pawnbrokers – Exemptions for Auctioneers**

FOR the purpose of exempting auctioneers from the licensing and regulatory requirements for secondhand precious metal object dealers and pawnbrokers; defining certain terms; and generally relating to auctioneers and secondhand precious metal object dealers and pawnbrokers.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 12–101 and 12–102  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 783 – Delegates Reznik, Barkley, McComas, and B. Robinson**

AN ACT concerning

**State Board of Pharmacy – Jurisdiction over Dentists Who Prepare and Dispense Dental Products and Antibiotics**

FOR the purpose of altering the jurisdiction of the State Board of Pharmacy to exclude certain dentists who personally prepare and dispense certain prescription strength dental products and certain antibiotics to certain patients under certain circumstances; requiring certain dentists to enter a record on a certain patient's chart under certain circumstances; and generally relating to the jurisdiction of the State Board of Pharmacy.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 12–102  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 784 – Delegates Schulz, Aumann, Bates, Clagett, Eckardt, Frank, Haddaway–Riccio, Hershey, Hogan, Krebs, McComas, W. Miller, Norman, Schuh, Smigiel, Stocksdales, and Szeliga**

AN ACT concerning

**Maryland Transit Administration – Farebox Recovery Rate Increase**

FOR the purpose of altering certain requirements for the percentage of operating costs for certain public transit services that must be recovered by the Maryland Transit Administration from certain revenues; and generally relating to certain requirements for recovery of certain operating costs of certain public transit services from certain revenues.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 7–208(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 785 – Delegates A. Washington, Afzali, Barnes, Braveboy, Burns, Davis, Healey, Hough, Ivey, Luedtke, Minnick, Pena–Melnik, Ready, Valderrama, Vaughn, and Walker**

AN ACT concerning

**Commercial Law – Maryland Credit Services Businesses Act – Scope**

FOR the purpose of altering the definition of “credit services business” for purposes of the Maryland Credit Services Businesses Act to exclude a person licensed by the State as an associate real estate broker or a real estate salesperson; and generally relating to the Maryland Credit Services Businesses Act.

BY repealing and reenacting, without amendments,  
Article – Commercial Law  
Section 14–1901(a)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 14–1901(e)(3)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 786 – Delegates Carter, Anderson, Braveboy, and M. Washington**

AN ACT concerning

**Juvenile Law – Jurisdiction and Detention**

FOR the purpose of establishing that the juvenile court has jurisdiction over a certain child alleged to have committed certain acts which, if committed by an adult, would be certain crimes, or over a certain child who has previously been convicted of a felony under certain circumstances; prohibiting a child from waiving the right to counsel at a certain waiver hearing; requiring a certain person to be transferred to a juvenile facility unless a certain finding has been made; prohibiting a child from being transported together with certain adults unless a certain finding has been made; repealing certain provisions of law governing the transfer of certain criminal cases to juvenile court; making stylistic and conforming changes; altering certain requirements relating to events that must be reported to the Criminal Justice Information System Central Repository; altering certain requirements relating to the fingerprinting of a child adjudicated delinquent; providing for the application of this Act; and generally relating to juvenile law.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–03(d), 3–8A–16, and 3–8A–20(b)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Criminal Procedure  
Section 4–202 and 4–202.2  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 4–202.1, 10–215(a)(20), and 10–216(d)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 787 – Delegate Simmons**

AN ACT concerning

**Criminal Law – Reckless Endangerment as Lesser Included Offense**

FOR the purpose of creating an exception to the requirement that a defendant must be charged specifically with reckless endangerment to be found guilty of reckless endangerment; specifying that the requirement does not apply if reckless endangerment qualifies as a lesser included offense of an offense with which the defendant is charged and the defendant requests a certain jury instruction; and generally relating to the offense of reckless endangerment.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–206  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 788 – Delegates Hucker, Barkley, Cullison, A. Kelly, McHale, A. Miller, S. Robinson, and Vaughn**

AN ACT concerning

**Living Wage Law – Application and Enforcement**

FOR the purpose of repealing an exemption from the payment of a certain wage to a certain full-time employee who works less than a certain number of consecutive weeks for the duration of a certain contract; repealing a certain provision of law that certain contracts do not apply to certain nonprofit organizations; requiring certain employers to pay certain liquidated damages to the State under certain circumstances; and generally relating to the living wage.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 18–102 and 18–108  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 789 – Delegates Ivey, Anderson, Arora, Barkley, Barnes, Barve, Bobo, Braveboy, Carr, Carter, Conaway, Cullison, Davis, Dumais, Feldman, Frick, Frush, Gaines, Gilchrist, Glenn, Griffith, Gutierrez, Haynes, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lee, Luedtke, McIntosh, A. Miller, Mitchell, Mizeur, Murphy, Nathan–Pulliam, Niemann, Oaks, Pena–Melnik, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Stukes,**



**Summers, Swain, V. Turner, Valderrama, Vallario, Vaughn,  
Waldstreicher, A. Washington, M. Washington, and Zucker**

AN ACT concerning

**Vehicle Laws – Lawful Status Requirement – Repeal  
(Maryland Highway Safety Act of 2013)**

FOR the purpose of repealing a requirement that an applicant for issuance or renewal of an identification card, a moped operator's permit, or a license to drive provide certain evidence of the applicant's lawful status in the United States and certain evidence relating to a Social Security number; repealing certain provisions of law relating to the acceptability, by federal agencies for certain official purposes, of an identification card, a moped operator's permit, or a license to drive issued by the Motor Vehicle Administration; repealing requirements that the Administration establish a certain security plan and adopt certain regulations; repealing certain defined terms; providing for the repeal of laws inconsistent with this Act; requiring the publishers of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any references throughout the Code that are rendered incorrect by this Act and to describe any corrections in an editor's note following the section affected; and generally relating to identification cards, moped operators' permits, and licenses to drive issued or renewed by the Motor Vehicle Administration.

BY repealing

Article – Transportation  
Section 11–127.1, 11–165.1, and 16–121 through 16–123  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 12–301(a) and (i), 16–103.1, 16–104.2, 16–106, and 16–115(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing

Chapter 390 of the Acts of the General Assembly of 2009  
Section 3

Read the first time and referred to the Committee on Ways and Means.

**House Bill 790 – Delegate Conaway**

AN ACT concerning

**State Employees – Collective Bargaining – Judicial Branch Employees**

FOR the purpose of expanding the scope of certain provisions of law governing collective bargaining to include certain employees of the Judicial Branch of State government; altering the membership of the State Labor Relations Board to include certain members appointed by the Chief Judge of the Court of Appeals; providing that the Chief Judge may remove a member appointed by the Chief Judge only for certain reasons; altering the responsibilities and powers of the Board; requiring a bargaining unit to consist only of employees defined in regulations adopted by the Board, instead of the Secretary of Budget and Management; providing that the Board, instead of the Secretary or the Secretary's designee, shall have the authority to assign certain titles and positions to bargaining units; requiring the Chief Judge to designate certain representatives for the purpose of collective bargaining; requiring a certain memorandum of understanding to be executed by the Chief Judge; clarifying the applicability of the terms of certain memoranda of understanding; providing that a certain memorandum of understanding is not effective until it is ratified by the Chief Judge and a majority of votes cast by certain employees; defining a certain term; altering a certain definition; making certain clarifying and conforming changes; and generally relating to collective bargaining for employees of the Judicial Branch of State government.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 3–101, 3–102(a), 3–202(a), (e), and (f), 3–205(a) and (b), 3–403(c) and (e),  
3–501, and 3–601

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 3–201

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 791 – Delegates McHale and Malone**

AN ACT concerning

**Tax Credits – Electric Vehicles – Extensions**

FOR the purpose of extending the credit against the State income tax for certain qualified electric vehicle recharging equipment for certain tax years; providing for the amount of tax credit certificates that may be issued by the Maryland Energy Administration; transferring certain money from the Strategic Energy

Investment Fund to the General Fund in certain fiscal years; extending the credit against the motor vehicle excise tax for certain qualified plug-in electric drive vehicles for a certain period of time; establishing that the tax credit is subject to available funding; transferring certain money from the Strategic Energy Investment Fund to the Transportation Trust Fund in a certain fiscal year; and generally relating to the extension of tax credits relevant to electric vehicles.

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 2–1002(g)(2)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–20B–05(a) and (e)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–729  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–815  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 792 – Washington County Delegation**

AN ACT concerning

#### **Correctional Facilities – Inmate Programs in Washington County – Payment of Child Support**

FOR the purpose of requiring an inmate participating in certain home detention, work release, or pretrial release programs in Washington County to be responsible for costs of child support; and generally relating to child support and inmate programs in Washington County.

BY repealing and reenacting, with amendments,

Article – Correctional Services  
Section 11–723  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 793 – Delegate Hucker**

AN ACT concerning

**Environment – Asbestos Occupation – Training Program and Examination**

FOR the purpose of authorizing a business entity to provide an asbestos training program; prohibiting a business entity that provides an asbestos training program from administering an asbestos occupation exam; altering the definition of “independent testing organization”; and generally relating to asbestos training and examinations.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 6–417  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 794 – Delegate Niemann**

AN ACT concerning

**Manufactured Homes – Affixation to Real Property – Liens**

FOR the purpose of altering certain lien information that must be included in certain statements that accompany the recordation of an affidavit of affixation for a manufactured home under certain circumstances; making stylistic changes; defining a certain term; and generally relating to the affixation to real property of manufactured homes.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 8B–101, 8B–102(a), and 8B–202(b) and (c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 795 – Delegates Hucker, Jameson, Love, McHale, and Vaughn**

AN ACT concerning

**Maryland Occupational Safety and Health Act – Discrimination Against Employee – Complaints**

FOR the purpose of authorizing an employee who believes that an employer or other person has violated a certain provision of the Maryland Occupational Safety and Health Act to submit orally a complaint to the Commissioner of Labor and Industry; clarifying language; and generally relating to the submission of complaints to the Commissioner of Labor and Industry under the Maryland Occupational Safety and Health Act.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 5–604  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 796 – Delegate Rudolph**

AN ACT concerning

**Income Tax Credit – Agricultural Land – Diminution in Value of Real Property**

FOR the purpose of allowing a credit against the State income tax for the diminution in value of certain agricultural land resulting from enactment of a certain Act and adoption of certain regulations; providing for the determination of the amount of the credit; requiring an owner of agricultural land to provide certain information with the owner's tax return in order to claim the credit; providing that the credit may not exceed the State income tax for the taxable year; providing for the carry forward of excess credit; authorizing the Comptroller to adopt certain regulations; defining a certain term; providing for the application of this Act; and generally relating to a credit against the State income tax for the diminution of certain agricultural land under certain circumstances.

BY adding to  
Article – Tax – General  
Section 10–733  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 797 – Delegates McIntosh, Frush, and S. Robinson**

AN ACT concerning

**Transportation Projects – Bridges – Water Access**

FOR the purpose of requiring the Department of Transportation and local governments, in developing a construction or improvement project involving a bridge that crosses a waterway, to incorporate, to the extent feasible, measures to provide or improve certain water access for certain activities; requiring the Department and local governments, in consultation with certain entities, to establish certain inventories of certain bridges and approaches to bridges; requiring the Department and local governments to review certain bridge construction and improvement projects to determine which of the projects can safely and reasonably incorporate the provision of or improvements to water access for certain activities; and generally relating to the incorporation of water access considerations into construction or improvement projects involving a bridge.

BY adding to

Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 25–101 to be under the new title “Title 25. Transportation Planning”  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation  
Section 2–103.1(c)(1)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Transportation  
Section 2–103.1(c)(7)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 798 – Delegate Frush**

AN ACT concerning

**Environment – Radiation Sources – Podiatry and Chiropractic Radiation  
Machines**

FOR the purpose of requiring a State inspector to provide a certain podiatry office or facility or a certain chiropractic office or facility a certain written notice in accordance with certain requirements under certain circumstances; prohibiting the Department of the Environment from imposing a fine on a certain office or facility for a certain violation under certain circumstances; defining a certain term; and generally relating to inspections of podiatry and chiropractic radiation machines.

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 8–301(a) and (b)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Environment  
Section 8–301(e)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 799 – Delegate Frush**

AN ACT concerning

#### **Environment – Water Pollution Control – Penalty**

FOR the purpose of increasing a certain penalty for certain violations of the water pollution control law; and generally relating to water pollution control.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–342  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 800 – Delegate Frush**

AN ACT concerning

#### **Wetlands and Riparian Rights – Licenses and Permits for Nonwater–Dependent Projects on State or Private Wetlands**

FOR the purpose of altering the requirements for the issuance of a certain license, a certain permit, and a certain building permit for certain nonwater-dependent projects located on State wetlands or private wetlands; specifically authorizing the issuance of a certain license, a certain permit, and a certain building permit for certain renewable energy systems under certain circumstances; requiring the Board of Public Works to establish an annual compensation rate for certain nonwater-dependent projects in accordance with certain requirements; providing for the application and construction of this Act; authorizing the Board of Public Works to require the payment of certain compensation under a certain circumstance; authorizing a person to apply to the Department of the Environment for a certain license or a certain permit for certain nonwater-dependent projects in existence on or before a certain date if the application is filed on or before a certain date under certain circumstances; requiring the Department to evaluate certain applications in accordance with certain requirements; requiring a person to remove unauthorized nonwater-dependent projects under certain circumstances; establishing the intent of the General Assembly; defining certain terms; and generally relating to nonwater-dependent projects on State or private wetlands.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 16–101, 16–104, and 16–205  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 8–1808.4  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 801 – Delegates Tarrant, Anderson, Branch, Clippinger, Hammen, Haynes, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Stukes, and M. Washington**

AN ACT concerning

**Vehicle Laws – Unlawful Use of Off-Highway Recreational Vehicles –  
Administrative Penalties**

FOR the purpose of requiring the clerk of the court to report to the Motor Vehicle Administration the adjudication of a minor as delinquent or a finding that a minor has committed a delinquent act for a certain highway violation involving the use of an off-highway recreational vehicle; requiring the Administration to suspend the driver's license of a minor for certain time periods if it receives a



certain report from the clerk of the court; requiring the Administration to maintain certain records under certain circumstances; requiring a court to notify the Administration if a person is convicted of a certain highway violation involving the use of an off-highway recreational vehicle; requiring the Chief Judge of the District Court, in conjunction with the Administration, to adopt certain reporting procedures; requiring the Administration to suspend the driver's license of a person for certain time periods if it receives certain notice from a court; requiring the Administration to assess points against a minor if the minor is adjudicated as delinquent or has committed a delinquent act for a certain highway violation; and generally relating to administrative penalties for the unlawful use of off-highway recreational vehicles.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–23(a)(3) and (5)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–401(b) and 16–206(b)(2) and (4) and (c)(3) and (4)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 16–206(b)(3) and (c)(5)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

## **House Bill 802 – Calvert County Delegation**

AN ACT concerning

### **Calvert County – Public Facilities Bonds**

FOR the purpose of authorizing and empowering the County Commissioners of Calvert County, from time to time, to borrow not more than \$33,810,000 to finance the construction, improvement, or development of certain public facilities in Calvert County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or

redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Appropriations.

**House Bill 803 – Chair, Ways and Means Committee (By Request – Departmental – Business and Economic Development)**

AN ACT concerning

**Income Tax – Business and Economic Development – Cybersecurity  
Investment Incentive Tax Credit**

FOR the purpose of providing for credits against the State income tax for certain investments in certain cybersecurity companies; providing for applications to the Department of Business and Economic Development for approval of the credit and certification by the Department to investors of approved credit amounts; providing for the issuance of certain initial credit certificates by the Department, subject to certain requirements and limitations; providing certain limits on the amount of credits that can be claimed; requiring the Secretary of the Department to issue final credit certificates under certain circumstances; making certain credits refundable under certain circumstances; authorizing the Department to establish a panel of experts in the area of cybersecurity technology to assist the Department in making certain determinations; providing for an exemption from certain provisions of the procurement law to procure the services of certain experts to serve on a certain panel; establishing the Maryland Cybersecurity Investment Tax Credit Reserve Fund; requiring the Governor to include an appropriation to the Reserve Fund in the annual budget bill; providing for the payment of certain administrative costs from a certain fund; requiring the Comptroller to transfer certain amounts from the Reserve Fund to the General Fund under certain circumstances; requiring the Comptroller to transfer certain amounts from the Reserve Fund to the Department for certain purposes; specifying the year in which certain credits may first be claimed; limiting the maximum amount of credits that may be claimed on certain State income tax returns; providing for certain procedures to claim approved credits; providing for revocations or recapture of a credit under certain circumstances; requiring the Department to make a certain report by a certain date each year; requiring the Department and the Comptroller jointly to adopt certain regulations; defining certain terms; providing for the application

of this Act; providing for the termination of this Act; and generally relating to credits against the State income tax based on certain investments in certain cybersecurity businesses in the State.

BY adding to

Article – Tax – General

Section 10–733

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 804 – Delegates Hucker, Carr, Cullison, Donoghue, A. Kelly, Reznik, and Tarrant**

AN ACT concerning

**Employment Discrimination – Reasonable Accommodations for Disabilities  
Due to Pregnancy**

FOR the purpose of requiring an employer, if an employee requests a reasonable accommodation for a disability caused or contributed to by pregnancy, to explore with the employee certain means of reasonably accommodating the disability; requiring an employer to transfer an employee to a less strenuous or less hazardous position for a certain period of time under certain circumstances; authorizing an employer to require an employee to provide a certain certification from a health care provider under certain circumstances; requiring an employer to post in a certain location, and to include in a certain handbook, information concerning an employee's rights to reasonable accommodations and leave for a disability caused or contributed to by pregnancy; prohibiting an employer from interfering with, restraining, or denying the exercise of, or the attempt to exercise, certain rights; providing that a certain provision of law may not be construed to affect any other provision of law relating to discrimination on the basis of sex or pregnancy or to diminish in any way certain coverage of pregnancy, childbirth, or a related medical condition; defining a certain term; and generally relating to reasonable accommodations for temporary disabilities due to pregnancy.

BY repealing and reenacting, without amendments,

Article – State Government

Section 20–601(a) through (d) and 20–606(a)(4)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 20–609

Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 805 – Delegate Hubbard**

AN ACT concerning

**Health Occupations – Board of Professional Counselors and Therapists –  
Denial of Applications**

FOR the purpose of requiring the State Board of Professional Counselors and Therapists to include a certain checklist on a certain application form; requiring the Board to review certain applications and notify certain applicants of certain missing items within a certain amount of time; specifying a certain amount of time within which certain applicants must complete certain applications; authorizing certain applicants to request additional time to complete certain applications under certain circumstances; requiring the Board, except under certain circumstances, to issue or deny a certain license or certificate within a certain amount of time; requiring the Board to provide a certain applicant with a certain notice of the denial of a license or certificate under certain circumstances; authorizing an applicant to request reconsideration of a denial of a license or certificate within a certain amount of time; requiring the Board to render a decision on a certain request for reconsideration of a denied application within a certain amount of time; authorizing a certain applicant to appeal a denial of a certain application within a certain amount of time; authorizing the Board to require a certain fee to file a certain appeal; requiring the Board to hold a certain hearing and render a certain decision within a certain amount of time; authorizing a person aggrieved by a final decision of the Board to deny a certain license or certificate to appeal as provided under a certain provision of law; making a technical correction; and generally relating to applications for licensure or certification by the State Board of Professional Counselors and Therapists.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 17–501, 17–503, and 17–512  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 806 – Delegate Hubbard**

AN ACT concerning

**Health Occupations – State Board of Social Work Examiners – Revisions**

FOR the purpose of renaming a certain license issued by the State Board of Social Work Examiners; requiring the appointment of a certain licensee to the Board within a certain number of months of a certain vacancy on the Board; altering the number of signatures required for a certain list of nominees; authorizing certain officers or directors to submit a certain list of nominees; exempting a certain member of the Board from a certain requirement; requiring the Board to elect certain officers for certain purposes; requiring the Board to determine the manner of election of certain officers and the duties of certain officers; exempting certain students from certain licensure requirements; requiring certain applicants to complete a certain criminal history records check and submit to a certain examination under certain circumstances; authorizing certain applicants to meet certain licensure requirements by receiving a certain degree; repealing a certain provisional graduate social worker license; altering the number of hours of a certain type of supervision required to obtain a certain license; altering certain education requirements required to obtain a certain license; repealing the authority of the Board to waive a certain supervision requirement under certain circumstances; requiring certain applicants for licensure to submit certain fingerprints and certain fees to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services; requiring the Central Repository to forward certain criminal history record information to the Board and to certain applicants; authorizing the Board to accept an alternate method of criminal history records check under certain circumstances; providing that certain information obtained from the Central Repository is confidential and may be used only for certain purposes; authorizing certain subjects to contest certain contents of a certain printed statement issued by the Central Repository; authorizing the Board to require certain applicants to submit to certain examinations under certain circumstances; providing that certain applicants are deemed to have consented to submit to certain examinations and to have waived certain claims or privileges relating to certain examination reports; providing that a certain refusal to submit to certain examinations must be considered as certain evidence of certain applicants' inability to practice social work in a certain manner; repealing a certain obsolete provision; requiring the Board to maintain a certain roster on its Web site of certain licensees; requiring the Board to include certain information on certain licensee records; repealing a requirement that the Board issue certain licenses; prohibiting certain licensees from practicing social work, engaging in private practice, and diagnosing certain disorders, except under certain circumstances; requiring the Board to send certain notices to certain addresses that state certain information; requiring the Board to maintain certain information regarding certain licensees; prohibiting the Board from renewing certain licenses under certain circumstances; exempting certain licensees from the maximum period of time during which a licensee may be placed on a certain licensure status; requiring the Board to provide certain licensees certain written notification under certain

circumstances; requiring the Board to reactivate certain licenses under certain circumstances; requiring the Board to place certain licensees on nonrenewed status for a certain period of time, subject to a certain exception, under certain circumstances; altering certain grounds for discipline of certain licensees; authorizing the Board to take certain actions if certain applicants or licensees fail to comply with certain requirements pertaining to the maintenance, disclosure, and destruction of medical records; altering the amount of a certain fine that the Board may impose under certain circumstances; authorizing the Board to issue certain subpoenas and administer certain oaths over certain signatures; prohibiting the use of certain abbreviations under certain circumstances; altering certain penalty provisions relating to violations of certain provisions of law; making certain stylistic changes; altering certain defined terms; defining certain terms; and generally relating to the State Board of Social Work Examiners.

BY repealing and reenacting, without amendments,  
Article – Health Occupations  
Section 19–101(a) and (b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 19–101(d), (e), (i), (j), (m), and (n), 19–202(a)(3) and (5) and (d), 19–203,  
19–301, 19–302, 19–304, 19–306, 19–307(c), 19–308(b) and (e), 19–309,  
19–311, 19–311.1(a), 19–312(c), 19–314, 19–402, and 19–407  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health Occupations  
Section 19–302.2, 19–302.3, and 19–308(f)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 807 – Delegates Frush, Barnes, and Pena–Melnyk**

AN ACT concerning

#### **Environment – Landfill Operator – License Required**

FOR the purpose of requiring an individual to be licensed by the Department of the Environment before an individual may operate a landfill in the State; requiring an applicant to meet certain qualifications for a license; requiring the

Department to adopt certain regulations; and generally relating to operating a landfill in the State.

BY adding to

Article – Environment

Section 9–2001 to be under the new subtitle “Subtitle 20. Landfill Operators”

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 808 – Delegate Jameson**

AN ACT concerning

#### **Health Insurance Carriers – Prompt Payment of Claims – Workers’ Compensation Claims**

FOR the purpose of requiring an insurer, a nonprofit health service plan, or a health maintenance organization to comply with certain prompt payment requirements, notwithstanding that the determination of compensability under a workers’ compensation claim is pending; authorizing an insurer, a nonprofit health service plan, or a health maintenance organization to seek reimbursement for certain payments, after a workers’ compensation claim is determined to be compensable, from a member, member’s employer, or certain workers’ compensation insurer; limiting the amount of reimbursement an insurer, a nonprofit health service plan, or a health maintenance organization may seek under certain circumstances; prohibiting an insurer, a nonprofit health service plan, or a health maintenance organization from seeking reimbursement from a member for certain interest payments; requiring a member to notify, for a certain purpose, an insurer, a nonprofit health service plan, or a health maintenance organization of the filing of a workers’ compensation claim within a certain period of time after the claim is filed; requiring a member to notify, for a certain purpose, a certain employer or certain workers’ compensation insurer of certain payments made to a provider; requiring a member, member’s employer, or certain workers’ compensation insurer to make payment of certain required reimbursement within a certain period of time; and generally relating to prompt payment of claims by insurers, nonprofit health service plans, and health maintenance organizations and workers’ compensation claims.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15–1005

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 809 – Delegates Simmons, Rosenberg, and McMillan**

AN ACT concerning

**Firearms – Criminal Justice Information System Central Repository –  
Reporting, Qualifications for Possession, and Relief from Disqualification**

FOR the purpose of requiring a court to immediately notify the Criminal Justice Information System (CJIS) Central Repository if the court makes a certain finding that the person is a danger to self or to the person or property of another; requiring a court to immediately notify CJIS if the court appoints a guardian of the property or a guardian of the person of a disabled person; requiring a certain facility or Veterans' Administration hospital to submit a certain report of a voluntarily or involuntarily committed individual to CJIS; requiring CJIS to notify the Federal Bureau of Investigation's National Instant Criminal Background Check System if it receives a notice under certain provisions of law; authorizing a certain person who is subject to certain prohibitions from possessing certain firearms to apply for certain relief from certain prohibitions under certain circumstances; establishing the procedures and requirements for a person who is subject to certain prohibitions on the possession of certain firearms to apply for certain relief for certain prohibitions; requiring certain persons to enter into a certain memorandum of understanding; establishing that certain information is not subject to public inspection under the Public Information Act; altering certain provisions of law to prohibit a person from possessing a firearm, obtaining a regulated firearm dealer's license, or obtaining a handgun permit if the person has spent more than a certain period of time in a certain health facility; prohibiting a person from selling, renting, or transferring a regulated firearm to another person if the person has reason to believe the other person has spent more than a certain period of time in a certain health facility; defining a certain term; and generally relating to reports to the Criminal Justice Information System Central Repository and qualifications for possession of firearms.

BY adding to

Article – Courts and Judicial Proceedings  
Section 11–113  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Procedure  
Section 3–106(b) and (h) and 3–112  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)



BY adding to

Article – Criminal Procedure  
Section 10–230  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Estates and Trusts  
Section 13–201 and 13–705  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General  
Section 10–611 and 10–616.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety  
Section 5–107(b)(4)(viii), 5–114(b)(2)(vi), 5–118(b)(3)(vii), 5–133(b),  
5–134(b)(9), and 5–205(a)(2)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Safety  
Section 5–133.1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Judiciary.

### **House Bill 810 – Delegates Simmons, Rosenberg, and McMillan**

AN ACT concerning

#### **Mental Health Professionals – Duty to Report Risk of Serious Harm – Firearm Safety**

FOR the purpose of requiring that, notwithstanding any other law to the contrary, certain mental health professionals under certain circumstances report to the Director of Mental Hygiene in a certain manner certain information about an individual that the mental health professional is currently treating; requiring the Director of Mental Hygiene to report certain information to the Secretary of State Police under certain circumstances; providing that certain information

reported under certain circumstances shall be limited to names and certain other information; providing that certain information reported under certain circumstances may be used only to make certain determinations about applications and permits for firearms and handguns; requiring the Secretary of State Police to report to certain local law enforcement agencies if certain information includes any threats of violence; requiring certain local law enforcement agencies to take certain actions under certain circumstances; providing for the construction of this Act; providing that a certain decision of a mental health professional may not be the basis for any civil or criminal liability under certain circumstances; defining a certain term; and generally relating to reports by mental health professionals of the risk of serious harm by patients and firearm safety.

BY adding to

Article – Courts and Judicial Proceedings

Section 5–642

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health Occupations

Section 1–220

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Judiciary.

### **House Bill 811 – Delegate Niemann**

AN ACT concerning

#### **Residential Property – Foreclosure of Liens by Common Ownership Communities**

FOR the purpose of exempting an action to foreclose a lien on residential property that is brought by the governing body of a common ownership community under the Maryland Contract Lien Act from certain foreclosure procedures; subjecting an action to foreclose a lien on residential property that is brought by the governing body of a common ownership community under the Maryland Contract Lien Act to certain timing, notice, disclosure, service, publication, right to cure, and limitation of action provisions; authorizing the Commissioner of Financial Regulation to adopt regulations necessary to carry out this Act; defining certain terms; and generally relating to foreclosures of liens on residential property by common ownership communities.

BY repealing and reenacting, without amendments,

Article – Real Property  
Section 7–105.1(a)(11)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Real Property  
Section 7–105.1(a–1) and 7–105.13  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 812 – Delegates Beitzel, Bohanan, Boteler, Conway, DeBoy, Donoghue, Elliott, Frank, Glass, Hogan, Impallaria, James, K. Kelly, Krebs, McDermott, Myers, Parrott, Serafini, Smigiel, Stocksdales, Weir, and Wood**

AN ACT concerning

**Hunting – Certificate of Competency and Safety – Veterans and Active Duty Military**

FOR the purpose of exempting veterans and persons serving on active duty in the armed forces of the United States from any practical or field components of the course of instruction in competency and safety in the handling of firearms; requiring the Department of Natural Resources to issue a Certificate of Competency and Safety to a veteran or person serving on active duty in the armed forces of the United States on written examination only; and generally relating to the successful completion of the requirements for hunting licenses for veterans and active duty military.

BY repealing and reenacting, without amendments,  
Article – Natural Resources  
Section 10–301.1(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–301.1(b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 813 – Delegates Kaiser, Eckardt, Arora, Bobo, Carr, Donoghue, Frick, Guzzone, Haynes, Healey, Hubbard, Luedtke, McDonough, A. Miller, Mitchell, Reznik, B. Robinson, F. Turner, V. Turner, Valentino-Smith, Vitale, Waldstreicher, M. Washington, and Zucker**

AN ACT concerning

**Task Force to Study the Impact of Expanding Noncredit Courses for Students with Developmental Disabilities**

FOR the purpose of establishing the Task Force to Study the Impact of Expanding Noncredit Courses for Students with Developmental Disabilities; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study the Impact of Expanding Noncredit Courses for Students with Developmental Disabilities.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 814 – Delegates Norman and Niemann**

AN ACT concerning

**Commercial Law – Debt Collection – Attachment Fees**

FOR the purpose of prohibiting a certain employer that is a garnishee from charging a judgment debtor any fee for responding to an attachment, withholding attachable wages, or remitting an amount to the judgment creditor or debtor; prohibiting a certain financial institution that is a garnishee from charging a fee greater than a certain amount for responding to an attachment, withholding attachable wages, or remitting an amount to the judgment creditor or debtor; and generally relating to wage and bank account attachments.

BY repealing and reenacting, with amendments,

Article – Commercial Law

Section 15–603

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

BY adding to

Article – Commercial Law

Section 15–901 to be under the new subtitle “Subtitle 9. Attachment of Bank Accounts”

Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 815 – Delegates Kaiser, Barve, Cardin, Feldman, Frick, Guzzone, Ivey, Luedtke, A. Miller, Olszewski, and Reznik**

AN ACT concerning

**Hotel Rental Tax – Exemption – Lodging at a Corporate Training Center**

FOR the purpose of providing an exemption for certain counties from certain hotel rental taxes and transient occupancy taxes for the sale of a right to occupy a room or lodgings as a transient guest at certain facilities or campuses; authorizing certain taxpayers to claim certain refunds; providing for the application of this Act; and generally relating to providing a certain exemption under certain county hotel rental and transient occupancy taxes.

BY adding to

Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 9–306 and 9–602(f)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to

The Charter of Baltimore City  
Section (40)(f)  
Article II – General Powers  
(2007 Replacement Volume, as amended)

BY adding to

The Public Local Laws of Baltimore County  
Section 11–1–102(e)  
Article 3 – Public Local Laws of Maryland  
(2003 Edition and October 2012 Supplement, as amended)

BY adding to

The Public Local Laws of Howard County  
Section 20.400(d)  
Article 14 – Public Local Laws of Maryland  
(1977 Edition and August 2008 Supplement, as amended)

BY adding to

The Public Local Laws of Montgomery County  
Section 52–17(e)  
Article 16 – Public Local Laws of Maryland

(2004 Edition and December 2012 Supplement, as amended)

BY adding to

The Public Local Laws of Prince George's County

Section 10–218.01(c)

Article 17 – Public Local Laws of Maryland

(2007 Edition and 2010 Supplement, as amended)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 816 – Allegany County Delegation**

AN ACT concerning

#### **Alcoholic Beverages – Allegany County – Video Lottery Facility Sales and Consumption**

FOR the purpose of creating in Allegany County a Class BWL–VLF (video lottery facility) beer, wine and liquor license and a Class BWL–VLC (concessionaire) beer, wine and liquor license; specifying that the Board of License Commissioners may issue a video lottery facility license for a video lottery facility that contains one or more food services facilities, bars, or lounges; specifying that a video lottery facility license may be issued to an individual or entity that meets certain requirements; providing that an applicant for the license need not meet a location, voting, or residency requirement; providing that the video lottery facility license authorizes the licensee to sell beer, wine, and liquor by the drink and by the bottle on the premises of the video lottery facility, for consumption anywhere in the facility or on grounds controlled by the licensee as defined in the video lottery facility license; authorizing the Board to issue a concessionaire license to one or more concessionaires operating in a video lottery facility; authorizing a concessionaire license holder to sell beer, wine, and liquor on the premises of the concessionaire for consumption anywhere in the video lottery facility or on grounds controlled by the video lottery facility licensee as defined in the video lottery facility license; specifying certain fees; specifying that an off–sale privilege is not conferred by a video lottery facility license or a concessionaire license; authorizing that beer, wine, and liquor purchased under a video lottery facility license or a concessionaire license may be taken anywhere in a video lottery facility or on grounds controlled by the video lottery facility licensee; specifying that a video lottery facility license and a concessionaire license authorize the playing of music and dancing; specifying certain days and hours of sale for the video lottery facility and concessionaire licenses; specifying that video lottery facility and concessionaire licenses and licensees are subject to all laws and regulations applicable to the sale of alcoholic beverages not inconsistent with this Act; providing for the application to certain persons of certain penalties and sanctions for violations occurring on certain premises; authorizing a person to consume alcoholic beverages on the licensed premises of a video lottery facility

during certain hours of operation of the facility; specifying that the hours for the sale of alcoholic beverages under a video lottery facility license or concessionaire license are the same as the hours of operation for a video lottery facility; defining certain terms; and generally relating to alcoholic beverages and video lottery facilities in Allegany County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 6–201(a) and (b)(1) and (2), 11–304(a), and 11–501(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article 2B – Alcoholic Beverages  
Section 6–201(b–1) and 11–501(d)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 11–304(b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–1A–23(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

## **House Bill 817 – Delegates Murphy and Arora**

AN ACT concerning

### **Property Tax Credit – Retail Service Stations – Alternate Power Sources**

FOR the purpose of authorizing the governing body of a county or municipal corporation to grant a certain property tax credit for alternate power sources at retail service stations; establishing when the tax credit may be granted; establishing the amount of the tax credit; defining certain terms; providing for the application of this Act; and generally relating to a property tax credit for alternate power sources at retail service stations.

BY adding to  
Article – Tax – Property

Section 9–256  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 818 – Delegate Hubbard**

AN ACT concerning

**Health Occupations – Massage Therapy – Authority to Practice**

FOR the purpose of requiring an individual to be registered by the State Board of Chiropractic and Massage Therapy Examiners before the individual may practice massage therapy in a certain setting; altering the number of hours and content of certain education an applicant for a license to practice massage therapy must complete to qualify for a license; repealing a certain provision of law that prohibits an individual who is registered to practice non–therapeutic massage from practicing in certain offices, hospitals, or facilities; altering certain definitions; repealing a certain definition; making conforming changes; and generally relating to the practice of massage therapy in the State.

BY repealing and reenacting, without amendments,  
Article – Health Occupations  
Section 3–5A–01(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 3–5A–01(c), (i), and (j), 3–5A–04, 3–5A–06(a), and 3–5A–11 to be under  
the amended subtitle “Subtitle 5A. Licensure and Registration of  
Massage Therapists”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Health Occupations  
Section 3–5A–01(h) and 3–5A–08  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY renumbering  
Article – Health Occupations  
Section 3–5A–09 through 3–5A–16, respectively  
to be Section 3–5A–08 through 3–5A–15, respectively  
Annotated Code of Maryland



(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 819 – Delegates Schuh, Afzali, Aumann, Bates, Cluster, Eckardt, Elliott, Frank, George, Glass, Haddaway–Riccio, Hershey, Hogan, Hough, Jacobs, Kipke, Krebs, McComas, McDermott, W. Miller, Myers, Norman, O'Donnell, Otto, Parrott, Ready, Schulz, Serafini, Smigiel, Stifler, Stocksdales, and Szeliga**

AN ACT concerning

**Prudent Pension Management Act**

FOR the purpose of prohibiting the State or a county or municipality from issuing certain bonds or other evidences of obligation for the purpose of funding certain pension liabilities; prohibiting the Board of Trustees for the State Retirement and Pension System or the trustees or other officers in charge of certain local pension or retirement systems or funds from investing more than a certain percentage of assets in certain alternative investments; and generally relating to restrictions on methods of funding certain State and local retirement or pension systems, plans, or funds.

BY repealing and reenacting, with amendments,  
Article 31 – Debt – Public  
Section 32  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 95 – Treasurer  
Section 22(b)(2)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Personnel and Pensions  
Section 21–123(j) and 21–302(d)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 820 – Delegate Frick**

AN ACT concerning

**Municipal Property Taxes – Annual Budget Ordinance and Special Rates**

FOR the purpose of requiring the governing body of a municipal corporation, in selecting classes of property subject to a municipal corporation property tax, to select only certain classes of property and establish certain classes of taxable property in a certain ordinance; providing that the special rate established by a governing body of a municipal corporation under certain circumstances may not exceed a certain rate; providing for the application of this Act; and generally relating to municipal corporation property taxes.

BY repealing and reenacting, without amendments,

Article – Tax – Property  
Section 6–201 and 6–202  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Tax – Property  
Section 6–203 and 6–303  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 821 – Delegate Simmons**

AN ACT concerning

**Courts and Judicial Proceedings – Communications Between Patient and Psychiatrist or Licensed Psychologist – Exceptions to Privilege**

FOR the purpose of creating an exception to the privilege of communications of a certain patient if the disclosure is necessary to prove a charge in a certain criminal proceeding against the patient; creating an exception to the privilege of certain communications of a certain patient if the patient is using the services of the psychiatrist or licensed psychologist for certain purposes; and generally relating to communications between a patient and psychiatrist or licensed psychologist.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings  
Section 9–109  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 822 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Property Tax – Natural Gas Facility**

FOR the purpose of authorizing the governing body of Calvert County to enter into a payment in lieu of taxes agreement with the owner of a facility for the liquefaction of natural gas; requiring an agreement for payment in lieu of taxes to include certain provisions; providing that certain property of the owner of a natural gas facility is exempt from county property tax as provided in a payment in lieu of taxes agreement; requiring a certain supervisor to assess certain property of a facility that is subject to a payment in lieu of taxes agreement on the request of the governing body of Calvert County; authorizing the governing body of Calvert County to grant a credit against the county property tax imposed on certain property of an expanding or new business engaged in the liquefaction of natural gas; providing for the application of this Act; and generally relating to authorizing property tax relief for a natural gas facility in Calvert County.

BY adding to

Article – Tax – Property  
Section 7–517  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Tax – Property  
Section 9–306(g)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 823 – Delegates M. Washington, Anderson, Braveboy, Carter, Clippinger, Conaway, Cullison, Donoghue, Griffith, Gutierrez, Hucker, Kaiser, Lee, McIntosh, A. Miller, Oaks, Olszewski, Pena–Melnik, B. Robinson, Stukes, Tarrant, Valentino–Smith, Waldstreicher, and Walker**

AN ACT concerning

**Task Force to Study Housing and Supportive Services for Unaccompanied Homeless Youth**

FOR the purpose of establishing the Task Force to Study Housing and Supportive Services for Unaccompanied Homeless Youth; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; establishing the duties of the Task Force; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Housing and Supportive Services for Unaccompanied Homeless Youth.

Read the first time and referred to the Committee on Appropriations.

**House Bill 824 – Delegates Szeliga and Jacobs**

AN ACT concerning

**Environment – Sewer Overflow or Treatment Plant Bypass – Electronic Notice**

FOR the purpose of requiring the Department of the Environment to publish all sewer overflow and treatment plant bypass reports on a single page on its Web site; requiring the Department to develop and maintain a list containing the electronic mail addresses of persons interested in receiving an electronic mail notification of a sewer overflow or treatment plant bypass; requiring the Department to include certain addresses on the list under certain circumstances; requiring the Department to remove certain addresses from the list under certain circumstances; requiring the Department, on receipt of a telephone notification of a sewer overflow or treatment plant bypass, to notify by electronic mail certain members of the General Assembly and certain other persons; and generally relating to electronic notice of sanitary sewer overflows and wastewater treatment plant bypasses.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–331.1  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 825 – Delegates Carr, Barkley, Braveboy, Carter, Frick, Gutierrez, Guzzone, Haddaway–Riccio, Hucker, McHale, W. Miller, Morhaim, Schuh, Sophocleus, and Zucker**

AN ACT concerning

**Public Service Commission – Hearings and Proceedings – Video and Audio Recordings**

FOR the purpose of requiring the Public Service Commission to make available on its Web site video and audio streaming of certain hearings and proceedings; requiring the Commission to maintain certain video and audio recordings on its Web site for at least a certain number of years; and generally relating to hearings and proceedings before the Public Service Commission.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 3–104  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 826 – Delegates Hixson, Boteler, Cardin, Cullison, Frick, Howard, Ivey, A. Miller, Reznik, Stukes, and F. Turner**

AN ACT concerning

**Maryland Health Care Commission – Personalized Medicine – Study**

FOR the purpose of requiring the Maryland Health Care Commission to create a certain stakeholder workgroup to study issues related to the implementation of personalized medicine in the State; requiring the stakeholder workgroup to review certain federal reports and recommendations, conduct a certain analysis, identify certain obstacles to the implementation of personalized medicine, and make certain recommendations; requiring the Commission to make a certain report to certain committees of the General Assembly on or before a certain date; and generally relating to the Maryland Health Care Commission and personalized medicine.

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 827 – Delegates Hucker, Carr, Conaway, Frush, Hubbard, A. Kelly, S. Robinson, Stein, and M. Washington**

AN ACT concerning

**Environment – Water Supply and Wastewater Infrastructure – Fund**

FOR the purpose of altering a certain funding source for the Maryland Water Quality Revolving Loan Fund and the Maryland Drinking Water Revolving Loan Fund;

establishing the Water Supply and Wastewater Infrastructure Trust Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Maryland Water Quality Financing Administration in the Department of the Environment to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; defining a certain term; and generally relating to the establishment of the Water Supply and Wastewater Infrastructure Trust Fund.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–1605(b) and 9–1605.1(b)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Environment  
Section 9–1605.4  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 6–226(a)(2)(i)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 6–226(a)(2)(ii)69. and 70.  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Finance and Procurement  
Section 6–226(a)(2)(ii)71.  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 828 – Delegate Beitzel**

AN ACT concerning

**Business Occupations – Oil and Gas Land Professionals – Registration**

FOR the purpose of prohibiting a person from operating as an oil or gas land professional in the State unless the person registers with and obtains a registration certificate from the Department of Labor, Licensing, and Regulation; requiring a person to register as a land professional by submitting a certain form and a certain fee to the Department; requiring the Department to assign a registration number and issue a registration certificate to a certain person; providing for the expiration and renewal of a certain registration; requiring a land professional to provide certain proof to a property owner before obtaining any mineral rights in oil or gas from the property owner; requiring the Department to adopt certain regulations to implement this Act; requiring the Department to develop a means for providing public access to certain information; establishing certain penalties; defining certain terms; and generally relating to the registration of oil and gas land professionals in the State.

BY adding to

Article – Business Occupations and Professions

Section 10.5–101 through 10.5–107 to be under the new title “Title 10.5. Oil and Gas Land Professionals”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 829 – Delegates M. Washington, B. Robinson, A. Kelly, Anderson, Barve, Bobo, Braveboy, Carr, Carter, Clippinger, Conaway, Cullison, Dumais, Frush, Glenn, Griffith, Gutierrez, Hixson, Hucker, Jones, Kaiser, Lee, Luedtke, McComas, McIntosh, A. Miller, Mizeur, Pena–Melnyk, Reznik, S. Robinson, Rosenberg, Summers, and Waldstreicher**

AN ACT concerning

**Correctional Services – Pregnant Detainees and Inmates – Restraint  
Restrictions and Reporting**

FOR the purpose of requiring that the medical professional responsible for the care of a certain inmate determine when the inmate’s health allows the inmate to be returned to a correctional facility after giving birth; prohibiting, with certain exceptions, a physical restraint from being used on a certain inmate when the inmate is known to be in a certain trimester of pregnancy; providing that this Act does not prevent a certain person from filing a certain complaint; requiring the security officer of a certain correctional facility to make and maintain certain written findings in certain circumstances; requiring the security officer of a local correctional facility to take certain actions when a certain representation concerning an inmate is made; providing for restrictions on the

use of a physical restraint on a certain inmate in a local correctional facility; requiring the Department of Juvenile Services to adopt certain regulations; requiring the Commissioner of Corrections and the managing official of each municipal and county correctional institution to provide a certain report to the General Assembly and the Governor on or before a certain date each year; and generally relating to pregnant inmates and the use of restraints.

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 9–601  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Correctional Services  
Section 11–206  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Human Services  
Section 9–237(a)  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 9–237(c)  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 830 – Delegate Rudolph**

AN ACT concerning

#### **Alternatives to the General Educational Development Tests – Study**

FOR the purpose of requiring the Division of Workforce Development and Adult Learning in the Department of Labor, Licensing, and Regulation to conduct a certain study regarding the evaluation of alternative methods for obtaining the equivalent of a high school diploma; requiring the Division to submit the results of the study to the General Assembly on or before a certain date; and generally relating to a study regarding the evaluation of alternative methods for obtaining the equivalent of a high school diploma.



Read the first time and referred to the Committee on Economic Matters.

**House Bill 831 – Delegate Bohanan**

AN ACT concerning

**St. Mary's College of Maryland – Tuition Freeze and DeSousa–Brent Scholars Completion Grant**

FOR the purpose of prohibiting the Board of Trustees of St. Mary's College of Maryland from increasing the undergraduate resident student tuition rates in certain academic years; requiring the Governor to appropriate a certain amount to St. Mary's College of Maryland from a certain fund in certain fiscal years; requiring a certain calculation for a certain fiscal year to include certain funds; establishing a DeSousa–Brent Scholars Completion Grant; stating the purpose of a certain grant; prohibiting a certain appropriation from being included in a certain calculation for certain fiscal years except in certain circumstances; requiring a certain report by a certain date; defining certain terms; and generally relating to St. Mary's College of Maryland.

BY adding to

Article – Education

Section 14–410 and 14–411

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 832 – Delegates Norman, Healey, Gaines, Haddaway–Riccio, O'Donnell, and A. Washington**

AN ACT concerning

**Congressional Districting Process**

FOR the purpose of requiring the Department of Legislative Services to obtain certain census data, adjust the census data for certain purposes, and provide the adjusted census data to a temporary redistricting commission within a certain time period; creating a temporary redistricting commission; providing for the membership of the commission and the qualifications of its members; providing that individuals cease to be members of the commission under certain circumstances; requiring the Department to staff and provide certain support for the commission; requiring the commission to use certain census data to prepare and adopt a districting plan for congressional districting within a certain time period; specifying that a certain districting plan is the plan for the State; requiring that a certain districting plan be filed with the Secretary of State within a certain time period; providing for the effectiveness of a certain

districting plan; making this Act subject to a certain contingency; defining certain terms; and generally relating to the establishment of districts in Maryland for the election of members of Congress.

BY adding to

Article – Election Law

Section 8–6A–01 through 8–6A–04 to be under the new subtitle “Subtitle 6A.  
Congressional Districting Process”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

### **House Bill 833 – Delegates Kaiser and Bohanan**

AN ACT concerning

#### **College Readiness and Completion Act of 2013**

FOR the purpose of requiring the State Department of Education to establish certain mathematics course requirements for certain students; requiring students to enroll in a college preparation curriculum except in a certain circumstance; requiring the Department to make a certain assessment of all students in the 11th grade by a certain school year; requiring the Department, in collaboration with a certain association, to develop and implement certain courses for the 12th grade by a certain school year; stating certain goals of the State; stating a certain duty of the Maryland Higher Education Commission; requiring the Commission, in collaboration with certain institutions of higher education, to develop and implement a certain course numbering system and certain credit transfer agreements by certain dates; requiring the Commission, in collaboration with certain institutions of higher education, to create a certain statewide communication campaign to identify certain individuals; requiring the Commission to develop and implement a certain incentive plan for certain individuals and certain institutions of higher education; requiring the Commission to submit a certain report by a certain date; requiring certain students to file a degree plan with certain institutions of higher education by a certain time; requiring a degree plan to be developed in consultation with a student’s certain academic advisor; requiring certain institutions of higher education to develop and implement certain block scheduling for certain students; requiring certain institutions of higher education to consider implementing certain block scheduling; requiring certain institutions of higher education to provide certain financial assistance to certain students; establishing a standard number of credits required for certain degrees at certain institutions of higher education except under certain circumstances; authorizing the Commission to establish additional exceptions to the standard number of credits required for certain degrees; clarifying eligibility for a certain grant

program for certain students; prohibiting certain institutions of higher education from charging dually enrolled students tuition; requiring each county board of education to provide a certain amount of funding to certain institutions of higher education for dually enrolled students; authorizing county boards to charge a student activities fee to dually enrolled students not to exceed a certain amount; requiring a county board to consider certain information when setting fees; requiring the county board to waive a certain fee for certain students; requiring the Governor's P-20 Leadership Council of Maryland to monitor implementation of certain college strategies; requiring the Council to submit certain reports by certain dates; requiring the Department to develop, in consultation with certain institutions of higher education, a certain plan to improve college and career counseling; requiring the Department to submit a certain report by a certain date; requiring the Commission to submit certain data to the Department of Legislative Services by certain dates; defining certain terms; and generally relating to college readiness and college completion in the State.

BY repealing and reenacting, without amendments,

Article – Education

Section 1–101(a), (d), (f), and (l), 10–101(a), (c), (h), and (m), and 24–801(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 7–205.1, 11–105(b)(9), 11–209, 15–113 through 15–116, 18–14A–04, and 24–801(m)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 10–205, 11–207, 18–14A–01 through 18–14A–04, and 24–801(i)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Appropriations.

**House Bill 834 – Delegates Stocksdales, Afzali, Aumann, Bates, Cluster, Elliott, Frank, George, Impallaria, Jacobs, K. Kelly, Kipke, Krebs, McComas, W. Miller, Myers, Norman, Otto, Parrott, Ready, Schuh, Serafini, and Szeliga**

AN ACT concerning

**Human Services – Public Assistance – Mandatory Drug Tests**

FOR the purpose of requiring individuals applying for or receiving temporary cash assistance benefits under the Family Investment Program to comply with certain eligibility requirements related to drug testing; requiring individuals applying for or receiving temporary cash assistance benefits under the Family Investment Program to pay for the cost of certain drug testing; providing for reimbursement of the cost of certain drug testing if the test is negative; requiring the Department of Human Resources to provide individuals applying for or receiving temporary cash assistance benefits under the Family Investment Program with certain notice pertaining to drug testing; requiring the notice to contain certain information; requiring individuals applying for or receiving temporary cash assistance benefits under the Family Investment Program to sign a written acknowledgment that a certain notice was received; establishing that certain individuals are ineligible for temporary cash assistance benefits under the Family Investment Program for certain periods of time; providing for exceptions to certain ineligibility for temporary cash assistance benefits under the Family Investment Program; authorizing temporary cash assistance benefits that have been terminated to resume under certain circumstances; requiring an addictions specialist to notify the Family Investment Program case manager if an applicant or a recipient does not complete certain drug testing; requiring an addictions specialist to take certain actions under certain circumstances and in a certain manner; authorizing certain individuals to reapply for temporary cash assistance in a certain manner; requiring a local department to reduce temporary cash assistance benefits under certain circumstances; prohibiting a local department from paying temporary cash assistance to certain applicants under certain circumstances; requiring a local department to make temporary cash assistance benefits payments to a third party payee or a compliant adult recipient under certain circumstances; defining a certain term; and generally relating to eligibility for the Family Investment Program.

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 5–101(f)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 5–301, 5–308, 5–312, and 5–314  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

BY adding to  
Article – Human Services  
Section 5–308.1  
Annotated Code of Maryland

(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 835 – Delegates Carr, Gutierrez, and Waldstreicher**

AN ACT concerning

**Environment – Retail Service Stations – Setback Certification**

FOR the purpose of requiring certain retail service stations constructed after a certain date to meet certain requirements; requiring a person constructing a certain retail service station on or after a certain date to apply to the Department of the Environment for a setback certification; requiring the Department to issue a setback certification if a certain retail service station meets certain requirements; prohibiting a person from constructing a certain retail service station on or after a certain date without a setback certification; requiring the Department to adopt certain regulations; defining certain terms; stating the findings of the General Assembly; and generally relating to the location of retail service stations.

BY adding to

Article – Business Regulation

Section 10–504

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Environment

Section 6–101 through 6–104 to be under the new subtitle “Subtitle 1. Retail Service Stations”

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 836 – Delegates Malone and McHale**

AN ACT concerning

**Vehicle Laws – Electric Vehicles**

FOR the purpose of altering and harmonizing certain variations of the defined term “plug-in electric drive vehicle” as that term applies to planning by a utility for the availability and reliability of electric supply, excise tax credits, and exemptions allowing the use of high occupancy vehicle lanes regardless of the number of passengers; clarifying the application of the excise tax credit for

plug-in electric drive vehicles; clarifying the application of and extending the termination date for the exemption allowing the use of high occupancy vehicle lanes by plug-in electric drive vehicles regardless of the number of passengers; altering the deadlines for the reporting requirements for the Maryland Electric Vehicle Infrastructure Council; extending the termination date for the Council; and generally relating to electric vehicles.

BY repealing and reenacting, without amendments,

Article – State Government

Section 10–616(p)(1)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 10–616(p)(5)(xvi)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Transportation

Section 11–145.1

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 13–815 and 25–108

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Chapter 491 of the Acts of the General Assembly of 2010

Section 2

BY repealing and reenacting, with amendments,

Chapter 492 of the Acts of the General Assembly of 2010

Section 2

BY repealing and reenacting, without amendments,

Chapter 400 of the Acts of the General Assembly of 2011

Section 1(b)

BY repealing and reenacting, with amendments,

Chapter 400 of the Acts of the General Assembly of 2011

Section 1(h) and 2

BY repealing and reenacting, without amendments,  
Chapter 401 of the Acts of the General Assembly of 2011  
Section 1(b)

BY repealing and reenacting, with amendments,  
Chapter 401 of the Acts of the General Assembly of 2011  
Section 1(h) and 2

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 837 – Delegates McDermott, Fisher, Otto, Kipke, Afzali, Cluster,  
Conaway, Hershey, Hough, Jacobs, McComas, and Ready**

AN ACT concerning

**Family Farm – Prevailing Party – Attorney’s Fees and Expenses**

FOR the purpose of authorizing a court to award reasonable attorney’s fees and expenses in certain suits against a family farm under certain circumstances; defining certain terms; providing for the application of this Act; and generally relating to awarding reasonable attorney’s fees and expenses to a family farm under certain circumstances.

BY adding to  
Article – Courts and Judicial Proceedings  
Section 6–411  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 283 – The President (By Request – Department of Legislative Services)**

**EMERGENCY BILL**

AN ACT concerning

**Annual Curative Bill**

FOR the purpose of generally curing previous Acts of the General Assembly with possible title defects; requiring the State Department of Education or the

Governor to appoint a member of the Maryland Advisory Council for Virtual Learning in the event of a vacancy; prohibiting a member of the Council from receiving compensation but authorizing the reimbursement of certain expenses; 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 – Corporations and Associations  
Section 4A–601 through 4A–606.1  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Education  
Section 7–10B–04  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 9–206(j)(1)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Estates and Trusts  
Section 13–324  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Natural Resources  
Section 8–704.1 and 8–1808.2(d)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Chapter 485 of the Acts of the General Assembly of 2009, as amended by  
Chapter 483 of the Acts of the General Assembly of 2010 and Chapter 444  
of the Acts of the General Assembly of 2012  
Section 1(3) Item QB08.02(A)

Read the first time and referred to the Committee on Rules and Executive Nominations.



**Senate Bill 284 – The President (By Request – Department of Legislative Services)**

**EMERGENCY BILL**

AN ACT concerning

**Annual Corrective Bill**

FOR the purpose of correcting certain errors and omissions in certain articles of the Annotated Code and 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(p)(3)(ii)2. and (iii)2., 7–101(p–1)(11)(i)2., 8–216(a)(5), (6), and (7), 9–217(d) and (e)(5), and 10–103(b)(9)(iii) and (iv)3.

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article 41 – Governor – Executive and Administrative Departments

Section 18–202

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article 95 – Treasurer

Section 22F(c)(3) and (d)(2)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Agriculture

Section 5–207(h)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

The subtitle designation “Subtitle 2. Superintendent” immediately preceding § 13–201; and Section 17–405 and 17–410(b)(2)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Business Occupations and Professions  
Section 13–201  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 12–301(f)(1), 16–222(a), and 16.5–216(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 4–104(a)(4)  
Annotated Code of Maryland  
(2002 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Corporations and Associations  
Section 4A–606(3)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 11–504(h)(3)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–304(c)(2)(iv), 3–306(c)(2)(iv), 3–907, 5–621(a)(2), and 10–119(g)(4)  
and (5)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 4–115(c)(1)(iii), 11–202(a)(3), and 18–1502(c) and (d)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 11–203(d)(2)(iii)2.B.

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

(As enacted by Chapter 596 of the Acts of the General Assembly of 2012)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 13–243(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 5–203.1(b)(1) and (c)(5)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

(As enacted by Chapter 142 of the Acts of the General Assembly of 2008)

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–206(c), (f), (g)(1)(iv), and (k)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

(As enacted by Chapter 149 of the Acts of the General Assembly of 2012)

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–1605.2(h)(2)(i)1.D. and E. and 14–508(b)(2)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–321(a)(3)(iii), 5–339(a)(3)(v); the part designation “Part II. Adoption Proceeding” immediately preceding Section 5–3B–12; the part designation “Part IV. Prohibited Act” immediately preceding Section 5–3B–32; 14–305(3) and 14–307(a)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Family Law

Section 5–3B–12 and 5–3B–32(a)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 18–901(f)(1), 18–1001(4), 19–1801(2)(i), 20–111(b), and 21–2A–01(g)(1)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 8–6A–05(c)(3), 9–314.2(b)(2), 12–407(e), and 14–5B–05(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 31–103(a)(2)(i) and 31–113(m)(3)(i)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 9–206(b)(5)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Land Use

Section 1–501, 1–507(a), 1–509(a)(1), and 5–104(e)(1)

Annotated Code of Maryland

(2012 Volume)

(As enacted by Chapter 149 of the Acts of the General Assembly of 2012)

BY repealing and reenacting, with amendments,

Article – Land Use

Section 18–207(d)(2)

Annotated Code of Maryland

(2012 Volume)

(As enacted by Chapter 426 of the Acts of the General Assembly of 2012)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 4–1017(c) and 4–11B–01(b)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Public Utilities  
Section 10–104(d)(2)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 11–125(f)(4)(i)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 5A–303(a)(16) and (17) and (b)(1)(iii), 6–222(a)(5), 12–111(a)(3)(ii), and  
12–301(b)(1)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–06(d) and 10–617(b)(4)(ii)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 1–305  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 2–202(b) and 4–105(a–1)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)  
(As enacted by Chapter 603 of the Acts of the General Assembly of 2012)

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 7–208(a)(4) and 12–117(c)(5)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 8–701(d)  
Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 11–127.2(a)(2)(ii)1.A. and (b)(2)(i)1., 16–122(a)(1)(i)3., and 26–404(d)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–205.1(a)(1)

Annotated Code of Maryland

(2012 Replacement Volume)

(As enacted by Chapters 4 and 5 of the Acts of the General Assembly of 2001)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 24–111.3(b)(3)

Annotated Code of Maryland

(2012 Replacement Volume)

(As enacted by Chapters 375 and 376 of the Acts of the General Assembly of 2012)

BY repealing and reenacting, with amendments,

Chapter 545 of the Acts of the General Assembly of 2012

Section 3

BY repealing and reenacting, with amendments,

Chapter 570 of the Acts of the General Assembly of 2012

Section 7(e)(2)(ii)1.

Read the first time and referred to the Committee on Rules and Executive Nominations.

## **SPEAKER’S SOCIETY PRESENTATIONS**

### **SPEAKER’S MEDALLION AWARD**

Awarded to: John M. Colmers

Vice President of Health Care Transformation & Strategic Planning  
for Johns Hopkins Medicine

### **THOMAS KENNEDY AWARD**

Awarded to: Honorable Howard P. Rawlings &  
Honorable Jean B. Cryor

## **CASPER R. TAYLOR, JR. FOUNDER’S AWARD**

Awarded to: Delegate Veronica L. Turner of Prince George's County

**QUORUM CALL**

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 56)

**ADJOURNMENT**

At 10:52 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Thursday, February 7, 2013.

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**Annapolis, Maryland**  
**Thursday, February 7, 2013**

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The House met at 10:04 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Jon S. Cardin of Baltimore County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 131 Members present.

(See Roll Call No. 57)

The Journal of February 6, 2013 was read and approved.

**EXCUSES:**

Del. Dwyer – illness

Del. Frick – business

Del. Nathan–Pulliam – late – illness

**INTRODUCTION OF BILLS**

**House Bill 838 – Delegates Dumais, Anderson, Cardin, Carter, Clippinger, Conaway, Frick, Haynes, Lafferty, Lee, McComas, McDermott, Mitchell, Oaks, V. Turner, Valderrama, Valentino–Smith, and Waldstreicher**

AN ACT concerning

**Civil Cases – Maryland Legal Services Corporation Fund – Surcharges –  
Repeal of Termination Date**

FOR the purpose of repealing the termination date of certain provisions of law altering certain surcharges on certain fees, charges, and costs in certain civil cases and requiring a certain informational budget to be prepared for the Maryland Legal Services Corporation and submitted to the General Assembly; and generally relating to the Maryland Legal Services Corporation Fund.

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 7–202(a)(1), (d), and (f) and 7–301(c)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)



BY repealing and reenacting, without amendments,  
Article – Human Services  
Section 11–208  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 486 of the Acts of the General Assembly of 2010  
Section 2

Read the first time and referred to the Committee on Judiciary.

**House Bill 839 – Delegates Dumais, Feldman, and A. Miller**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Potomac Community  
Resources Home**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of Potomac Community Resources, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 840 – Delegate Luedtke**

AN ACT concerning

**Joint Committee on Gaming Oversight – Membership**

FOR the purpose of expanding the membership of the Joint Committee on Gaming Oversight; specifying that the Director of the State Lottery and Gaming Control Agency, the Special Secretary of the Governor's Office of Minority Affairs, and the Governor appoint as members individuals who represent certain entities or who have expertise in certain areas; and generally relating to the Joint Committee on Gaming Oversight.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–38  
Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 841 – Delegates Gutierrez, Arora, Barkley, Barve, Carr, Cullison, Dumais, Feldman, Gilchrist, Hixson, Hucker, Kaiser, A. Kelly, Kramer, Lee, Luedtke, A. Miller, Mizeur, Reznik, S. Robinson, Simmons, Waldstreicher, and Zucker**

AN ACT concerning

**Creation of a State Debt – Montgomery County – St. Luke’s House  
Renovation Project**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of St. Luke’s House and Threshold Services United, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 842 – Delegates Gutierrez, Carr, and Waldstreicher**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Ken-Gar Community Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the County Executive and County Council of Montgomery County for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 843 – Delegates Walker, Arora, Bobo, Bromwell, Cane, Clagett, Clippinger, DeBoy, George, Haddaway-Riccio, Hough, Jameson, K. Kelly, Kipke, McDonough, Mitchell, Norman, Oaks, Olszewski, B. Robinson, Schuh, Sophocleus, Stocksdales, Stukes, Valderrama, Valentino-Smith, Wilson, Wood, and Zucker**

AN ACT concerning

**State Board of Education – Financial Literacy Curriculum – Graduation Requirement**

FOR the purpose of requiring the State Board of Education to develop curriculum content for a certain course in financial literacy; requiring each county board of education to implement the financial literacy curriculum content developed by the State Board in certain high schools; requiring students to complete a certain course in order to graduate from high school; and generally relating to the development and implementation of a course in financial literacy that is required for graduation from a public high school in the State.

BY adding to

Article – Education

Section 7–205.1

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 844 – Delegate Rosenberg**

AN ACT concerning

**Public School Teachers – Certification – Continuing Education**

FOR the purpose of requiring certain county boards of education to establish continuing education criteria for certain teachers and to implement a system for verifying completion of certain continuing education requirements; authorizing certain continuing education criteria to include certain courses, roles, activities, preparation, professional development, coaching, advising, or sponsoring; requiring the State Board of Education to monitor the establishment and implementation of certain continuing education requirements; prohibiting the State Board from requiring recertification of certain teachers; and generally relating to continuing education requirements for public school teachers.

BY adding to

Article – Education

Section 6–201.2

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 845 – Delegates Hixson, Howard, Ivey, Kaiser, Luedtke, A. Miller, Stukes, Summers, F. Turner, Walker, and A. Washington**

AN ACT concerning

**Income Tax – Refundable Earned Income Credit**

FOR the purpose of altering the percentage of the federal earned income credit used for determining the amount that an individual may claim as a refund under the State earned income tax credit under certain circumstances; providing for the application of this Act; and generally relating to the State refundable earned income tax credit.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–704(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–704(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 846 – Carroll County Delegation**

AN ACT concerning

**Carroll County – Public Facilities Bonds**

FOR the purpose of authorizing and empowering the County Commissioners of Carroll County, from time to time, to borrow not more than \$40,000,000 in order to finance the construction, improvement, or development of certain public facilities in Carroll County, including water and sewer projects, to finance loans for fire or emergency–related equipment, buildings, and other facilities of volunteer fire departments in the County, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; providing that such borrowing may be undertaken by the County in the form of installment purchase obligations executed and delivered by the County for the purpose of acquiring agricultural land and woodland preservation easements; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of

and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, County, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and relating generally to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Appropriations.

#### **House Bill 847 – Delegate Cane**

AN ACT concerning

##### **Creation of a State Debt – Talbot County – Oxford Community Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Trustees of the Oxford Community Center, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

#### **House Bill 848 – Delegates Rosenberg, Anderson, Carter, Dumais, Lee, F. Turner, Valderrama, and Valentino-Smith**

AN ACT concerning

##### **Juveniles – Confinement in Juvenile Facilities**

FOR the purpose of requiring a certain child for whom the juvenile court has waived jurisdiction under certain circumstances to remain detained in a juvenile facility except under certain circumstances; requiring a certain child to be transferred to a certain juvenile facility except under certain circumstances; prohibiting a child from being transported together with certain adults except under certain circumstances; requiring a court exercising criminal jurisdiction in a case involving a child, or the District Court at a bail review or preliminary hearing, to order a certain child to be held in a secure juvenile facility pending a certain determination except under certain circumstances; authorizing a certain defendant to receive certain credit against and a reduction of the term of a certain sentence for all time spent in the custody of a juvenile facility under certain circumstances; making stylistic changes; providing for the application of this Act; and generally relating to juveniles and confinement in juvenile facilities.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–06 and 3–8A–16  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–22  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 4–202 and 6–218  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 849 – Delegate Dumais**

AN ACT concerning

#### **Child Support – Adjusted Actual Income – Multifamily Adjustment**

FOR the purpose of altering the definition of “adjusted actual income” under the State child support guidelines; providing for the calculation of a certain allowance required to be deducted from adjusted actual income under the child support guidelines; requiring that the amount of a certain allowance be subtracted from a parent’s actual income before the court determines the amount of a child support award; repealing a factor the court may consider in determining whether the application of the child support guidelines would be unjust or inappropriate in a particular case; and generally relating to child support.

BY repealing and reenacting, without amendments,  
Article – Family Law  
Section 12–201(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 12–201(c), 12–202(a), and 12–204(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 850 – Delegates Fisher, Afzali, Boteler, Eckardt, George, Haddaway–Riccio, Hogan, Hough, Jacobs, Kach, Krebs, McComas, W. Miller, Norman, Otto, Ready, Schuh, and Serafini**

AN ACT concerning

**Corporate Income Tax – Investments in Maryland**

FOR the purpose of altering the Maryland corporate income tax rate for certain corporations that make certain investments in the State; requiring certain corporations to make a certain calculation and submit a certain declaration stating the intent of the corporation to make certain investments; requiring certain corporations to provide evidence of certain qualifying investments for certain tax years; authorizing the Comptroller to collect a certain amount as unpaid tax from certain corporations that do not provide certain evidence; requiring the Comptroller to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to the Maryland corporate income tax rate for certain corporations.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–105(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 10–105.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 851 – Delegates Clagett and Hogan**

AN ACT concerning

**Criminal Law – Synthetic Cannabinoids – Penalties**

FOR the purpose of listing synthetic cannabinoids on Schedule I to designate controlled dangerous substances that may not be legally used, possessed, or distributed; establishing certain penalties for a violation of this Act; defining a certain term; and generally relating to controlled dangerous substances.

BY renumbering

Article – Criminal Law

Section 5–101(e) through (ee), respectively

to be Section 5–101(f) through (ff), respectively

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 5–101(a) and 5–601(c)(1)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Law

Section 5–101(e)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 5–304, 5–402(d), and 5–601(c)(2)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

## **House Bill 852 – Delegate Griffith (Chair, Joint Committee on Pensions)**

AN ACT concerning

### **State Retirement and Pension Systems – Cost-of-Living Adjustments – Simplification and Clarification**

FOR the purpose of clarifying the calculation of cost-of-living adjustments for certain State retirement or pension systems; clarifying the applicability of certain cost-of-living adjustments to certain State retirement or pension systems and to certain participants in those systems; consolidating provisions relating to cost-of-living adjustments that apply to all of the cost-of-living adjustments, including the timing of the initial adjustment, types of benefits to which a cost-of-living adjustment does not apply, the application of a zero rate under certain circumstances, and a certain additional adjustment following a fiscal year in which a zero rate adjustment is applied; clarifying the calculation of cost-of-living adjustments for certain participants in certain Deferred Retirement Option Programs; repealing a certain obsolete provision; making technical and conforming changes; defining certain terms; and generally



relating to cost-of-living adjustments to certain allowances provided by certain State retirement or pension systems.

BY repealing

Article – State Personnel and Pensions

Section 29–401 through 29–432 and the subtitle “Subtitle 4. Cost-of-Living Adjustments”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 21–113(a), 22–219(b)(2), 22–220(b)(2), 22–221(e), 23–218(2), 23–226(a)(2), 24–401(e), 24–401.1(h)(2)(ii) and (j)(1) and (2), 26–210(a)(2), and 26–401.1(h)(2)(ii) and (j)(1) and (2)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Personnel and Pensions

Section 29–401 through 29–409 and the subtitle “Subtitle 4. Cost-of-Living Adjustments”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 853 – Delegate Dumais**

AN ACT concerning

#### **Family Law – Domestic Violence – Permanent Final Protective Orders**

FOR the purpose of requiring a court to issue a permanent final protective order against an individual who is sentenced to, instead of who served, a certain term of imprisonment for certain crimes under certain circumstances; adding the crime of assault in the second degree to the list of crimes, the commission of which subjects an individual to the issuance of a permanent final protective order against the individual under certain circumstances; and generally relating to domestic violence and permanent final protective orders.

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 3–203

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 4–506(k)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 854 – Delegates Dumais, Rosenberg, Valderrama, Valentino–Smith,  
and Waldstreicher**

AN ACT concerning

**Criminal Procedure – Expungement of Records – Not Criminally Responsible**

FOR the purpose of authorizing a certain person to file a petition for expungement of certain records if the person was found not criminally responsible under any State or local law that prohibits certain acts; and generally relating to expungement of criminal records.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 10–105(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 855 – Delegates Walker and Wilson**

AN ACT concerning

**Student Health and Fitness Act**

FOR the purpose of requiring a public school student in elementary school to be provided a certain minimum level of a program of physical activity each week; requiring that the program of physical activity for a certain category of student be consistent with a certain plan for the student; requiring public elementary schools to designate a certain group to plan and coordinate certain activities; requiring the State Board of Education to adopt certain regulations; providing for certain extensions; requiring a county school system that receives a certain extension to have a plan to ensure the county school system's compliance with this Act by a certain date; and generally relating to student health and fitness.

BY renumbering  
Article – Education  
Section 7–409(b), (c), (d), (e), and (f), respectively

to be Section 7–409(c), (d), (e), (f), and (g), respectively  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Education  
Section 7–205(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 7–409(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Education  
Section 7–409(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 856 – Delegates Fisher, Afzali, Aumann, Cluster, Dwyer, Frank, George, Glass, Hershey, Hough, K. Kelly, McComas, McDermott, Myers, Norman, Ready, Schuh, Serafini, and Smigiel**

AN ACT concerning

**Personal Property Tax – Investments in Maryland**

FOR the purpose of providing an exemption from personal property tax for property that is owned by certain businesses organizing or moving into the State; exempting certain personal property from the property tax imposed by a county or municipal corporation as of a certain date; requiring the Department of Assessments and Taxation to identify certain provisions of law and submit a certain report to the General Assembly; providing for the application of this Act; and generally relating to a personal property tax for certain businesses.

BY adding to  
Article – Tax – Property  
Section 7–245 and 7–402  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 857 – Delegate Waldstreicher**

AN ACT concerning

**Estates and Trusts – Posthumously Conceived Child**

FOR the purpose of requiring copies of certain documents concerning posthumous conception and birth of a child to be filed with a certain register of wills within certain times; providing that a person who distributes or delivers certain property and a transferee of the property may not be liable under certain circumstances for certain claims by a child who is posthumously conceived; altering a certain definition; providing for the application of this Act; and generally relating to certain property and the posthumous conception and birth of a child.

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 1–205(a) and 3–107(b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Estates and Trusts  
Section 11–112  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 20–111  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 858 – Delegate Waldstreicher**

AN ACT concerning

**Estates and Trusts – Modified Administration and Inheritance Tax**

FOR the purpose of altering the circumstances under which a personal representative of an estate may file for an election for modified administration; providing that, if a personal representative discovers certain property after the time for filing a certain verified final report, the representative shall file a certain report and make a final distribution of the property within certain time periods; providing

that a certain application to prepay inheritance tax for a subsequent interest may be filed with the register of the county where a certain information report was filed; making conforming changes; providing for the application of this Act; and generally relating to the modified administration of trusts.

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 5–702, 5–704, and 5–706  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 7–219  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

#### **House Bill 859 – Delegate Waldstreicher**

AN ACT concerning

##### **Interests in Grantor and Qualified Terminable Interest Property Trusts**

FOR the purpose of providing that an individual who creates a certain trust may not be considered the settlor of the trust under certain circumstances; providing that a creditor of an individual who creates a certain trust may not compel certain distributions; providing for the construction of this Act; and generally relating to interests in certain trusts.

BY adding to  
Article – Estates and Trusts  
Section 14–116  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

#### **House Bill 860 – Baltimore City Delegation**

AN ACT concerning

##### **Baltimore City Public Schools Construction Authority**

FOR the purpose of establishing the Baltimore City Public Schools Construction Authority; providing for the purpose, duties, membership, appointment, terms,

and compensation of the Authority; requiring the Authority to appoint an executive director and establishing the duties of that position; authorizing the Authority to employ or retain employees or contractors as appropriate; authorizing the Authority, under certain circumstances, to acquire and take title to property, enter into contracts, fix and collect certain rents and other charges, mortgage or encumber a project and its site, make a loan, contract for certain services, and receive certain contributions and gifts; specifying that the Authority shall be responsible for certain school facilities construction and capital improvement projects; authorizing the Authority or other issuer of bonds to hold title to certain properties or improvements to certain properties under certain circumstances; specifying that certain expenses incurred by the Authority are payable only from certain funds; requiring certain audits of the Authority; requiring certain audits to be submitted by a certain date to certain entities; declaring the intent of the General Assembly that the Authority shall remain in existence as long as certain debt is outstanding; authorizing the issuance of certain bonds; setting certain requirements, guidelines, and procedures for the issuance of certain bonds; specifying that certain projects financed under this Act shall be approved by the Interagency Committee on School Construction; requiring the Authority, the Baltimore City Board of School Commissioners, and the Interagency Committee on School Construction to enter into a certain memorandum of understanding; limiting the amount of certain outstanding debt of the Authority; specifying that the Authority may secure certain bonds by a trust agreement and setting the requirements, guidelines, and procedures for that trust agreement; authorizing certain financial entities to invest certain funds in certain bonds; specifying that certain bonds issued under this Act are not a debt, liability, moral obligation, or a pledge of the faith and credit of the State or any subdivision of the State; providing how proceeds from the sale of certain bonds may be expended; authorizing the issuance of refunding bonds and bond anticipation notes under certain circumstances and subject to certain provisions; exempting the Authority, its agent, lessee, and the principal and interest on certain bonds from State and local taxes; requiring the State to provide a certain block grant each year for school construction projects in Baltimore City; providing for the funding and an annual increase in the amount of funding for certain school construction projects in Baltimore City; specifying the uses for a certain block grant; authorizing the Baltimore City Board of School Commissioners to acquire, construct, reconstruct, equip, maintain, repair, or renovate facilities at any location in Baltimore City through another entity acting as its agent and enter into contracts with public or private entities for such purposes; specifying that a transfer of a certain interest in a public school building in connection with financing the cost of improvements to that building is not a sale, lease, or disposal of that building; increasing the amount of bonds that the Baltimore City Board of School Commissioners may have outstanding; specifying that the amount of outstanding debt of the Baltimore City Board of School Commissioners does not include bonds issued by an entity other than the Board, including bonds issued by the Authority or other issuer of bonds; defining certain terms; authorizing the Maryland Health and Higher Educational

Facilities Authority to issue bonds on behalf of the Authority; and generally relating to school construction projects in Baltimore City.

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 10–301  
Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 4–114, 4–115, 4–119, 4–126, 4–306.1, 4–306.2(a) and (b), and 5–301(i)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Education  
Section 4–401 through 4–424 to be under the new subtitle “Subtitle 4. Baltimore City Public Schools Construction Authority”; and 5–301(c–1)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 861 – Delegates Stein and Lafferty**

AN ACT concerning

#### **Public Safety – Access to Firearms – Storage Requirements**

FOR the purpose of prohibiting a person from storing or leaving a loaded or an unloaded firearm in a location where a child could gain access to the firearm unless the firearm is locked by a certain safety lock or is secured in a certain locked container; altering the penalty for a violation of this Act; defining certain terms; making certain stylistic changes; and generally relating to storage of firearms.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 4–104  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 862 – Delegates W. Miller, Bates, Burns, Frank, Guzzone, Howard, Ivey, Luedtke, McComas, McDonough, Minnick, Murphy, Sophocleus, Stocksdale, Vaughn, and Wood**

AN ACT concerning

**Higher Education – In-State Tuition – Reduction for Educators**

FOR the purpose of reducing by a certain amount the annual resident tuition rate at certain public institutions of higher education for certain educators and their family members; requiring each public institution of higher education to adopt certain policies; and generally relating to a reduction of in-State tuition for educators.

BY adding to

Article – Education

Section 15–106.9

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 863 – The Speaker (By Request – Administration) and Delegates Anderson, Barkley, Barnes, Barve, Bobo, Braveboy, Clagett, Clippinger, Cullison, DeBoy, Feldman, Frick, Frush, Gaines, Glenn, Gutierrez, Guzzone, Haynes, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Ivey, Jameson, Jones, Kaiser, Kramer, Lafferty, Luedtke, Malone, McHale, McIntosh, A. Miller, Mizeur, Pena–Melnik, Pendergrass, Proctor, Reznik, B. Robinson, Stein, F. Turner, V. Turner, Valderrama, A. Washington, M. Washington, and Zucker**

AN ACT concerning

**Higher Education Fair Share Act**

FOR the purpose of altering the matters of negotiation that may be included in collective bargaining between an employee organization and certain system institutions, Morgan State University, St. Mary's College of Maryland, or Baltimore City Community College; and generally relating to collective bargaining for employees of certain State institutions of higher education.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 3–502

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)



Read the first time and referred to the Committee on Appropriations.

**House Bill 864 – Delegates Morhaim, Cardin, and Stein**

**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

**Real Property – Eminent Domain – Limitations on Condemnation Authority**

FOR the purpose of proposing amendments to the Maryland Constitution to limit the condemnation of private property to public uses under certain circumstances; requiring certain enactments relating to the taking of private property to include a requirement for the issuance of a certain statement and a public hearing with an opportunity for public comment; repealing the authority of a county or municipal corporation to condemn property for urban renewal projects; defining certain terms; making stylistic changes; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an amendment to the Maryland Constitution

Article III – Legislative Department

Section 40, 40A, 40B, 40C, and 61

BY proposing an amendment to the Maryland Constitution

Article XI–B – City of Baltimore – Land Development and Redevelopment

Section 1

BY proposing an amendment to the Maryland Constitution

Article XI–C – Off–Street Parking

Section 1

BY proposing an amendment to the Maryland Constitution

Article XI–D – Port Development

Section 1

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 865 – Delegates Murphy, Arora, Cardin, Carter, Clippinger, Dumais, Eckardt, Frush, Gilchrist, Haddaway–Riccio, Hubbard, Hucker, Lee, Pena–Melnik, Reznik, Simmons, Waldstreicher, and M. Washington**

AN ACT concerning

**Criminal Law – Animal Cruelty – Payment of Costs**

FOR the purpose of authorizing a court to order a defendant convicted of a certain charge of animal cruelty, as a condition of sentencing, to pay, in addition to any other fines and costs, all reasonable costs incurred in removing, housing, treating, or euthanizing an animal confiscated from the defendant; and generally relating to animal cruelty.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 10–604, 10–606, 10–607, and 10–608  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 866 – Delegates Arora, Barkley, Clippinger, Conaway, Dumais, Elliott, Frick, Glass, Hershey, Hixson, Hough, Ivey, Lee, McComas, McDermott, McDonough, A. Miller, Mitchell, Murphy, Myers, Niemann, Parrott, Reznik, B. Robinson, Rosenberg, Stukes, Szeliga, and Valentino-Smith**

AN ACT concerning

**Criminal Procedure – Financial Crimes Against Vulnerable and Elder Adults  
– Petition to Freeze Assets**

FOR the purpose of authorizing a State’s Attorney to file a petition to freeze assets of a defendant charged with a certain financial crime involving a vulnerable or elder adult under certain circumstances; requiring that a petition to freeze assets be served in accordance with the Maryland Rules and include certain information; authorizing a court to grant a petition to freeze assets and issue an order to freeze assets under certain circumstances; requiring that an order to freeze assets remain in effect for a certain period of time; authorizing the court to modify an order to freeze assets under certain circumstances; specifying that a certain lienholder is not prohibited from exercising certain rights if a default occurs in the obligation giving rise to the lien; defining certain terms; and generally relating to petitions to freeze assets.

BY adding to  
Article – Criminal Procedure  
Section 4–206  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 867 – Delegate Rosenberg**

AN ACT concerning

**General Assembly – Use of Public Resources – Ballot Issues**

FOR the purpose of authorizing a member of the General Assembly to use public resources to promote the success or defeat of a ballot issue; and generally relating to the use of public resources by members of the General Assembly.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 2–108  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 868 – Delegates Murphy, Morhaim, Cullison, Donoghue, Elliott, Hubbard, A. Kelly, Pena–Melnyk, Ready, and V. Turner**

**EMERGENCY BILL**

AN ACT concerning

**Health Occupations – State Board of Pharmacy – Waivers – Pharmacies That Only Dispense Devices**

FOR the purpose of authorizing the State Board of Pharmacy to waive certain requirements for certain pharmacies that only dispense devices in accordance with certain rules and regulations; making certain technical changes; making this Act an emergency measure; and generally relating to the State Board of Pharmacy and waivers for pharmacies that only dispense devices.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 12–403  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 869 – Delegate Hubbard**

AN ACT concerning

**Community Health Resources Commission – Revisions**

FOR the purpose of authorizing the Community Health Resources Commission to contract with a certain third party for certain services; prohibiting a certain third party from releasing, publishing, or similarly using certain information; providing that the power of the Secretary of Health and Mental Hygiene over a certain procurement procedure does not apply to the Commission; providing that, when procuring services or supplies, the Commission is subject to certain provisions of law; altering the purposes for which the Community Health Resources Commission Fund may be used; and generally relating to the Community Health Resources Commission.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 19–2101(c) and 19–2201(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 19–2107 and 19–2201(e)(1)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health – General  
Section 19–2108(c)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 870 – Delegates Carter, Anderson, Clippinger, Dumais, Glass, K. Kelly, McDermott, Rosenberg, Simmons, Swain, and Valentino-Smith**

AN ACT concerning

**Criminal Procedure – Confidentiality of Police and Court Records Pertaining to Minor**

FOR the purpose of providing that certain police records pertaining to a certain minor are confidential and their contents may not be divulged except under certain circumstances; authorizing certain individuals to access a certain police record under certain circumstances; providing that certain court records pertaining to a minor are confidential and their contents may not be divulged except under certain circumstances; authorizing review of a certain court record by certain

individuals; providing that certain information is subject to certain provisions of law; and generally relating to court records pertaining to certain minors.

BY adding to

Article – Criminal Procedure

Section 2–501 to be under the new subtitle “Subtitle 5. Confidentiality of Records”; and 4–110

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 871 – Delegates Kaiser, Barkley, Bobo, Cane, Carr, Cullison, Feldman, Healey, Hixson, Hucker, Ivey, Kramer, Lee, Luedtke, A. Miller, Mizeur, Murphy, Pena–Melnyk, Reznik, B. Robinson, S. Robinson, Valderrama, and Waldstreicher**

AN ACT concerning

**Education – Dually Enrolled Students – In–State and In–County Tuition**

FOR the purpose of establishing that certain dually enrolled students shall receive certain tuition rates; establishing that certain individuals shall be exempt from paying certain tuition rates and shall be eligible to pay certain tuition rates at certain public institutions of higher education under certain circumstances; requiring the governing board of each public institution of higher education to adopt certain policies; defining certain terms; and generally relating to tuition rates for certain dually enrolled students.

BY adding to

Article – Education

Section 15–106.9

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 872 – Delegate Carter**

AN ACT concerning

**Family Law – Modification of Child Custody or Denial of Visitation – Expedited Hearings**

FOR the purpose of requiring a court to hold a certain hearing within a certain period of time after a certain petition for modification of a child custody order or an

order denying visitation is filed; and generally relating to expedited hearings for modifications to child custody orders and orders denying visitation.

BY adding to

Article – Family Law  
Section 9–109  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 873 – Delegates Cluster, DeBoy, and McDermott**

AN ACT concerning

**Workers' Compensation – Public Safety Employees**

FOR the purpose of providing that an occupational disease presumption applies to certain deputy sheriffs who develop heart disease and hypertension under certain circumstances; providing for enhanced workers' compensation benefits for certain deputy sheriffs for a compensable permanent partial disability of less than a certain number of weeks; providing for the application of this Act; making certain stylistic changes; and generally relating to workers' compensation benefits for deputy sheriffs.

BY repealing

Article – Labor and Employment  
Section 9–503(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Labor and Employment  
Section 9–503(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment  
Section 9–628(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Labor and Employment  
Section 9–628(h) and 9–629  
Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 874 – Delegates Rosenberg and Simmons**

AN ACT concerning

**Task Force to Study Access of Individuals with Mental Illness to Regulated Firearms – Extension**

FOR the purpose of altering the date by which the Task Force is required to Study Access of Individuals with Mental Illness to Regulated Firearms is required to submit certain findings and recommendations; extending the termination date of the Task Force; and generally relating to the Task Force to Study Access of Individuals with Mental Illness to Regulated Firearms.

BY repealing and reenacting, with amendments,  
Chapter 131 of the Acts of the General Assembly of 2012  
Section 1(g) and 2

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Judiciary.

**House Bill 875 – Delegates Bates, Afzali, Aumann, Boteler, Dwyer, Eckardt, Elliott, George, Hough, Kipke, Krebs, McComas, McDonough, Oaks, Otto, Ready, B. Robinson, Schulz, Stocksdales, Stukes, Szeliga, Vitale, and Wood**

AN ACT concerning

**Education – Public Schools – Parent Empowerment**

FOR the purpose of authorizing certain parents and legal guardians of students attending public schools that are not meeting State accountability goals to petition county boards of education to implement certain interventions; requiring county boards to notify the State Superintendent of Schools and the State Board of Education on receipt of certain petitions and of the final dispositions regarding the petitions; requiring county boards to make certain determinations in a certain manner within a certain time frame; requiring county boards to designate interventions other than the options requested by certain petitions under certain circumstances; requiring county boards to notify the State Superintendent and the State Board that certain interventions have substantial promise of enabling certain schools to meet State accountability goals; requiring the State Board to adopt certain regulations; defining certain terms; and generally relating to authorizing parents of students attending

public schools that are not meeting State accountability goals to petition county boards of education for an intervention.

BY adding to

Article – Education

Section 9.5–101 through 9.5–106 to be under the new title “Title 9.5. Parent Empowerment and Choice”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 876 – Delegates Dumais and Rosenberg**

AN ACT concerning

#### **Child Abuse – Failure to Report – Civil Penalty, Fund, and Task Force**

FOR the purpose of authorizing the Attorney General to institute a civil action against certain individuals acting in a professional capacity who fail to report child abuse or neglect under certain circumstances; establishing a certain civil penalty for each violation; requiring a civil penalty collected under this Act to be deposited in the Child Abuse Prevention Fund; establishing that the civil penalty established under this Act is in addition to any other penalty provided by law; providing for the construction of certain provisions of this Act; requiring the Attorney General to report a certain violation to a certain board or agency under certain circumstances for certain purposes; establishing the Child Abuse Prevention Fund; requiring the Governor’s Office of Crime Control and Prevention to administer the Fund; specifying the purpose of the Fund; establishing that the Fund is a special, nonlapsing fund, not subject to certain provisions of law; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; providing for the investment of money in the Fund; establishing that money expended from the Fund is not intended to take the place of certain other funding; establishing the Task Force to Study Training for School Employees and Volunteers on the Prevention, Identification, and Reporting of Child Sexual Abuse; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and to certain committees of the General Assembly on or before a certain date; defining a certain term; providing for the effective dates of this Act; providing for the termination of certain provisions of this Act; and generally relating to child abuse and neglect.

BY repealing and reenacting, without amendments,



Article – Family Law  
Section 5–704  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Family Law  
Section 5–704.2  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 6–226(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 877 – Delegates Morhaim, Anderson, Arora, Aumann, Barnes, Barve, Burns, Cardin, Carr, Cluster, Cullison, DeBoy, Eckardt, Feldman, Frank, Frick, Haddaway–Riccio, Hubbard, Impallaria, Kaiser, Kipke, Kramer, Lafferty, Lee, Malone, McDermott, McDonough, A. Miller, W. Miller, Mizeur, Nathan–Pulliam, Olszewski, Pendergrass, Ready, Reznik, B. Robinson, Rosenberg, Simmons, Sophocleus, Stein, Stifler, Stocksdale, Summers, Tarrant, Waldstreicher, and Weir**

AN ACT concerning

**Procurement – Investment Activities in Iran – Board of Public Works  
Authority to Adopt Regulations**

FOR the purpose of requiring the Board of Public Works to adopt certain regulations if the Board determines that certain acts, laws, or amendments authorize or require the reduction of certain dollar amounts or alteration of certain parameters relating to certain investment activities in Iran; clarifying the intent of the General Assembly; requiring the Department of Legislative Services to provide certain written notice concerning certain legislation to the Attorney General of the United States; clarifying that certain legislation that amends certain provisions of law is severable; providing for the termination of certain legislation that amends certain provisions of law; requiring the Board to notify the Department of Legislative Services of certain events within a certain time period; and generally relating to persons that engage in investment activities in Iran and the authority of the Board of Public Works to adopt regulations.

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement  
Section 17–701, 17–703, and 17–707  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 17–702  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 447 of the Acts of the General Assembly of 2012  
Section 2 through 5

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 878 – Delegates V. Turner, Cullison, Elliott, Hubbard, Murphy, and Reznik**

AN ACT concerning

**Consumer Protection – Store Credit Cards for Rebates and Returned Merchandise – Required Notice**

FOR the purpose of prohibiting a merchant from requiring a consumer to accept a certain store credit card, instead of cash, a check, or a credit to certain accounts, for a rebate or returned merchandise unless the merchant displays at a certain location a notice disclosing in a certain manner a certain policy of the merchant; providing that a violation of this Act is an unfair or deceptive trade practice under the Maryland Consumer Protection Act and is subject to certain enforcement and penalty provisions; defining certain terms; and generally relating to the use of store credit cards by merchants for rebates and returned merchandise.

BY adding to  
Article – Commercial Law  
Section 14–1319.1  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 879 – Delegate Hubbard**

AN ACT concerning

### **Health Occupations – Polysomnographic Technologists – Licensure and Discipline**

FOR the purpose of authorizing, rather than requiring, the State Board of Physicians to reinstate, under certain circumstances, the license of a polysomnographic technologist; repealing the requirement that the Board place a licensed polysomnographic technologist on inactive status under certain circumstances; repealing obsolete language regarding the reinstatement of licenses of certain polysomnographic technologists; authorizing the Board, subject to a certain provision of law, to deny a license or take certain action against a licensee for failing to cooperate with a lawful investigation conducted by the Board; prohibiting, except as otherwise provided by certain provisions of law, a licensed physician from employing or supervising an individual practicing polysomnography without a license; prohibiting certain entities, except as otherwise provided by certain provisions of law, from employing an individual practicing polysomnography without a license; authorizing the Board to impose a certain civil penalty for the violation of certain provisions of this Act; requiring the Board to pay the penalty into the General Fund of the State; providing that a person who violates a provision of the Maryland Polysomnography Act is subject to a certain civil fine to be levied by the Board; and generally relating to the regulation of the practice of polysomnography in the State.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–5C–14(f), 14–5C–17(a)(26) and (27), and 14–5C–23(b)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing

Article – Health Occupations

Section 14–5C–15

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health Occupations

Section 14–5C–17(a)(28) and 14–5C–22.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 880 – Delegate Holmes**

AN ACT concerning

**Public School Property – Acquisition and Sale Requirements – Exemptions**

FOR the purpose of exempting certain public school property used for certain student construction training programs from the requirement to obtain approval from the State Superintendent of Schools for the acquisition and sale of the property; and generally relating to exemptions from certain acquisition and sale requirements for certain public school property.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 2–303(f)(1) and 4–115  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 881 – Delegate Lafferty**

AN ACT concerning

**Corporations and Associations – Limited Liability Companies – Company Representative**

FOR the purpose of requiring a limited liability company to have a company representative; establishing a certain fee for processing a notice of change of name, street address, telephone number, or electronic mail address of a company representative; requiring the articles of organization, articles of cancellation, and articles of reinstatement of a limited liability company to include the name, street address, telephone number, and electronic mail address of its company representative; prohibiting the State Department of Assessments and Taxation from accepting any change of company representative before certain fees have been paid to the Department; applying to a company representative certain provisions of law relating to a change of a resident agent, a change of address of a resident agent, or a resignation of a resident agent of a limited liability company; requiring a foreign limited liability company to include the name, street address, telephone number, and electronic mail address of its company representative in an application for registration submitted to the Department; defining a certain term; making a stylistic change; providing for the application of this Act; and generally relating to company representatives and limited liability companies.

BY renumbering

Article – Corporations and Associations  
Section 4A–101(g) through (t), respectively  
to be Section 4A–101(h) through (u), respectively

Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Corporations and Associations  
Section 1–203(b)(2), 4A–204(a), 4A–207(b), 4A–210, 4A–909, 4A–916, and  
4A–1002  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Corporations and Associations  
Section 4A–101(g)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

## **House Bill 882 – Delegate Feldman**

AN ACT concerning

### **Corporations and Real Estate Investment Trusts – Miscellaneous Provisions**

FOR the purpose of providing that a Maryland corporation or a real estate investment trust has the power to renounce certain business opportunities in certain documents or by certain resolutions; repealing certain provisions of law prohibiting the declaration or payment of a dividend payable in shares of one class of a corporation's stock to holders of shares of another class of the corporation's stock unless approved in a certain manner; altering the circumstances under which a corporation registered as an open-end company may redeem shares of its stock from any stockholder; requiring each nominee for director of a corporation to have the qualifications required by the charter or bylaws of the corporation; providing that a director of a corporation holds office until the time the director ceases to have certain qualifications under certain circumstances; specifying how the directors who hold over and continue to serve as directors must be determined under certain circumstances; clarifying the circumstances under which certain actions may be taken without a meeting of the board of directors or a committee of the board; clarifying that certain references to a majority or other proportion of directors refer to a majority or other proportion of votes entitled to be cast by the directors; establishing a certain limitation on a board's sole power to take certain actions relating to special meetings of stockholders; repealing a certain provision of law that requires the board of directors to provide a place for a meeting of the stockholders under certain circumstances; providing that a certain interest with which a proxy may be coupled includes an interest as a party to a certain voting agreement; authorizing two or more stockholders to enter into a written

agreement requiring voting rights to be exercised in a certain manner under certain circumstances; authorizing a certain written agreement to be specifically enforced; altering the circumstances under which the approval of the stockholders and articles of transfer or share exchange are not required; altering the circumstances under which certain mergers need be approved by a Maryland successor corporation or real estate investment trust only by a majority of its entire board of directors or trustees; altering the information that must be included in articles of consolidation, merger, share exchange, or transfer under certain circumstances; providing that certain information included in articles of consolidation, merger, share exchange, or transfer may be made dependent on facts ascertainable outside of the articles; repealing certain provisions of law requiring the president or a director of a certain corporation the charter of which has been revived to call a meeting of the stockholders for a certain purpose; providing that a real estate investment trust is a separate legal entity; providing that a real estate investment trust is formed by filing a declaration of trust for record with the State Department of Assessments and Taxation; defining a certain term; making certain conforming and stylistic changes; and generally relating to corporations and real estate investment trusts laws.

BY repealing and reenacting, with amendments,

Article – Corporations and Associations

Section 2–103, 2–309(c), 2–310.1, 2–403(a), 2–404(b), 2–405, 2–408(c) and (d),  
2–502(e), 2–503(b), 2–507(d), 2–510, 3–104(a), 3–105(a), 3–109, 8–102,  
8–201, 8–301, and 8–501.1(c)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY repealing

Article – Corporations and Associations

Section 3–511

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 883 – Delegates Morhaim, Cardin, and Stein**

AN ACT concerning

#### **Courts and Judicial Proceedings – Jurisdiction over Eminent Domain Cases – Circuit Court**

FOR the purpose of establishing that a circuit court has exclusive, original jurisdiction over all proceedings for the acquisition of private property for public use by condemnation; providing that certain provisions of this Act establishing jurisdiction apply to property acquired for public use by a private company by

the exercise of certain authority granted under federal law; and generally relating to jurisdiction over eminent domain cases.

BY adding to

Article – Real Property

Section 12–101.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 884 – Delegates Rosenberg, Haynes, and Sophocleus**

AN ACT concerning

**Family Investment Program – Earned Income Disregard Pilot Program**

FOR the purpose of establishing an Earned Income Disregard Pilot Program within the Family Investment Program; requiring the Department of Human Resources to select a certain number of counties for participation in the Pilot Program; requiring a county that participates in the Pilot Program to administer benefits under the Family Investment Program in a certain manner; altering the amount of the earned income that is disregarded for the purpose of determining the amount of assistance an individual may receive under the Pilot Program; requiring the Department to collect and report certain information to certain committees of the General Assembly by certain dates; requiring the Department to adopt certain regulations; defining a certain term; providing for the termination of this Act; and generally relating to the Earned Income Disregard Pilot Program under the Family Investment Program.

BY repealing and reenacting, without amendments,

Article – Human Services

Section 5–301(b) and 5–310(a)

Annotated Code of Maryland

(2007 Volume and 2012 Supplement)

BY adding to

Article – Human Services

Section 5–310.1

Annotated Code of Maryland

(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 885 – Delegates Mitchell, Arora, Clippinger, Conaway, Glenn, McDermott, B. Robinson, Rosenberg, Valentino-Smith, Waldstreicher, Walker, and Zucker**

AN ACT concerning

**Vehicle Laws – Equipment – Prohibition on Counterfeit Airbags and  
Substandard Airbags**

FOR the purpose of prohibiting a person from making, distributing, or selling a counterfeit airbag or a substandard airbag; prohibiting a person from installing a counterfeit airbag or a substandard airbag in a motor vehicle; prohibiting a person from selling or installing a device that causes the vehicle diagnostic system to inaccurately indicate that the airbag is functional when a counterfeit airbag or a substandard airbag is installed; prohibiting a person from representing to another person that a counterfeit airbag or a substandard airbag that is installed in a motor vehicle is not a counterfeit airbag or a substandard airbag; providing that if a person violates this Act and the violation contributes to the death or bodily injury of another, the person is guilty of a felony and subject to certain penalties; establishing certain penalties for violations of this Act; defining certain terms; and generally relating to motor vehicle equipment and counterfeit airbags and substandard airbags.

BY adding to

Article – Transportation  
Section 22–419  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 27–101(z)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 886 – Delegates Glass, James, and Myers**

AN ACT concerning

**Motor Vehicles – Stopping on Shoulder – Warning Devices**

FOR the purpose of altering the requirements for placing warning devices for certain motor vehicles that are not disabled but are stopped on the shoulder of a roadway; providing that a violation of this Act is not a moving violation for the purpose of assessing points; establishing certain penalties for violations of this Act; and generally relating to requirements for placing warning devices for motor vehicles that are stopped on the shoulder of a roadway.



BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 22–408  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 27–101(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Transportation  
Section 27–101(ff)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 887 – Delegates Waldstreicher and Rosenberg**

AN ACT concerning

#### **Criminal Procedure – Search Warrants – Location Privacy**

FOR the purpose of establishing that no agent of this State or a political subdivision of this State shall obtain certain location information concerning the location of a certain electronic device without a certain search warrant; requiring a certain agent to provide a certain notice under certain circumstances; providing exceptions in certain circumstances; establishing certain reporting requirements for a certain court; requiring the Administrative Office of the Courts to make certain reports and make certain information publicly available in a certain manner; prohibiting the admissibility of certain evidence under certain circumstances; and generally relating to search warrants.

BY adding to  
Article – Criminal Procedure  
Section 1–203.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 888 – Delegates Glass, McComas, and McDonough**

AN ACT concerning

**Task Force to Review Property Tax Assessment Procedures and the  
Assessment Appeals Process**

FOR the purpose of establishing a Task Force to Review Property Tax Assessment Procedures and the Assessment Appeals Process; establishing the composition of the Task Force; requiring the Governor to designate the chair of the Task Force; providing for the staffing for the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing a member of the Task Force to receive certain reimbursements; requiring the Task Force to conduct certain studies and make certain evaluations and recommendations; requiring that the Task Force issue a report by a certain date; providing for the termination of this Act; and generally relating to the Task Force to Review Property Tax Assessment Procedures and the Assessment Appeals Process.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 889 – Delegate Malone**

AN ACT concerning

**Vehicles Laws – Emergency Vehicles – Motorcades and Escorts**

FOR the purpose of authorizing the driver of certain emergency vehicles to exercise certain privileges while performing certain motorcade or escort duties; authorizing certain emergency vehicles to travel through any jurisdiction in the State as necessary to perform and return from motorcade or escort duty; requiring a jurisdiction that employs a driver who travels through another jurisdiction while performing or returning from motorcade or escort duty to provide certain notice to the other jurisdiction; prohibiting the driver of an emergency vehicle from using certain equipment while returning from motorcade or escort duty; and generally relating to the performance of motorcade or escort duty by an emergency vehicle.

BY repealing and reenacting, without amendments,

Article – Transportation  
Section 11–118  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 21–106  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 890 – Delegate Bromwell**

AN ACT concerning

**Health – Overdose Response Program – Establishment**

FOR the purpose of providing for an Overdose Response Program overseen by the Department of Health and Mental Hygiene; stating the purpose of the Program; authorizing the Department to adopt certain regulations and take certain other action regarding the Program; specifying the requirements an individual must meet to qualify for a certain certificate; requiring that a certain educational training program be conducted by a physician or nurse practitioner or certain other individuals and include certain training; requiring an applicant for a certificate to submit a certain application; requiring a certain public or private entity to issue a certificate to an applicant under certain circumstances; requiring that a certificate contain certain information; providing that a replacement certificate may be issued under certain circumstances; providing for the term and renewal of a certain certificate; authorizing an individual who is certified to receive from a certain individual a prescription for naloxone and certain supplies, possess prescribed naloxone and certain paraphernalia, and administer naloxone, under certain circumstances, to certain individuals; authorizing a physician or nurse practitioner to prescribe and dispense naloxone to a certificate holder; prohibiting a certain cause of action from arising against a certificate holder, physician, or nurse practitioner under certain circumstances; prohibiting a certificate holder, physician, and nurse practitioner from being held civilly or criminally liable for certain actions; providing that a certificate holder, under certain circumstances, may not be considered to be practicing medicine for the purposes of a certain provision of law; providing that a certain provision of this Act does not affect certain immunities or defenses; prohibiting an individual from being held civilly liable in certain actions under certain circumstances; providing for the construction of this Act; defining certain terms; and generally relating to the Overdose Response Program.

BY adding to

Article – Health – General

Section 13–3101 through 13–3110 to be under the new subtitle “Subtitle 31.  
Overdose Response Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 891 – Delegates McConkey, Love, and Schuh**

AN ACT concerning

**Anne Arundel County – Drug Free School Zones – Hotline Number on Signs**

FOR the purpose of requiring that a certain hotline number to report information concerning suspected illegal drug activity be included on certain signs designating certain areas as drug free school zones in Anne Arundel County; and generally relating to drug free school zone signs in Anne Arundel County.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 4–124  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 892 – Delegates Glass, Anderson, Aumann, Dumais, Dwyer, Hough, James, Krebs, Lee, McComas, McDonough, Simmons, Smigiel, Valderrama, and Valentino–Smith**

AN ACT concerning

**Family Law – Protective Orders – Additional Relief**

FOR the purpose of authorizing a judge in a final protective order to order the respondent to remain a specified distance away from the residence, place of employment, school, or temporary residence of a person eligible for relief; and generally relating to protective orders.

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 4–506(d)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 893 – Delegates M. Washington, Anderson, Barkley, Braveboy, Cullison, Glenn, Gutierrez, Haynes, Hucker, Ivey, Kaiser, A. Kelly, Mitchell, Olszewski, B. Robinson, Stukes, Summers, and Zucker**

AN ACT concerning

**State Personnel – Equality for Maryland Caregivers Act of 2013**

FOR the purpose of providing certain collective bargaining rights to certain employees of the University of Maryland Medical Center; and generally relating to the collective bargaining rights of University of Maryland Medical Center employees.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 3–102  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 894 – Delegates Rosenberg and Simmons**

AN ACT concerning

#### **Firearms – Dealer’s License and Handgun Permit Application Fees**

FOR the purpose of altering certain fees paid by applicants for regulated firearms dealers’ licenses and handgun permits; requiring the Secretary of State Police to use a certain amount of certain fees to support certain continuing education and crisis intervention teams in local jurisdictions; and generally relating to fees for regulated firearms dealer’s licenses and handgun permits.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 2–204, 5–107, and 5–304  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 895 – Howard County Delegation**

AN ACT concerning

#### **Education – Howard County Library System – Collective Bargaining Ho. Co. 3–13**

FOR the purpose of authorizing employees of the Howard County Library System to form, join, and participate in an employee organization and engage in certain other activities related to collective bargaining; authorizing an employee to refrain from certain activities; specifying the responsibilities of the library system and the certified exclusive representative; specifying the collective bargaining units and the composition of the units; requiring that a certain employee organization submit a certain petition to the Director of the Howard

County Library System; prohibiting a certain employee organization from discriminating with regard to terms or conditions of membership because of certain characteristics; requiring that a certain petition be submitted to the State Mediation and Conciliation Service for certain purposes; authorizing the library system or a certain employee organization to submit a certain request to the State Mediation and Conciliation Service for certain purposes; requiring that the library system and the employee organization or certified exclusive representative share equally certain costs; requiring the library system to recognize certain rights of the certified exclusive representative; requiring the certified exclusive representative to represent employees in a certain manner; requiring the library system and the certified exclusive representative to enter into a collective bargaining agreement that contains provisions regarding certain matters; requiring the library system to make certain payroll deductions under certain circumstances; requiring that certain dues be remitted to the certified exclusive representative; prohibiting certain grievance procedures from allowing an arbitrator to alter the terms of the collective bargaining agreement; specifying when a collective bargaining agreement is effective and when it expires; requiring the library system and the certified representative to reach an agreement by a certain date except under certain circumstances; specifying the procedures to be followed if an impasse is reached in the collective bargaining negotiations; requiring the library system to submit certain terms of the collective bargaining agreement to the Board of Library Trustees for Howard County for its acceptance or rejection; requiring the Board to take certain action regarding the terms submitted to it for review; requiring the library system and the certified exclusive representative to take certain action if the Board rejects a term; requiring the Board to take certain action if it accepts a term; authorizing the Howard County Executive and Howard County Council to take certain action regarding certain requests submitted to them for approval; requiring the Howard County Executive to take certain action if the Howard County Executive accepts a certain request; requiring the library system and the certified exclusive representative to take certain action if the County Executive or County Council reject a certain request; providing that the library system retains certain rights and responsibilities under certain circumstances; providing for the decertification of the certified exclusive representative under certain circumstances; prohibiting the library system and an employee organization from taking certain actions regarding collective bargaining; prohibiting an employee or an employee organization from engaging in, inducing, initiating, or ratifying a strike; authorizing a court of competent jurisdiction to enjoin a strike under certain circumstances; prohibiting an employee from receiving compensation from the library system under certain circumstances; authorizing the library system to take certain action against an employee or an employee organization for violating a certain provision of this Act; providing that this Act and a collective bargaining agreement entered into under this Act supersede certain provisions of law under certain circumstances; providing for the construction of a certain provision of this Act; defining certain terms; and generally relating to collective bargaining for employees of the Howard County Library System.

BY adding to

Article – Education

Section 23–601 through 23–614 to be under the new subtitle “Subtitle 6.  
Howard County Library System – Collective Bargaining”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 896 – Delegates Waldstreicher, Carr, A. Miller, Morhaim,  
Pena–Melnik, B. Robinson, S. Robinson, and M. Washington**

AN ACT concerning

**Project Open Space – Use of Funds – Artificial Turf Surfaces**

FOR the purpose of prohibiting the use of certain funds under Program Open Space to build new or replace existing athletic fields with certain artificial or synthetic turf surfaces; and generally relating to the use of funds for Program Open Space.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–903(g) and 5–905(a)

Annotated Code of Maryland

(2012 Replacement Volume)

BY adding to

Article – Natural Resources

Section 5–903(i)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 897 – Delegates Hough, Cluster, Dumais, Glass, Hogan, Krebs, and  
McDermott**

AN ACT concerning

**Professional Licensing and Certification Governing Bodies – Child Abuse  
Mandated Reporter Training and Discipline**

FOR the purpose of requiring certain governing bodies that issue licenses or certificates to certain individuals required to report child abuse or neglect to adopt certain regulations requiring each licensee or certificate holder to

complete training in the recognition of child abuse and child sex abuse as a condition of licensure or certification; requiring the investigation of certain individuals and providing for certain discipline under certain circumstances; authorizing certain disciplinary actions to be included in certain regulations; providing that certain administrative disciplinary actions may not be construed to limit the taking of other disciplinary actions authorized by law; and generally relating to child abuse mandated reporter training as a licensing requirement by a professional licensing or certification governing body.

BY adding to

Article – Family Law  
Section 5–704.2  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Health Occupations  
Section 1–220  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 898 – Delegate Kach**

AN ACT concerning

#### **Public Health – Abortion Survey System**

FOR the purpose of requiring the Department of Health and Mental Hygiene to establish a certain mandatory abortion survey system; requiring certain hospitals and facilities to report abortions to the Department using a certain form, in a certain manner, and on or before a certain date each year; providing that a report received by the Department under certain provisions of this Act is confidential, is not a public record, and may not include certain information; requiring the report to be destroyed after certain data is used to prepare a certain report; requiring the Department to develop an abortion survey form to collect certain data; specifying the data to be collected; requiring the attending physician to provide certain information to the individual completing the form; providing that the form may be in an electronic format; authorizing the Department to require electronic submission of the form under certain circumstances; requiring the Department to submit a certain annual report to the Governor and General Assembly; providing for certain penalties; requiring the Department to adopt certain regulations; providing for the application of certain provisions of this Act; authorizing the State Board of Physicians to provide for certain disciplinary action for a licensee who violates certain



provisions of this Act; and generally relating to an abortion survey system and reporting requirements.

BY adding to

Article – Health – General

Section 20–217 to be under the new part “Part V. Reporting Requirements”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–404(a)(40) and (41)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health Occupations

Section 14–404(a)(42)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 899 – Delegate Kach**

AN ACT concerning

#### **State Board of Physicians – Disciplinary and Licensure Procedures – Revision**

FOR the purpose of requiring that continuing education requirements allow a certain licensee to receive up to a certain number of credit hours for providing certain services; requiring that the factual findings of a hearing officer under a certain provision of law be supported by clear and convincing evidence, rather than a preponderance of the evidence; authorizing a licensee whose license has been summarily suspended by the State Board of Physicians under a certain provision of law to elect to have a hearing officer make certain final findings and conclusions and determine, under certain circumstances, the disciplinary action that should be imposed on the licensee; requiring the hearing officer to refer certain final findings and conclusions and disciplinary action to the Board for a certain purpose; requiring the Board, under certain circumstances, to pass a certain order within a certain time period; prohibiting the Board, under certain circumstances, from altering certain final findings and conclusions made by a hearing officer and from implementing a disciplinary action that is different from the disciplinary action the hearing officer determined should be imposed; requiring the Board to dismiss charges under certain circumstances; repealing

the authorization for a certain person aggrieved by a final decision of the Board in a contested case to appeal to the Board of Review; authorizing a person aggrieved by a final decision of a hearing officer under a certain provision of this Act to take a direct judicial appeal; authorizing a licensee to seek expungement of the licensee's disciplinary record; requiring the Board to adopt certain regulations regarding the expungement of a licensee's disciplinary record; requiring the Board, on or before a certain date, to issue a certain request for proposal regarding a certain continuing education program; making certain conforming changes; and generally relating to the disciplinary and licensure procedures of the State Board of Physicians.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–316(d), 14–405, 14–406, 14–408, 14–5A–17.1, 14–5B–14.1,  
14–5D–15, 14–5E–17, 15–313(b), and 15–315

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health Occupations

Section 14–409.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 900 – Delegate Kach**

AN ACT concerning

#### **Maryland Board of Physicians – Failure to Renew a License or Misrepresentation as a Licensed Person – Penalties**

FOR the purpose of altering the penalties to which a person is subject if the person fails to renew a license to practice medicine or misrepresents to the public that the person is authorized to practice medicine in the State; and generally relating to penalties for violations of laws governing the practice of medicine in the State.

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 14–601, 14–602, and 14–606(a)(1)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations  
Section 14–606(a)(4) and (5)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 901 – Howard County Delegation**

AN ACT concerning

#### **Howard County – Alcoholic Beverages Establishments – Distance from Schools**

FOR the purpose of altering a certain minimum distance restriction in Howard County so as to prohibit the issuance of a Class B alcoholic beverages license for a restaurant located a certain distance from a public school building; making a stylistic change; and generally relating to alcoholic beverages in Howard County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 9–214(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 9–214(b)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 902 – Delegate Guzzone**

AN ACT concerning

#### **State Police Retirement System – Reemployment of Retirees**

FOR the purpose of clarifying the applicability of certain requirements for an offset from certain retirement allowances from the State Police Retirement System for certain individuals who accept employment with certain participating employers; extending a certain termination provision that applies to certain provisions that relate to the reemployment of retirees of the State Police Retirement System; providing for the termination of certain provisions of this

Act; and generally relating to the reemployment of retirees of the State Police Retirement System.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 24–405  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 644 of the Acts of the General Assembly of 2009  
Section 3

Read the first time and referred to the Committee on Appropriations.

**House Bill 903 – Delegates Glass, Dwyer, Ivey, Kipke, Morhaim, and  
Pena-Melnik**

AN ACT concerning

**Genetically Engineered Food – Disclosure and Labeling Requirements**

FOR the purpose of establishing that certain foods offered for retail sale in the State and produced with genetic engineering are misbranded if certain disclosure or labeling requirements are not met; establishing that certain requirements of this Act do not apply to certain foods, commodities, and beverages; establishing that certain commodities or foods shall be deemed to have been grown, raised, or produced in a certain manner under certain circumstances; prohibiting the Department of Health and Mental Hygiene from approving a certain procedure for sampling and testing food for a certain purpose unless the procedure meets certain requirements; defining certain terms; and generally relating to disclosure and labeling requirements for genetically engineered food offered for retail sale in the State.

BY adding to  
Article – Health – General  
Section 21–210  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government  
Operations.

**House Bill 904 – Delegate Serafini**

AN ACT concerning

**Corporate Income Tax – Rate Reduction and Reform**

FOR the purpose of altering the State income tax rate on the Maryland taxable income of corporations; providing for the application of this Act; and generally relating to the income tax on corporations.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–105(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 905 – Delegates Kach, Elliott, Minnick, and Oaks**

AN ACT concerning

**Health Occupations – Funeral Establishments – Preparation and Holding Rooms**

FOR the purpose of establishing that a funeral establishment that uses a central preparation room at another funeral establishment is not required to have its own preparation room or holding room; and generally relating to funeral establishments.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 7–310  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 906 – Delegates Kach and Reznik**

AN ACT concerning

**Public Health – Handling of Human Remains – Transportation**

FOR the purpose of authorizing the transportation of a body of a decedent for preparation and storage to a certain facility that is licensed by a State regulatory board or is subject to inspection by a certain individual rather than a facility that has entered into a certain agreement with the State Board of Morticians and Funeral Directors or the Office of Cemetery Oversight; and generally relating to the handling of human remains.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 5–513(g)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 907 – Delegate Kach**

AN ACT concerning

**Electronic Voting System Devices – Ballot Arrangement**

FOR the purpose of requiring that, to the extent practicable, all candidates for the same office appear on the same ballot face on a direct recording electronic voting device; and generally relating to the ballot arrangement on a direct recording electronic voting system device.

BY adding to  
Article – Election Law  
Section 9–210(l)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 908 – Delegate Kach**

AN ACT concerning

**Pharmacy Benefits Managers – Prescription Drugs – Maximum Allowable Cost Prices**

FOR the purpose of requiring a pharmacy benefits manager to disclose to a purchaser and specify in its contract with a purchaser certain information relating to maximum allowable cost prices for certain prescription drugs; requiring a pharmacy benefits manager to specify in its contract with a pharmacy or pharmacist certain information relating to maximum allowable drug prices for certain prescription drugs; requiring a pharmacy benefits manager to update the maximum allowable cost prices with a certain frequency; requiring a pharmacy benefits manager to establish a process for taking certain actions relating to maximum allowable cost prices; requiring a pharmacy benefits manager to establish a procedure that allows a pharmacy or pharmacist to appeal a maximum allowable cost price; establishing certain requirements

relating to an appeal; providing that, under certain circumstances, a pharmacy benefits manager must ensure that a prescription drug meets certain requirements; and generally relating to maximum allowable cost prices for prescription drugs in pharmacy benefits manager contracts.

BY adding to

Article – Insurance

Section 15–1623(c) and 15–1628.1

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 909 – Delegates Valentino-Smith, Clippinger, Swain, and Valderrama**

AN ACT concerning

**Criminal Procedure – Venue for Prosecution of Murder and Manslaughter**

FOR the purpose of authorizing a prosecution of a person for a violation of certain provisions of law prohibiting murder and manslaughter to be brought in a certain county in which the body or parts of the body were found under certain circumstances; and generally relating to the venue for prosecution of murder and manslaughter.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 4–201

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 910 – Delegates McConkey and Sophocleus**

AN ACT concerning

**Anne Arundel County – Orphans’ Court Judges – Salary**

FOR the purpose of increasing to a certain amount the salary of each judge of the Orphans’ Court for Anne Arundel County; authorizing each judge to receive an annual cost-of-living adjustment not exceeding a certain percentage; and providing that this Act does not apply to the salary or compensation of the judges of the Orphans’ Court for Anne Arundel County during a certain term of office.

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 2–108(c)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 911 – Delegates Gutierrez, Braveboy, Carr, Cullison, Dumais, Ivey,  
A. Kelly, Lee, Luedtke, Pena–Melnik, S. Robinson, and Waldstreicher**

AN ACT concerning

**Drivers’ Licenses, Identification Cards, and Moped Operators’ Permits –  
Issuance, Renewal, and Expiration**

FOR the purpose of altering the date after which the Motor Vehicle Administration may not issue or renew an identification card, a moped operator’s permit, or a license to drive that is not acceptable by federal agencies for certain official purposes; providing for certain expiration dates for identification cards, moped operators’ permits, or licenses to drive that are not acceptable by federal agencies for certain official purposes; and generally relating to the issuance, renewal, and expiration of federally noncompliant drivers’ licenses, identification cards, and moped operators’ permits.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 16–122  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 912 – Delegate Clagett**

AN ACT concerning

**Driver Education Program – Classroom Instruction – Organ, Eye, and Tissue  
Donation Education**

FOR the purpose of requiring the Motor Vehicle Administration to adopt regulations requiring that classroom instruction for the driver education program include an online course of a certain duration that pertains to organ, eye, and tissue donation in the State and becoming an organ, eye, or tissue donor; allowing the online course to be completed in or outside the classroom; requiring that the



online course be established and provided by Donate Life Maryland; and generally relating to the driver education program.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–505

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 913 – Delegate Clagett**

AN ACT concerning

#### **Frederick County – Hotel Rental Tax Rate**

FOR the purpose of altering the hotel rental tax rate imposed in Frederick County; and generally relating to the hotel rental tax in Frederick County.

BY repealing and reenacting, with amendments,

Article 24 – Political Subdivisions – Miscellaneous Provisions

Section 9–304

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 914 – Delegate Serafini**

AN ACT concerning

#### **County Income Tax Disparity Grants – Alterations**

FOR the purpose of altering the calculation of certain State distributions made to certain counties and Baltimore City based on per capita yield of county income taxes; providing for the effective dates of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to alterations to certain State grants to certain counties and Baltimore City based on per capita yield of county income taxes.

BY repealing and reenacting, without amendments,

Article 24 – Political Subdivisions – Miscellaneous Provisions

Section 9–1101(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 9–1101(d)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Local Government  
Section 16–501  
Annotated Code of Maryland  
(As enacted by Chapter \_\_\_\_ (H.B. 472) of the Acts of the General Assembly of  
2013)

BY repealing and reenacting, with amendments,  
Article – Local Government  
Section 16–501(a)  
Annotated Code of Maryland  
(As enacted by Section 2 of this Act)

BY repealing  
Article – Local Government  
Section 16–501(e)  
Annotated Code of Maryland  
(As enacted by Section 2 of this Act)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 915 – Delegates Arora and Cullison**

AN ACT concerning

#### **Department of Health and Mental Hygiene – Advance Directive Registry – Fee and Date of Operation**

FOR the purpose of requiring the Secretary of Health and Mental Hygiene to set a certain fee, by regulation, for certain services of the Advance Directive Registry; requiring the Department of Health and Mental Hygiene to take the steps necessary to make the Registry operational by a certain date; and generally relating to the Advance Directive Registry in the Department of Health and Mental Hygiene.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 5–620  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 5–622  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 916 – Delegates Valentino–Smith, M. Washington, Braveboy, Carter, Dumais, Gaines, Hucker, Lee, Rosenberg, Simmons, Swain, Valderrama, and Waldstreicher**

AN ACT concerning

**Juvenile Law – Dispositions – Placement Guidance**

FOR the purpose of prohibiting the juvenile court, except under certain circumstances, from committing a child who has committed a certain offense to the Department of Juvenile Services for out-of-home placement; providing for the construction of this Act; and generally relating to juvenile law.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–8A–19(d)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 917 – Delegates M. Washington, Anderson, Conaway, Cullison, Donoghue, A. Miller, B. Robinson, and Rudolph**

AN ACT concerning

**Real Property – Property Used for Methamphetamine Production –  
Disclosure and Quarantine**

FOR the purpose of requiring a certain residential property disclosure statement to include certain information relating to whether the property has been used for certain illegal drug production; requiring the Secretary of Health and Mental Hygiene to maintain a certain list of certified industrial hygienists; authorizing a local law enforcement agency to quarantine a certain property if the property has been used for the production of methamphetamine; requiring a local law enforcement agency that quarantines a property under this Act to post certain signs, publish certain notice in a certain newspaper of general circulation, and record certain notice in the land records; authorizing a certain person with a

right, a title, or an interest in quarantined property to file a certain petition to request the quarantine be lifted; authorizing the circuit court to grant or deny a certain petition; authorizing a certain person to contract with a certified industrial hygienist to test or clean certain property; requiring certain property to remain quarantined during certain testing or cleaning; authorizing a certified industrial hygienist to certify that certain property is safe for human use and habitation; authorizing a certain person to record a certain certification that a property is safe for human use and habitation in the land records; prohibiting a person from knowingly entering quarantined property, offering quarantined property for habitation, or removing certain quarantine signs except under certain circumstances; establishing certain penalties for certain violations; authorizing the Secretary to adopt regulations necessary to carry out the provisions of this Act; defining certain terms; and generally relating to property used for methamphetamine production.

BY repealing and reenacting, with amendments,

Article – Real Property

Section 10–702(e)(2)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Real Property

Section 14–601 through 14–605 to be under the new subtitle “Subtitle 6.  
Property Used for Methamphetamine Production”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Environmental Matters.

### **House Bill 918 – Delegates Valentino–Smith and Hubbard**

AN ACT concerning

#### **Health – Youth Camps – Definitions**

FOR the purpose of altering the definition of “day camp” to include certain youth camps that have campers who reside at the camp for a certain number of days; altering the definition of “residential camp” for purposes of certain provisions of law governing youth camps to increase the number of days a youth camp may operate as a residential camp; altering the definitions of “travel camp” and “trip camp” to increase the number of days a residential camp may operate as a travel camp or a trip camp; and generally relating to youth camps.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 14–401  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 919 – Delegates Valentino–Smith, Cullison, Howard, Kach, and Mitchell**

AN ACT concerning

**Property Tax Credit – Group Homes – Power Generators**

FOR the purpose of authorizing the Mayor and City Council of Baltimore City and the governing body of a county or municipal corporation to grant a certain property tax credit for generators installed at certain group homes; establishing the amount and duration of the tax credit; requiring the Mayor and City Council of Baltimore City and the governing body of a county or municipal corporation to establish certain procedures for the approval of tax credits; defining certain terms; providing for the application of this Act; and generally relating to a property tax credit for group homes.

BY adding to  
Article – Tax – Property  
Section 9–256  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 920 – Delegate Valentino–Smith**

AN ACT concerning

**Tax Liens – Enforceability**

FOR the purpose of prohibiting a certain tax lien from being enforceable against real property after a certain number of years if certain conditions are met; providing for the retroactive application of this Act; establishing an exception to the retroactive application of this Act; and generally relating to the enforcement of tax liens.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 13–809  
Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 921 – Delegates Valentino-Smith, Kach, Lee, McComas, and Vallario**

AN ACT concerning

**Correctional Services – Inmate Earnings – Compensation for Victims of Crime**

FOR the purpose of adding a requirement that the Department of Public Safety and Correctional Services pay compensation for victims of crime in accordance with certain provisions to a list of deductions that the Department is required to withhold from an inmate's earnings; requiring the Department to withhold a certain amount of the earnings of an inmate in a certain program for compensation for victims of crime; requiring the Department to allocate earnings that are withheld in a certain manner; requiring the Criminal Injuries Compensation Board to distribute certain amounts to a certain person or governmental unit; establishing that compliance with a judgment of restitution is a required condition of work release if work release is allowed; applying certain provisions relating to responsibility for the administration of payments of restitution to the Department instead of to the Division of Parole and Probation; requiring the Department to submit a certain report by a certain date; altering the purpose of the Criminal Injuries Compensation Fund to include distribution of certain restitution payments; and generally relating to compensation for victims of crime.

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 11–604  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 11–607 and 11–819(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 922 – Delegate Kach**

AN ACT concerning

**Public Health – Feral Cats – Rabies Vaccinations**

FOR the purpose of providing that a certain feral cat caregiver shall make every reasonable effort to ensure that certain cats are vaccinated for rabies and ear-tipped, and that there is a certain record made of a certain vaccination; providing that an ear-tipped cat is considered to have had a certain vaccination; defining certain terms; and generally relating to rabies vaccinations for feral cats.

BY adding to

Article – Health – General

Section 18–318.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 923 – Delegate Niemann**

AN ACT concerning

**Certificate of a Qualified Expert – Lead Paint Poisoning Claims**

FOR the purpose of requiring the court to dismiss a certain claim filed in a circuit court or a United States District Court against a person for injury caused by the ingestion of lead-based paint or lead-contaminated dust if the claimant does not file a certificate of a qualified expert for each defendant; specifying the contents of the certificate; requiring the certificate to be filed within a certain period of time and be served on certain persons, subject to certain exceptions; requiring a person who files a certificate of a qualified expert to provide a defendant with a certain list of qualifications; requiring a defendant to produce certain evidence under certain circumstances; altering a certain time period for filing a certificate of a qualified expert under certain circumstances; providing that the failure to provide certain evidence constitutes a certain waiver; authorizing the court to waive or modify the requirement to file a certificate of a qualified expert under certain circumstances; requiring a defendant to file a written response to a certificate of a qualified expert; specifying the contents of the written response; requiring the written response to be filed within a certain period of time and be served on certain persons; providing that a failure to file a written response constitutes a certain admission; requiring the court to schedule and hold a hearing regarding the certificate of a qualified expert and the written response to a certificate of a qualified expert; authorizing the court to recall a former judge for temporary assignment for certain purposes; requiring the court to allow the claimant and defendant an opportunity to be heard; authorizing the court to enter summary judgment in favor of or against the claimant or defendant under certain circumstances; defining certain terms;

providing for the application of this Act; and generally relating to lead paint poisoning claims.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–2D–01 through 3–2D–04 to be under the new subtitle “Subtitle 2D.  
Lead Paint Poisoning Claims”

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 924 – Delegates Stein, Beidle, Glenn, Holmes, McMillan, Norman,  
and Weir**

AN ACT concerning

**Environment – Reduction of Lead Risk in Housing – Applicability and  
Registration Requirements**

FOR the purpose of altering the application of certain provisions of law relating to reducing lead risk in housing; requiring certain owners to register certain properties built between certain dates in a certain manner; providing certain civil penalties for certain registration violations; providing a certain registration fee for certain properties built between certain dates; repealing certain obsolete language; altering a certain definition; and generally relating to reducing lead risk in housing.

BY repealing and reenacting, without amendments,

Article – Environment

Section 6–801(a)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 6–801(b), 6–803, 6–817(a)(1) and (b)(1), 6–819(f), and 6–843

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY adding to

Article – Environment

Section 6–811.1 to be under the amended part “Part III. Registration of  
Property”

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)



Read the first time and referred to the Committee on Ways and Means.

**House Bill 925 – Delegates Rosenberg, Ivey, and Kaiser**

AN ACT concerning

**Maryland Early Learning Challenge and School Readiness Act  
(Race to the Tots)**

FOR the purpose of establishing the Early Learning Challenge and School Readiness Grant Program in the State Department of Education; providing for the purpose and priorities of the Program; establishing the Early Learning Challenge and School Readiness Grant Program Fund as a special fund to be used for certain purposes; requiring the Division of Early Childhood Development in the Department to administer the Fund; providing for the composition of the Fund; providing that money in the Fund may not take the place of certain other funding; requiring the Governor to include a certain appropriation in the State budget in certain fiscal years; requiring the Department to submit a certain report to the General Assembly on or before a certain date each year; requiring a certain report to include certain information; authorizing the Department to accept money from certain sources to award grants under the Program; requiring the Division to solicit certain grant proposals from certain local early childhood advisory councils; providing for the requirements of certain grant proposals; requiring the Division to approve certain grant proposals that meet certain priorities; requiring the Division to give priority to certain proposals; requiring the Department to adopt certain regulations to implement the Program and to submit a certain report to the Governor and the General Assembly each year; defining certain terms; and generally relating to the Maryland Early Learning Challenge and School Readiness Grant Program.

BY adding to

Article – Education

Section 5–218

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 9–1A–30

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 926 – Delegate Olszewski**

AN ACT concerning

**County Boards of Education – Spending – Reporting Requirement**

FOR the purpose of requiring each county board of education to provide a report to the State Department of Education by certain dates on the amount of State, local, and federal funds spent per student for certain students at each school; requiring the Department to submit a certain report to the General Assembly by certain dates; stating the intent of the General Assembly; and generally relating to the amount of per student spending by each county board.

BY adding to

Article – Education

Section 5–119

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 927 – Delegates Stein, Bobo, Glenn, Lafferty, and S. Robinson**

AN ACT concerning

**Licensed Tree Expert – License Renewal – Continuing Education Requirement**

FOR the purpose of requiring a licensed tree expert to complete certain continuing education requirements to qualify for license renewal; requiring the Department of Natural Resources to maintain certain records for each licensed tree expert; requiring the Department to update certain records when a document of completion is approved; requiring the Department to mail a renewal application form to a licensed tree expert under certain circumstances; requiring the Department to approve the curriculum for a continuing education course if the curriculum covers certain information; requiring the Department to approve the curriculum for a course before the course may be advertised as a course eligible for continuing education instruction; requiring an entity to submit the course curriculum to the Department for approval within a certain period of time; stating that a continuing education course does not need to be conducted in the State to be approved by the Department; requiring an entity conducting a continuing education course or the course instructor to submit a document of completion to the Department or to a licensed tree expert as evidence that the licensed tree expert has completed the continuing education course; requiring the document of completion to include certain information; requiring a licensed tree expert to submit certain information to the Department under certain circumstances; authorizing a licensed tree expert to take a certain examination by a certain date to renew a license if the licensed tree expert does not meet certain requirements; stating that a licensed tree expert's renewal is not valid unless the licensed tree expert has met certain

requirements; requiring the Department to adopt certain regulations; and generally relating to continuing education requirements for licensed tree experts.

BY adding to

Article – Natural Resources  
Section 5–420.1  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 928 – Delegates Gutierrez, Barkley, Carr, Carter, Cullison, Dumais, Hucker, Ivey, Kaiser, A. Kelly, Lee, Luedtke, A. Miller, Reznik, S. Robinson, Waldstreicher, and M. Washington**

AN ACT concerning

**Community Colleges – Dually Enrolled Students – Tuition Waiver**

FOR the purpose of exempting certain dually enrolled students from payment of tuition to attend community college under certain circumstances; authorizing a community college to establish guidelines concerning the type of dual enrollment courses that will qualify for the tuition waiver; providing that a community college is not prohibited from waiving tuition for certain other dually enrolled students; defining certain terms; and generally relating to tuition waivers for dually enrolled students at community colleges.

BY adding to

Article – Education  
Section 16–106(e)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 929 – Delegates Malone and McMillan**

AN ACT concerning

**Motor Vehicles – Speed Monitoring Systems – Local Jurisdictions**

FOR the purpose of clarifying that a certain warning period for violations recorded by speed monitoring systems operated by local jurisdictions begins when the first speed monitoring system in the jurisdiction is in use; applying certain notice and signage standards for unmanned local stationary speed monitoring systems to all local stationary speed monitoring systems; altering the standards for

signage required for local stationary speed monitoring systems; clarifying that a certificate alleging that a certain speeding violation occurred is required to be sworn to or affirmed by a certain law enforcement officer; and generally relating to speed monitoring systems operated by local jurisdictions.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–809  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 930 – Delegates Lee, Arora, Conaway, DeBoy, Dumais, Eckardt, Glenn, Hough, McComas, McDonough, B. Robinson, Stocksdales, Stukes, Tarrant, F. Turner, and Valderrama**

AN ACT concerning

### **Criminal Law – Identity Fraud – Prohibitions**

FOR the purpose of prohibiting a person from disclosing or helping another person to disclose an individual's personal identifying information without the individual's consent under certain circumstances; prohibiting a person from possessing, obtaining, disclosing, or helping another person to possess, obtain, or disclose certain information under certain circumstances; providing penalties for disclosing an individual's personal identifying information without the individual's consent; and generally relating to identity fraud.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 8–301(b) and (g)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 931 – Delegates Lee, Conaway, Cullison, Dumais, Glenn, Gutierrez, A. Kelly, Mizeur, Nathan–Pulliam, B. Robinson, S. Robinson, Stocksdales, and M. Washington**

AN ACT concerning

### **Maryland Medical Assistance Program – Telemedicine**

FOR the purpose of requiring the Maryland Medical Assistance Program to provide certain reimbursement for certain services delivered by telemedicine; and

generally relating to the Maryland Medical Assistance Program and telemedicine.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 15–105.2  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Insurance  
Section 15–139(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

#### **House Bill 932 – Delegate Luedtke**

AN ACT concerning

#### **Child Care Centers – Dispute Resolution**

FOR the purpose of establishing a dispute resolution workgroup; providing for the membership of the workgroup; requiring the State Superintendent of Schools, in consultation with the workgroup, to adopt certain rules and regulations establishing a certain dispute resolution process that includes investigation of certain discrimination complaints, written findings of fact and conclusions of law, and appropriate remedies; authorizing the dispute resolution process to include certain informal resolution processes; and generally relating to dispute resolution procedures for child care centers.

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 5–573  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 933 – Delegates Lee, Aumann, Bobo, DeBoy, Dumais, Eckardt, Frick, Glass, Glenn, Gutierrez, Guzzone, A. Kelly, Krebs, Luedtke, McComas, McDonough, Morhaim, Pendergrass, S. Robinson, F. Turner, Valderrama, and M. Washington**

AN ACT concerning

**Crimes – Human Trafficking of Minor – Defense of Ignorance of Victim’s Age**

FOR the purpose of providing that a person charged with a certain human trafficking offense involving a minor may not assert as a defense that the person did not know the age of the victim; and generally relating to human trafficking of minors.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 11–303  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 934 – Delegates Lee, Conaway, Cullison, Dumais, Glenn, Gutierrez, A. Kelly, A. Miller, Mizeur, Nathan–Pulliam, B. Robinson, S. Robinson, and M. Washington**

AN ACT concerning

**Task Force on the Use of Telehealth to Improve Maryland Health Care**

FOR the purpose of establishing the Task Force on the Use of Telehealth to Improve Maryland Health Care; providing for the membership, co–chairs, and staffing of the Task Force; providing for the duties of the Task Force; providing that a member of the Task Force may not receive certain compensation but is entitled to certain reimbursement; requiring the Task Force to provide certain reports to the Governor and the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the Task Force on the Use of Telehealth to Improve Maryland Health Care.

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 935 – Delegates Stifler and Kaiser**

AN ACT concerning

**Public Institutions of Higher Education – In–State Tuition for Military Veterans**

FOR the purpose of altering provisions of law concerning in–State tuition for certain veterans of the United States armed forces; providing that an honorably discharged veteran of the United States armed forces is eligible for in–State tuition at public institutions of higher education in the State on presentation of

certain documentation; and generally relating to in-State tuition charges for military veterans at public institutions of higher education in the State.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 15–106.4  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 936 – Delegates S. Robinson, Carr, Gilchrist, Haddaway–Riccio, and Mizeur**

AN ACT concerning

**Natural Resources – Maryland Botanical Heritage Workgroup**

FOR the purpose of establishing the Maryland Botanical Heritage Workgroup; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Workgroup to define challenges to, explore opportunities for improving, and make recommendations regarding the preservation of plant species native to the State and region; requiring the Workgroup to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Maryland Botanical Heritage Workgroup.

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 937 – Delegates Lee, Cullison, DeBoy, Dumais, Eckardt, Healey, Hough, McDonough, Nathan–Pulliam, Pena–Melnik, Pendergrass, B. Robinson, S. Robinson, and Stocksdales**

AN ACT concerning

**Commission on Maryland Cybersecurity Innovation and Excellence – Duties**

FOR the purpose of requiring the Commission on Maryland Cybersecurity Innovation and Excellence to study and develop certain strategies and recommendations for advancing telemedicine technologies and use; and generally relating to the duties of the Commission on Maryland Cybersecurity Innovation and Excellence.

BY repealing and reenacting, with amendments,  
Article – State Government

Section 9–2901  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 938 – Delegates Stein, Rosenberg, Bobo, Glenn, and S. Robinson**

AN ACT concerning

**Transit Service – Audio Recordings – Requirements and Limitations**

FOR the purpose of requiring an audio recording device on a vehicle used by the Maryland Transit Administration or a local transit agency to provide public transit service to comply with certain requirements and to be activated only under certain circumstances; requiring the Administration or a local transit agency to post a certain notice on certain vehicles equipped with an audio recording device; limiting, to certain persons and only for certain purposes, access to any audio recording that is made on a vehicle used to provide public transit service; requiring the Administration or a local transit agency to keep a certain log; requiring the Administration, in cooperation with the Office of the Attorney General, to adopt certain regulations; and generally relating to audio recording devices on vehicles used by the Maryland Transit Administration or a local transit agency to provide public transit service.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 7–101(l) and (n)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Transportation  
Section 7–705.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 939 – Delegates Lee, Arora, Carr, Cullison, Gilchrist, Hucker, Kaiser, A. Kelly, A. Miller, Reznik, and S. Robinson**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Wasserman Residence  
Phase 2 Renovations**



FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Governors of Charles E. Smith Life Communities, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 940 – Delegates Lee, Clippinger, Conaway, Cullison, DeBoy, Dumais, Glass, Glenn, Gutierrez, Healey, A. Kelly, Krebs, McComas, McDonough, McMillan, A. Miller, B. Robinson, S. Robinson, Sophocleus, Stein, Stocksdales, F. Turner, and Valderrama**

AN ACT concerning

**Criminal Law – Home Invasion Violent Crime and Armed Home Invasion Violent Crime**

FOR the purpose of prohibiting a person from breaking and entering the dwelling of another and committing a violent crime against a certain victim; prohibiting a person from employing or displaying a dangerous weapon during the commission of a home invasion violent crime; establishing certain criminal penalties; authorizing a sentence imposed under this Act to be separate from and consecutive to a sentence for any other crime that arises from the conduct underlying the home invasion violent crime or armed home invasion violent crime; defining a certain term; altering a certain definition; and generally relating to the prohibition of home invasion violent crimes.

BY adding to

Article – Criminal Law

Section 3–1001 to be under the new subtitle “Subtitle 10. Home Invasion Violent Crime”

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 14–101(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 941 – Delegates Arora and DeBoy**

## EMERGENCY BILL

AN ACT concerning

**Criminal Law – Fraudulent Liens – Prohibition**

FOR the purpose of prohibiting a person from filing certain liens or encumbrances against certain individuals under certain circumstances; providing for penalties for a violation of this Act; defining certain terms; making this Act an emergency measure; and generally relating to fraudulent liens.

BY adding to

Article – Criminal Law

Section 3–807

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 942 – Delegate Lee (Commission on Maryland Cybersecurity Innovation and Excellence) and Delegates Arora, Conaway, DeBoy, Dumais, Glenn, Hough, McComas, McDonough, Mitchell, B. Robinson, Stocksdales, Stukes, Tarrant, F. Turner, Valderrama, Valentino–Smith, and Zucker**

AN ACT concerning

**Identity Fraud – Medical Records**

FOR the purpose of prohibiting a person from knowingly, willfully, and with fraudulent intent, possessing, obtaining, or helping another to possess or obtain personal identifying information to access medical information or services; prohibiting a person from knowingly and willfully assuming the identity of a natural or a fictitious person with fraudulent intent to access medical information or services; prohibiting a person from using a certain device knowingly, willfully, and with fraudulent intent to access medical information or services; providing penalties for a violation of this Act; authorizing a court to order a certain person to make restitution for clearing the medical history or records of a victim; altering a certain definition; and generally relating to identity fraud.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 8–301(a) through (d), (g), and (i)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Criminal Law  
Section 8–301(e), (f), (h), and (j)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 943 – Delegates Lee, Aumann, Bobo, Clippinger, Conaway, Cullison, DeBoy, Dumais, Eckardt, Frick, Glass, Glenn, Gutierrez, Guzzone, Healey, A. Kelly, Krebs, Luedtke, McComas, McDonough, McMillan, Morhaim, Murphy, Pendergrass, B. Robinson, S. Robinson, Sophocleus, F. Turner, Valderrama, and M. Washington**

AN ACT concerning

**Criminal Law – Child Kidnapping and Prostitution – Penalty**

FOR the purpose of reclassifying as a felony a certain offense relating to child kidnapping and prostitution involving a child under a certain age; altering the penalty for a certain provision of law relating to child kidnapping and prostitution involving an individual under a certain age; and generally relating to child kidnapping and prostitution.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 11–305  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 944 – Delegate McConkey**

AN ACT concerning

**District Court – Anne Arundel County – Landlord and Tenant Cases**

FOR the purpose of, with regard to a landlord and tenant case brought by a landlord in District 7 (Anne Arundel County), authorizing the case to be filed in any District Courthouse in the District, at the discretion of the landlord, and requiring the case to be heard in the same District Courthouse in which the case was filed; and generally relating to landlord and tenant cases in Anne Arundel County.

BY adding to  
Article – Courts and Judicial Proceedings

Section 1–607.1

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 945 – Delegates Valentino–Smith, Cullison, Howard, Hubbard, Kach, A. Kelly, and Mitchell**

AN ACT concerning

**Children’s Cabinet in the Governor’s Office for Children – Study on Health and Social Services Needs of Juveniles**

FOR the purpose of requiring the Children’s Cabinet in the Governor’s Office for Children to review, compile, and report on certain information on efforts or programs related to mental, emotional, and behavioral disorders in juveniles; requiring the Children’s Cabinet to make recommendations on the development of a certain combined care management model and the development of a certain screening tool; requiring the Children’s Cabinet to report its findings and recommendations to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Children’s Cabinet in the Governor’s Office for Children.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 946 – Delegates Carr, Gutierrez, and Waldstreicher**

AN ACT concerning

**Maryland Uniform Real Property Transfer on Death Act**

FOR the purpose of establishing the Maryland Uniform Real Property Transfer on Death Act; providing for the construction of this Act; authorizing an individual to transfer certain property to one or more beneficiaries effective at the transferor’s death by a transfer on death deed; establishing that a transfer on death deed is revocable and nontestamentary; providing that the capacity required to make or revoke a transfer on death deed is the same as that required to make a will; establishing the requirements of a transfer on death deed; providing that notice, delivery, acceptance, or consideration are not required for a transfer on death deed; providing for the revocation of a transfer on death deed; providing for the effect of a transfer on death deed during the life of the transferor; providing for the effect of a transfer on death deed at the death of the transferor; authorizing a beneficiary to make a certain disclaimer; providing for certain creditor claims and statutory allowances; providing for the application of this Act; providing for the citation to the Act; providing certain statutory forms that may be used to create a transfer on death deed and a

revocation of a transfer on death deed; defining certain terms; and generally relating to transferring real estate on death.

BY adding to

Article – Estates and Trusts

Section 18–101 through 18–202 to be under the new title “Title 18. Maryland Uniform Real Property Transfer on Death Act”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 947 – Delegates Niemann, Oaks, and Carter**

AN ACT concerning

### **Environment – Lead–Based Paint Damages – Manufacturers of Lead Pigment**

FOR the purpose of providing that certain manufacturers of lead pigment may be held liable under any legally recognized theory of liability in certain actions for damages; providing that, in an action for damages, a person is not required to prove that a manufacturer manufactured the lead pigment contained in certain lead–based paint that caused the damage to establish the liability of the manufacturer; requiring the person to prove by a preponderance of the evidence certain elements in order to recover damages; requiring a trier of fact, if a party satisfies a certain burden of proof against a certain manufacturer to find the manufacturer liable, unless the manufacturer establishes certain facts by a preponderance of the evidence; requiring the trier of fact, if a certain manufacturer is found liable for certain damages, to apportion certain damages in a certain manner; providing that the liability of a certain manufacturer is joint and several; defining certain terms; and generally relating to the liability of manufacturers for damage caused by lead pigment in lead–based paint.

BY repealing and reenacting, with amendments,

Article – Environment

Section 6–801

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY adding to

Article – Environment

Section 6–848.3

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary and the Committee on Environmental Matters.

**House Bill 948 – Delegates Reznik, James, and Lee**

AN ACT concerning

**Tobacco–Related Disease Products Research, Development, and  
Commercialization Program**

FOR the purpose of establishing the Tobacco–Related Disease Products Research, Development, and Commercialization Program; specifying the purpose of the Program; establishing the Tobacco–Related Disease Products Research, Development, and Commercialization Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Maryland Biotechnology Center in the Department of Business and Economic Development to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; establishing certain criteria and certain award amounts for grants awarded under the Program; requiring certain recipients of Program funds to pay a certain royalty; authorizing the Department to adopt certain regulations; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; requiring the Governor to make a certain appropriation from the Cigarette Restitution Fund each year under certain circumstances; defining certain terms; and generally relating to the Tobacco–Related Disease Products Research, Development, and Commercialization Program.

BY adding to

Article – Economic Development

Section 5–1401 through 5–1406 to be under the new subtitle “Subtitle 14.  
Tobacco–Related Disease Products Research, Development, and  
Commercialization Program”

Annotated Code of Maryland

(2008 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)69. and 70. and 7–317(g)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)71.

Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters and the Committee on Health and Government Operations.

**House Bill 949 – Delegates Bobo, Carr, Lafferty, McIntosh, and S. Robinson**

AN ACT concerning

**SmartStat Technical Assistance and Support Center**

FOR the purpose of establishing the SmartStat Technical Assistance and Support Center in the National Center for Smart Growth Research and Education at the University of Maryland, College Park; requiring the SmartStat Technical Assistance and Support Center to collect and organize certain data, publish the collected data on a certain Web site, and assist local jurisdictions in including certain measures and indicators in certain annual reports; requiring the Governor to include in the State budget for certain years a certain appropriation to support the SmartStat Technical Assistance and Support Center; requiring the SmartStat Technical Assistance and Support Center to report annually to the Governor, the Smart Growth Subcabinet, the Maryland Sustainable Growth Commission, and the General Assembly on the performance of smart growth in the State; and generally relating to the SmartStat Technical Assistance and Support Center.

BY repealing and reenacting, with amendments,  
Article – Land Use  
Section 1–208  
Annotated Code of Maryland  
(2012 Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 950 – Delegate Dumais**

AN ACT concerning

**Circuit Court Clerks – Salary**

FOR the purpose of altering a certain limit on the maximum salary that the Board of Public Works may set for a clerk of a circuit court; providing that this Act does not apply to the salary or compensation of an incumbent clerk of a circuit court during a certain term of office; and generally relating to the salary of a clerk of a circuit court.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings  
Section 2–504(a)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 951 – Delegates Waldstreicher and Hough**

AN ACT concerning

#### **Task Force to Study Social Impact Bonds**

FOR the purpose of establishing the Task Force to Study Social Impact Bonds; providing for the composition and chair of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations on or before a certain date; defining a certain term; providing for the termination of this Act; and generally relating to social impact bonds.

Read the first time and referred to the Committee on Appropriations.

**House Bill 952 – Delegates Carter, Boteler, Braveboy, Cane, Carr, Conaway, Cullison, Fisher, Gutierrez, Haynes, Ivey, Jones, K. Kelly, McComas, McConkey, McDermott, A. Miller, W. Miller, Mitchell, Oaks, Pena–Melnyk, Proctor, B. Robinson, Simmons, Stukes, Tarrant, F. Turner, V. Turner, Valderrama, Vallario, and Waldstreicher**

AN ACT concerning

#### **Correctional Services – Inmate Telephone Services – Contracts**

FOR the purpose of providing that inmate telephone services contracts are subject to certain procurement laws; requiring the Department of Public Safety and Correctional Services to award inmate telephone services contracts to the bidder who submits the bid with the lowest cost to the telephone user; prohibiting the Department from accepting or receiving telephone commissions in excess of the Department's reasonable operating cost for establishing and administering telephone system services to inmates; providing for the application of this Act; and generally relating to inmate telephone services.

BY adding to

Article – Correctional Services

Section 10–5A–01 to be under the new subtitle “Subtitle 5A. Inmate Telephone Services”



Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 953 – Delegates Morhaim, Cardin, and Stein**

AN ACT concerning

**Pipeline Safety and Community Protection Act**

FOR the purpose of requiring the Public Service Commission to act under a certain certification or agreement with the U.S. Secretary of Transportation as an interstate authority agent for the purpose of implementing certain federal pipeline safety laws; requiring the Commission to take certain actions necessary to carry out its responsibilities under the certification or agreement; authorizing the Commission to accept grants-in-aid, cash, and reimbursements to implement certain federal pipeline safety laws; requiring the Commission to adopt certain federal regulations as minimum standards for gas pipelines in the State; requiring a gas transmission company and the Commission to notify the National Response Center of the U.S. Coast Guard of certain errors and new information relating to a gas pipeline; authorizing the Commission to enter, inspect, and examine certain records and property of a gas transmission company for a certain purpose and under certain circumstances; requiring the Commission to inspect a gas pipeline with a certain frequency; authorizing the Commission to assess and collect a certain inspection fee; requiring a gas transmission company to submit a certain report containing certain information on the state of its gas pipelines to the Commission and to certain owners of real property; requiring the Commission to make certain reports available to the public, including by publication on its Web site; requiring a gas transmission company to identify and provide a certain notice to certain owners of real property; requiring a gas transmission company to provide to the Commission a current list of certain property owners; requiring the Commission to adopt regulations to classify certain gas leaks and to require certain gas transmission companies to remediate and monitor those leaks in a certain manner; requiring a gas transmission company to respond to a report of certain gas leaks in a certain manner; requiring a gas transmission company to receive and investigate reports of suspected leaks within a certain time frame; requiring a gas transmission company to receive and investigate a report of a suspected gas leak from certain persons in the same manner as the gas transmission company would respond to an internally generated report; prohibiting a person from beginning construction in the State on a gas pipeline without first obtaining a certain construction permit; identifying certain information that a certain construction permit application must contain; establishing certain procedures for public comment, public hearings, and the evaluation of a certain construction permit application; authorizing the Commission to take certain actions on a certain construction permit application only under certain

circumstances; requiring an applicant for a certain construction permit to complete and submit to the Commission an environmental impact assessment including certain information; requiring the Commission to develop certain guidelines for evaluating the suitability of proposed sites, corridors, and routes for gas pipelines; requiring the Commission to develop criteria for identifying certain exclusion and avoidance areas; prohibiting the Commission from authorizing construction of a gas pipeline that will affect an exclusion or avoidance area, except under certain circumstances; establishing a certain setback distance and a certain minimum depth for certain gas pipelines; prohibiting a gas transmission company from beginning construction on a gas pipeline before certain legal proceedings become final; requiring a gas transmission company to prepare and submit to the Commission a valve location plan and certain related recommendations; requiring the Commission to examine and take certain actions on a valve location plan; requiring the Commission to establish certain standards, procedures, and requirements relating to automatic shutoff and remote-controlled sectionalized block valves; requiring a gas transmission company to prepare and submit to the Commission a comprehensive pressure testing implementation plan including certain information; requiring the Commission to establish a certain deadline for the pressure testing and replacement of all gas pipelines in the State; requiring the Maryland Emergency Management Agency (MEMA), in consultation with certain persons, to establish emergency response standards for certain gas transmission companies; requiring a gas transmission company to submit to MEMA an emergency response plan that meets certain minimum federal standards; requiring MEMA to review the emergency response plan of a gas transmission company and to require certain amendments or updates as needed to protect public safety; requiring a gas transmission company to meet with a certain local fire department to discuss and review emergency response plans; authorizing the Commission to adopt certain regulations implementing this Act; authorizing the Commission to seek a certain relief; authorizing the Commission to impose certain civil penalties; defining certain terms; and generally relating to gas pipeline safety.

BY adding to

Article – Public Safety

Section 15–101 through 15–403 to be under the new title “Title 15. Pipeline Safety and Community Protection Act”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 954 – Delegate Barkley**

AN ACT concerning

**Property and Casualty Insurance – Vessel Liability Coverage – Required**

FOR the purpose of authorizing certain vessel liability insurance in the State; providing for the form and coverage under a policy of vessel liability insurance; providing for the application of this Act to certain vessels; providing for the construction of this Act in relation to certain other provisions of law; providing that this Act does not affect certain rights of certain persons; authorizing the Maryland Insurance Commissioner to review certain policies of vessel liability insurance for certain purposes; requiring certain policies to provide certain minimum liability coverage; requiring certain insurers to provide certain coverage to a first named insured; requiring certain insurers to provide certain coverage for certain medical, hospital, and disability benefits for certain individuals unless waived in a certain manner; providing for the calculation of certain benefits and limits in a certain manner; authorizing certain exclusions from coverage of certain individuals under certain circumstances; providing for the waiver of certain benefits by a first named insured in a certain manner and for the effect of the waiver; prohibiting certain insurers from refusing to underwrite certain persons because of refusal to waive certain coverage, subject to certain penalties; providing for the payment of certain benefits without regard to fault or nonfault of certain persons and certain other circumstances; providing for the coordination of certain benefits in a certain manner; prohibiting certain surcharges and retiering; requiring certain insurers to provide certain notice; providing that certain insurers do not have a right of subrogation with respect to certain persons and benefits under certain circumstances; providing for the periodic payment of certain benefits in a certain manner; requiring certain insurers to provide certain notice to certain insureds concerning filing of claims for benefits and certain time limits; requiring certain policies of vessel liability insurance to include certain coverage for certain damages involving an uninsured vessel in certain amounts; providing for a certain exclusion from certain uninsured vessel coverage under certain circumstances; providing for certain coverage in case of an insolvent insurer; providing that a certain final judgment does not preclude certain other actions; providing for the construction of certain coverage in excess of certain mandatory minimum liability coverage; providing for certain procedures and waivers relating to excess coverage; requiring an injured person to provide a copy of a certain insurer's written liability offer to a certain insurer under certain circumstances; providing for the acceptance or rejection of the offer by a certain insurer; providing for the preservation of certain rights of subrogation under certain circumstances; authorizing an injured person to accept a certain offer and execute certain releases without prejudice to certain claims; providing for the construction of the acceptance of certain settlement offers; requiring certain insurers to offer certain collision coverage in certain amounts with certain deductibles; providing for certain collision insurance for certain vessels under certain circumstances; limiting the right of certain persons to recover duplicative or supplemental benefits under certain circumstances; requiring the reduction of certain benefits to the extent of certain workers' compensation benefits under certain circumstances; requiring certain authorized insurers to arbitrate certain disputes in a certain manner; providing for a certain benefit

for a replacement vessel for certain insureds under certain circumstances; providing for the construction and application of certain vessel liability insurance policies that cover more than one individual; authorizing the Commissioner to adopt certain regulations; providing for the exclusion of certain individuals from coverage under certain circumstances; providing for the exclusion of certain individuals as an alternative to cancellation or nonrenewal of certain coverage; prohibiting certain premiums from reflecting the claim experience or operation record of certain excluded named operators; requiring certain minimum security for certain vessels that are principally operated in the waters of the State; providing for the required form and benefits under the security; authorizing the Department of Natural Resources to accept certain forms of security; requiring the Department to assess a certain annual fee on certain persons for certain purposes; authorizing the Department to adopt certain regulations; providing that a violation of certain provisions of this Act is a misdemeanor subject to certain penalties; defining certain terms; making a stylistic change; providing for the application of this Act; and generally relating to vessels and required liability insurance.

BY adding to

Article – Insurance

Section 19–1001 through 19–1018 to be under the new subtitle “Subtitle 10. Vessel Liability Insurance”; and 27–609.1

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 8–701 and 8–739

Annotated Code of Maryland

(2012 Replacement Volume)

BY adding to

Article – Natural Resources

Section 8–745

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 955 – Delegates Jameson and Kaiser**

AN ACT concerning

#### **Task Force to Study Temporary Disability Insurance Programs**

FOR the purpose of establishing the Task Force to Study Temporary Disability Insurance Programs; providing for the composition, chair, and staffing of the

Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Temporary Disability Insurance Programs.

Read the first time and referred to the Committee on Economic Matters.

**House Bill 956 – Delegates V. Turner, Hucker, and McHale**

AN ACT concerning

**State and Local Government – Economic Aid – Award to Employers**

FOR the purpose of prohibiting, except under certain circumstances, a unit of State or local government from granting economic aid to certain employers; requiring an employer that receives certain economic aid to adhere to certain terms of employment for a certain period of time; establishing a certain rebuttable presumption; providing that a certain employer may not be required to adhere to a certain term of employment under certain circumstances; requiring that a unit notify certain employers of certain information; authorizing a certain employee to file a certain action; requiring a court, under certain circumstances, to award certain damages, relief, costs, and fees; prohibiting a certain employer from retaliating against a certain employee; requiring a certain enabling act for certain capital projects to include a certain provision; providing for the construction of certain provisions of this Act; defining certain terms; and generally relating to economic aid granted by State and local governments.

BY adding to

Article – State Finance and Procurement  
Section 7–407 and 8–117(h)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 1–113  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Tax – General  
Section 1–206  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Tax – Property  
Section 1–306  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 957 – Delegates Rosenberg and Carr**

AN ACT concerning

**Housing – Elderly – Accessible Housing for Senior Homeowners Programs**

FOR the purpose of establishing the Accessible Homes for Senior Homeowners Grant Program; adding a certain grant program to the Maryland Housing Rehabilitation Program; adding a certain grant program to a certain list of special loan programs under the Maryland Housing Rehabilitation Program; authorizing the Department of Housing and Community Development to make grants up to a certain amount to finance certain activities for certain elderly homeowners; authorizing the Department of Housing and Community Development to establish standards to determine eligibility for a certain grant program; providing for the application of a certain grant program; clarifying that rehabilitation projects of an elderly homeowner's home may be financed by a certain grant program; requiring certain persons to comply with a certain checklist when engaging in certain rehabilitation projects; providing categories that a certain checklist must include; requiring the Department of Housing and Community Development to provide a sample of a certain checklist on the Department's Web site; establishing the Option Counselors for Senior Homeowners Pilot Program; providing for the funding for a certain pilot program; providing for a certain application of a certain pilot program; requiring the Department of Aging to make a certain report about a certain pilot program on or before a certain date; authorizing the Department of Aging to establish an advisory committee to oversee the community education and outreach efforts of a certain pilot program; providing for the termination of certain provisions of this Act; altering and defining certain terms; making stylistic changes; and generally relating to accessible housing for senior homeowners programs.

BY repealing and reenacting, with amendments,

Article – Housing and Community Development  
Section 4–505, 4–901(j) and (l), 4–905, and 4–923  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Housing and Community Development  
Section 4–901(a)  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

BY adding to

Article – Housing and Community Development  
Section 4–931 and 4–932  
Annotated Code of Maryland  
(2006 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 958 – Delegate Barnes**

AN ACT concerning

#### **Public Safety – Law Enforcement Officers’ Bill of Rights – Washington Metropolitan Area Transit Authority Metro Transit Police**

FOR the purpose of altering a certain definition to make certain provisions of law relating to the rights of law enforcement officers applicable to a law enforcement officer who is a member of the Washington Metropolitan Area Transit Authority Metro Transit Police; making conforming changes; and generally relating to the Washington Metropolitan Area Transit Authority Metro Transit Police and the Law Enforcement Officers’ Bill of Rights.

BY repealing and reenacting, with amendments,

Article – Criminal Law  
Section 3–201(c)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety  
Section 3–101(e)(1)(ii)24. and 25.  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Safety  
Section 3–101(e)(1)(ii)26.  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 959 – Delegate Lee (Commission on Maryland Cybersecurity Innovation and Excellence) and Delegates Bobo, Cullison, DeBoy, Dumais, Eckardt, Healey, Hough, McDonough, A. Miller, Mizeur, Pendergrass, B. Robinson, S. Robinson, Stocksdales, F. Turner, and Valderrama**

AN ACT concerning

**Governmental Procedures – Security and Protection of Information**

FOR the purpose of requiring a certain unit, when destroying a resident's records that contain certain personal or private information of the resident, to take certain steps to protect against the unauthorized acquisition or use of the personal or private information under certain circumstances; requiring certain units that collect certain personal or private information of a resident to implement and maintain certain security procedures and practices under certain circumstances; requiring certain units that collect or maintain computerized data that include certain personal or private information of a resident to conduct a certain investigation under certain circumstances and notify certain persons of a breach of the security of a system under certain circumstances; specifying the time at which notification must be given; specifying the contents of the notification; authorizing notification to be given in a certain manner; requiring certain units to retain certain records for a certain period of time under certain circumstances; providing that a waiver of certain provisions of this Act is contrary to public policy and is void and unenforceable; providing that compliance with certain provisions of this Act does not relieve a certain unit from a duty to comply with certain other requirements of federal law; providing that the provisions of this Act are exclusive and shall preempt any provision of local law; requiring a unit to report to certain consumer reporting agencies on the breach of the security of a system under certain circumstances; requiring a unit to provide notice of a breach of the security of a system to the Office of Attorney General and the Department of Information Technology under certain circumstances; establishing a private right of action for a resident affected by a violation of this Act; requiring the Department, in consultation with the Office of the Attorney General and the Department of Budget and Management, to adopt certain rules and regulations; defining certain terms; providing for the applicability of a certain provision of this Act; and generally relating to the protection of information collected by units or included in computerized data that is collected and maintained by units.

BY adding to

Article – State Government

Section 10–1301 through 10–1309 to be under the new subtitle “Subtitle 13.

Protection of Information by Government Agencies”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)



Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 960 – Delegate Lee (Commission on Maryland Cybersecurity Innovation and Excellence) and Delegates Conaway, DeBoy, Dumais, Glenn, Hough, Kaiser, and B. Robinson**

AN ACT concerning

**Maryland Personal Information Protection Act – Revisions**

FOR the purpose of requiring a certain business, when destroying a customer's records that contain certain personal or private information of the customer, to take certain steps to protect against unauthorized access to or use of the information; requiring a certain business to implement and maintain certain procedures and practices to protect against the unauthorized access, use, modification, or disclosure of the personal or certain private information under certain circumstances; requiring a certain business that owns or licenses computerized data that includes certain personal or private information of an individual residing in the State to implement and maintain certain security procedures and practices under certain circumstances; altering the circumstances under which a certain business that owns, licenses, or maintains computerized data that includes certain private information of an individual residing in the State must conduct a certain investigation and notify certain persons of a breach of the security of a system; specifying the time at which certain notice must be given; altering the contents of the notice; defining certain terms; altering certain definitions; making certain conforming changes; providing for the application of a certain provision of this Act; and generally relating to the protection of personal or private information contained in the records of businesses, owned or licensed by businesses, or included in computerized data owned, licensed, or maintained by businesses.

BY repealing and reenacting, with amendments,

Article – Commercial Law

Section 14–3501 through 14–3504, 14–3506, and 14–3507

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Commercial Law

Section 14–3505 and 14–3508

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 961 – Delegates McDermott, Afzali, Cluster, Conaway, Hershey, Hough, Jacobs, K. Kelly, McComas, Otto, Ready, and Smigiel**

AN ACT concerning

**State Government – Maryland Public Information Act – Required Denials  
Regarding Firearm Dealers, Owners, and Permit Holders**

FOR the purpose of prohibiting public inspection of the records of certain regulated firearm dealers, owners, or permit holders; authorizing the individual named in the record and the individual's attorney to view certain records; providing that this Act does not prohibit the Department of Public Safety and Correctional Services and the Department of State Police from accessing certain records in the performance of official duties; and generally relating to confidentiality of records of regulated firearm dealers, owners, and permit holders.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 10–616(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Government  
Section 10–616(v)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 962 – Delegates Bates, Dwyer, Frank, Hough, Kipke, McComas, B. Robinson, Stocksdales, Szeliga, and Vitale**

AN ACT concerning

**Motor Fuel Taxes – Consumer Disclosure Requirements**

FOR the purpose of requiring a person who sells motor fuel at retail to mark dispensing equipment conspicuously to show the amount of each tax that is included in the total price; providing for the application of this Act; and generally relating to disclosing motor fuel taxes to consumers.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 10–315  
Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 963 – Delegates Cullison, Barkley, Barve, Bromwell, Clippinger, DeBoy, Donoghue, Gutierrez, Hucker, Ivey, Kaiser, A. Kelly, Kipke, Krebs, Lafferty, Luedtke, McDermott, McIntosh, Olszewski, Reznik, F. Turner, Waldstreicher, M. Washington, and Zucker**

AN ACT concerning

**Edward T. Conroy Memorial Scholarship – Eligibility**

FOR the purpose of expanding the eligibility requirements for the Edward T. Conroy Memorial Scholarship Program to include the son or daughter or the surviving spouse of a certain public school educator under certain circumstances; and generally relating to eligibility requirements for the Edward T. Conroy Memorial Scholarship Program.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 18–601  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 964 – Delegates Hixson, Barve, Cardin, Frick, Howard, Ivey, Luedtke, Stukes, Summers, F. Turner, Walker, and A. Washington**

AN ACT concerning

**Community Colleges – Cade Funding Formula – Grants for English for Speakers of Other Languages Programs**

FOR the purpose of removing the limit on the total amount of grants that may be distributed to certain community colleges to provide instruction and services to certain students enrolled in English for Speakers of Other Languages programs; and generally relating to grants for community colleges for English for Speakers of Other Languages programs.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 16–305(e)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 965 – Delegate Dumais**

AN ACT concerning

**Homestead Tax Credit – Eligibility – Definition of Legal Interest**

FOR the purpose of altering the definition of “legal interest” to include an interest in a dwelling as a settlor, grantor, or beneficiary of a trust under certain circumstances, so as to include certain settlors, grantors, or beneficiaries of trusts as eligible to apply for the homestead property tax credit; providing for the application of this Act; and generally relating to the homestead property tax credit.

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 9–105(a)(1), (5), and (7) and (b)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9–105(a)(8)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 966 – Delegate Anderson (By Request – Baltimore City Administration) and Delegate Carter**

AN ACT concerning

**Task Force to Study Citations for Children and Law Enforcement Diversion Practices**

FOR the purpose of establishing the Task Force to Study Citations for Children and Law Enforcement Diversion Practices; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and to certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Citations for Children and Law Enforcement Diversion Practices.

Read the first time and referred to the Committee on Judiciary.

**House Bill 967 – Delegates McDermott, Afzali, Clippinger, Cluster, Dumais, Hogan, Hough, McComas, Mitchell, and Ready**

AN ACT concerning

**Income Tax Return Preparers – False Returns or Claims for Refund – Statute of Limitations**

FOR the purpose of providing that an income tax return preparer who commits a certain violation is subject to a certain statute of limitations and may reserve a point or question for a certain judicial review; providing for the application of this Act; and generally relating to false returns or false claims for refunds by an income tax return preparer.

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 5–106(b) and (l)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 13–1004  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 968 – Delegates Niemann and Frush**

AN ACT concerning

**Landlord and Tenant – Commencement of Actions to Repossess**

FOR the purpose of specifying a certain time after which a landlord may file a written complaint to repossess for failure to pay rent under certain circumstances; altering the time when a trial may be held in District Court after the filing of a complaint to repossess for failure to pay rent under certain circumstances; altering the process by which a certain summons is served on a tenant in certain actions to repossess; requiring a landlord to mail a copy of a certain summons and effect personal service on a tenant of a certain notice in certain actions to repossess under certain circumstances; requiring a court to postpone a trial in certain actions to repossess under certain circumstances; providing that personal service shall conclusively be presumed to be a sufficient service for certain judgments in certain actions to repossess under certain

circumstances; making stylistic changes; and generally relating to commencement of actions to repossess in landlord and tenant law.

BY repealing and reenacting, without amendments,  
Article – Real Property  
Section 8–401(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 8–401(b) and (c), 8–402(b), and 8–402.1(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 969 – Delegates George, Hixson, Afzali, Anderson, Arora, Aumann, Barnes, Barve, Bates, Beidle, Beitzel, Boteler, Burns, Cane, Carter, Cluster, DeBoy, Donoghue, Eckardt, Elliott, Feldman, Fisher, Frank, Frick, Gilchrist, Glass, Haddaway–Riccio, Hershey, Hogan, Holmes, Hough, Howard, Ivey, Jacobs, James, Kach, K. Kelly, Kipke, Krebs, Lafferty, Love, McComas, McConkey, McDermott, McDonough, McMillan, A. Miller, W. Miller, Minnick, Nathan–Pulliam, Norman, O'Donnell, Olszewski, Otto, Parrott, Proctor, Ready, Reznik, B. Robinson, Schuh, Schulz, Serafini, Sophocleus, Stein, Stifler, Stocksdale, Stukes, Szeliga, F. Turner, Valentino–Smith, Vitale, Walker, Weir, Wilson, Wood, and Zucker**

AN ACT concerning

**Commission to Consider Mental Health–Related Ways to Limit Mass Violence  
by Individuals with Antisocial Personality Disorders, Depressive Disorders,  
or Other Mental Illness**

FOR the purpose of establishing a Commission to Consider Mental Health–Related Ways to Limit Mass Violence by Individuals with Antisocial Personality Disorders, Depressive Disorders, or Other Mental Illness; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to study and make recommendations regarding the prevention of mass violence perpetrated by individuals with mental illness; requiring the Commission to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Commission to Consider Mental Health–Related Ways to Limit

Mass Violence by Individuals with Antisocial Personality Disorders, Depressive Disorders, or Other Mental Illness.

Read the first time and referred to the Committee on Health and Government Operations.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 135 Members present.

(See Roll Call No. 58)

### **THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

#### **THIRD READING CALENDAR (HOUSE BILLS) #2**

**House Bill 89 – Delegates Barkley, Barnes, Burns, Clagett, Davis, Feldman, Haddaway–Riccio, Hershey, Impallaria, Ivey, Jameson, Kaiser, Love, Luedtke, McDermott, W. Miller, Minnick, Reznik, S. Robinson, Rudolph, Schulz, Summers, Vaughn, and Zucker**

AN ACT concerning

**Gas Companies – Rate Regulation – Infrastructure Replacement Surcharge**

Delegate Minnick moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 119    Negative – 18    (See Roll Call No. 59)

The Bill was then sent to the Senate.

### **APPOINTMENTS**

February 7, 2013

RESOLVED, that the following Members be appointed Chief Deputy Majority Whips:

The Hon. Benjamin Barnes

The Hon. Shawn Tarrant

RESOLVED, that the following Members be appointed Deputy Majority Whips:

The Hon. Michael Summers  
The Hon. Sally Jameson  
The Hon. Michael Vaughn  
The Hon. Shirley Nathan–Pulliam  
The Hon. Cheryl Glenn  
The Hon. Dana Stein  
The Hon. Susan Lee  
The Hon. Kris Valderrama  
The Hon. Bonnie Cullison  
The Hon. Guy Guzzone  
The Hon. Keith Haynes  
The Hon. Anne Kaiser

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

### LETTERS OF REASSIGNMENT

#### MEMORANDUM

To: Hon. Maggie McIntosh, Chairman, ENV  
From: Michael E. Busch, Speaker  
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 502	ECM

Read and ordered journalized.

### QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 60)

### ADJOURNMENT

At 10:52 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Friday, February 8, 2013.



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**Annapolis, Maryland  
Friday, February 8, 2013**

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The House met at 11:01 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Speaker Michael E. Busch of Anne Arundel County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 121 Members present.

(See Roll Call No. 61)

The Journal of February 7, 2013 was read and approved.

**EXCUSES:**

Del. Bobo – personal  
Del. Braveboy – funeral  
Del. Davis – illness  
Del. Donoghue – funeral  
Del. Frick – business  
Del. Haynes – doctor's appointment  
Del. Lee – family emergency  
Del. Nathan–Pulliam – illness  
Del. B. Robinson – illness  
Del. S. Robinson – business  
Del. Rudolph – death in family  
Del. Stifler – medical

**INTRODUCTION OF BILLS**

**House Bill 970 – Delegates Oaks, Carter, and Rosenberg**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Wayland Village II**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$1,000,000, the proceeds to be used as a grant to the Board of Directors of the WBC Community Development Corporation for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing

a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 971 – Delegate McConkey**

AN ACT concerning

**Anne Arundel County – School Board – Membership**

FOR the purpose of requiring that certain members of the Anne Arundel County Board of Education be elected; requiring that certain members of the county board be appointed; repealing certain provisions relating to a retention election for certain appointed members of the county board; establishing procedures for the election and appointment of certain members of the county board; providing for a nonpartisan election for certain members of the county board under certain circumstances; providing that a certain member elected to the county board from a certain geographic area but whose district boundaries subsequently are altered may remain as a member of the county board for a certain period; providing for the termination of the terms of certain members of the county board; and generally relating to contested elections for certain appointed members of the Anne Arundel County Board of Education.

BY repealing and reenacting, with amendments,

Article – Education

Section 3–108, 3–110, and 3–114

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 3–2A–01 to be under the new subtitle “Subtitle 2A. Anne Arundel County”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 972 – Delegates Mitchell, Niemann, Clippinger, Cluster, Conaway, Donoghue, Haynes, Hough, McDermott, B. Robinson, and Valentino-Smith**

AN ACT concerning

**Criminal Law – Identity Fraud – Prohibitions**

FOR the purpose of prohibiting a person from disclosing or helping another person to disclose an individual's personal identifying information without the individual's consent under certain circumstances; prohibiting a person from possessing, obtaining, disclosing, or helping another person to possess, obtain, or disclose certain information under certain circumstances; providing penalties for disclosing an individual's personal identifying information without the individual's consent; and generally relating to identity fraud.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 8–301(b) and (g)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 973 – Delegates Gutierrez, Arora, Barve, Carr, Cullison, Dumais, Feldman, Gilchrist, Hixson, Hucker, A. Kelly, Kramer, Lee, Luedtke, A. Miller, Mizeur, Reznik, S. Robinson, Waldstreicher, and Zucker**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Kids International  
Discovery Museum**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$50,000, the proceeds to be used as a grant to the Board of Directors of Kids International Discovery Museum, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 974 – Delegates Kramer, Arora, Barkley, Carr, Frick, Guzzone, Kaiser, Luedtke, Rudolph, and Simmons**

AN ACT concerning

**Election Law – Subsequent Election Absentee Ballot List**

FOR the purpose of requiring a court to report certain information to the State Board of Elections when the court makes a certain finding that an individual under guardianship for mental disability cannot communicate a desire to participate in the voting process; requiring the State Board to establish guidelines for a subsequent election absentee ballot list; requiring certain forms for making an

application for an absentee ballot to include certain information and require the voter to make a certain acknowledgement; requiring that a voter who receives an absentee ballot be provided the opportunity to request an absentee ballot for the next subsequent election in certain materials accompanying the absentee ballot; requiring that a voter who requests an absentee ballot for the next subsequent election be placed on the subsequent election absentee ballot list; requiring that an absentee ballot be sent to a voter on the subsequent election absentee ballot list for certain elections; requiring that a voter be removed from the subsequent election absentee ballot list under certain circumstances; requiring a voter who requests an absentee ballot for the next subsequent election to notify the local board with certain information under certain circumstances; and generally relating to the subsequent election absentee ballot list.

BY repealing and reenacting, without amendments,  
Article – Election Law  
Section 3–102(b), 3–501, and 9–304  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 3–504(a), 9–303, and 9–305  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Election Law  
Section 9–305.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 975 – Delegates Kramer, Arora, Barkley, Carr, Kaiser, McDonough, Stocksdale, and Wood**

AN ACT concerning

**Public Service Commission – Membership**

FOR the purpose of altering the membership of the Public Service Commission; establishing a certain eligibility requirement for certain commissioners; providing that the Chairman shall serve at large; requiring the Governor to appoint certain new commissioners; providing that members of the Commission as of a certain date shall continue to serve the terms under which they were

appointed; and generally relating to the membership of the Public Service Commission.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 2–102  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Public Utilities  
Section 2–103  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 976 – Delegates Kramer, Arora, Barkley, Barve, Cullison, Frick, Gilchrist, A. Kelly, Reznik, Waldstreicher, and Zucker**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Jewish Foundation for Group Homes Renovations**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Jewish Foundation for Group Homes, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 977 – Delegate McDermott**

AN ACT concerning

**Motor Vehicle Registration – Special Vintage Reproduction Registration Plate**

FOR the purpose of requiring the Motor Vehicle Administration to develop and make available a specially designed vintage reproduction registration plate; prescribing who may apply for and the classes of vehicles eligible for the registration plate; providing the manner in which fees will be established, collected, and distributed in connection with the registration plate; requiring

that the registration plate be available for sale for a certain time and resemble a certain registration plate issued by the State; providing for a delayed effective date; and generally relating to the issuance of special registration plates.

BY adding to

Article – Transportation

Section 13–619.3

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 978 – Delegate Barkley**

AN ACT concerning

#### **Alcoholic Beverages – Winery Off-Site Permit and Wine Festival Permit**

FOR the purpose of requiring the Office of the Comptroller to collect a fee for a winery off-site permit and a wine festival permit; repealing provisions that provide for a winery special event permit and a related fee; repealing provisions that provide for a farmer's market permit; establishing a winery off-site permit to be issued by the Office of the Comptroller; authorizing the Office of the Comptroller to issue a winery off-site permit to certain persons who meet certain requirements; authorizing a winery off-site permit holder to provide and sell wine for certain purposes under certain circumstances; requiring a winery off-site permit holder to have a certain agent present during a certain event; specifying certain events in which a winery off-site permit may be used; specifying the term of a winery off-site permit; requiring an applicant for a winery off-site permit to submit a certain application form developed by the Office of the Comptroller and pay a certain fee to obtain a permit; requiring a winery off-site permit holder to notify the Office of the Comptroller within a certain period of time of its intention to attend an off-site event; specifying a certain winery off-site permit fee; establishing a wine festival permit to be issued by the Office of the Comptroller; authorizing the Office of the Comptroller to issue a wine festival permit to certain persons who meet certain requirements, provided that the wine festival will occur over a certain period of time; authorizing a wine festival permit holder to purchase wine at wholesale to provide and sell wine for certain purposes under certain circumstances; requiring a wine festival permit holder to provide space at the wine festival for holders of winery off-site permits; authorizing a winery off-site permit holder to provide and sell wine in the same manner as a wine festival permit holder, under certain circumstances; requiring a wine festival permit holder to have certain agents present during a certain event; requiring a certain holder of a winery off-site permit to have a certain agent present during a certain event; requiring an applicant for a wine festival permit to submit a certain application form developed by the Office of the Comptroller within a certain period of time

before the proposed event and pay a certain fee to obtain a permit; specifying the contents of an application for a wine festival permit; requiring a wine festival permit holder to provide the Office of the Comptroller with a list of winery off-site permit holders that will attend a certain wine festival within a certain period of time before the event; making conforming changes; and generally relating to winery off-site permits and wine festival permits.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 2–101(b)(1), (v), (w), and (y) and 7.5–101(b)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing

Article 2B – Alcoholic Beverages

Section 2–101(b)(11), (u), and (x)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 2–102 and 2–103

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

## **House Bill 979 – Delegates Cardin, Morhaim, and Stein**

AN ACT concerning

### **Real Property – Easements – Natural Gas Pipelines**

FOR the purpose of requiring that an easement negotiated for the construction, operation, or maintenance of a natural gas pipeline be for a single pipeline and be limited in scope to the construction, operation, or maintenance of the pipeline; prohibiting a certain easement from authorizing the easement holder to use the easement, at a date in the future, for anything other than the construction, operation, or maintenance of the pipeline; stating that an easement that does not meet the requirements of this Act is invalid; defining a certain term; and generally relating to natural gas pipelines.

BY adding to

Article – Real Property

Section 10–711

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 980 – Delegates V. Turner, Cullison, Elliott, Frank, Gutierrez, Hubbard, Kach, A. Kelly, Murphy, Pendergrass, Reznik, Tarrant, and Valentino-Smith**

AN ACT concerning

**Maryland Board of Physicians – Authority to Issue Temporary Licenses and Radiation Therapy, Radiography, Nuclear Medicine Technology, and Radiology Assistance Advisory Committee**

FOR the purpose of repealing the authority of the Maryland Board of Physicians to issue temporary licenses to practice radiation therapy, radiography, or nuclear medicine technology; repealing certain provisions of law referring to certain temporary licenses; reducing the number of members appointed to the Radiation Therapy, Radiography, Nuclear Medicine Technology, and Radiology Assistance Advisory Committee; repealing a certain defined term; altering a certain definition; making certain clarifying and technical changes; and generally relating to the Radiation Therapy, Radiography, Nuclear Medicine Technology, and Radiology Assistance Advisory Committee and the repeal of the authority of the Maryland Board of Physicians to issue temporary licenses.

BY repealing and reenacting, without amendments,  
Article – Health Occupations  
Section 14–5B–01(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Health Occupations  
Section 14–5B–01(e)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 14–5B–01(p), 14–5B–05(a) and (b), 14–5B–07, 14–5B–09, 14–5B–13, 14–5B–14(a) and (c), 14–5B–15(a) through (c), and 14–5B–18.1(a) through (c)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.



**House Bill 981 – Delegate Conaway**

AN ACT concerning

**Electric Companies – Transmission Charges**

FOR the purpose of prohibiting an electric company from imposing a certain electric transmission charge on its customers if the electricity was generated at a certain electric generating facility located in the State that began operation on or after a certain date and was first sold to a certain electricity supplier and then resold through the electric company for distribution in the State; and generally relating to transmission charges for electricity.

BY adding to

Article – Public Utilities

Section 7–506.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 982 – Delegates Clippinger, Bobo, DeBoy, Guzzone, Hammen, Lafferty, McHale, McIntosh, Mitchell, Pendergrass, Rosenberg, Stein, Tarrant, and F. Turner**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Chesapeake Shakespeare Company's Downtown Theatre**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Trustees of the Chesapeake Shakespeare Company for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 983 – Delegates Hixson, Branch, George, Ivey, Kaiser, Luedtke, A. Miller, Walker, and A. Washington**

AN ACT concerning

**Public Schools – Emergency Management Plans – Evaluations**

FOR the purpose of requiring each county board of education to evaluate the effectiveness of the emergency management plan in each public school under the jurisdiction of the county board on or before a certain date; requiring each county board of education to report to the State Department of Education on a certain evaluation on or before a certain date; requiring the Department to make a certain report to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the evaluation of emergency management plans in the public schools in the State.

BY adding to

Article – Education

Section 7–435

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 984 – Delegates Cardin, Morhaim, and Stein**

AN ACT concerning

#### **Public Safety – Gas Pipelines – Construction Requirements**

FOR the purpose of prohibiting a gas transmission company from beginning construction on a gas pipeline before the finalization of certain legal proceedings, including approval by the Board of Public Works, permit and license applications, condemnation proceedings, easement negotiations, and appeals to certain judgments and determinations; defining certain terms; and generally relating to the construction of gas pipelines.

BY adding to

Article – Public Safety

Section 15–101 and 15–102 to be under the new title “Title 15. Gas Pipeline Safety”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 985 – Delegates Clippinger, Anderson, Arora, Dumais, Guzzone, Hough, Howard, A. Kelly, Lee, Luedtke, McComas, A. Miller, Parrott, Simmons, Valentino–Smith, Waldstreicher, and Wilson**

AN ACT concerning

#### **Criminal Law – Third Degree Sexual Offense – Burglary**

FOR the purpose of establishing that engaging in sexual contact with another without the consent of the other in connection with a first, second, or third degree burglary constitutes sexual offense in the third degree; altering the definitions of “tier I sex offender”, “tier II sex offender”, and “tier III sex offender” applicable to provisions relating to sex offender registration to include certain acts constituting sexual offense in the third degree; providing for the application of this Act; and generally relating to sexual offense in the third degree.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–307  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Criminal Procedure  
Section 11–701(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 11–701(o), (p), and (q)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 986 – Delegate Hammen**

AN ACT concerning

#### **State Board of Pharmacy – Sterile Compounding – Permits**

FOR the purpose of requiring a sterile compounding facility to hold a sterile compounding permit issued by the State Board of Pharmacy before the sterile compounding facility may perform sterile compounding in the State; providing that a sterile compounding permit is required in addition to and does not replace certain other permits or licenses; requiring a sterile compounding facility that performs sterile compounding outside the State to hold a sterile compounding permit issued by the Board under certain circumstances; requiring a separate sterile compounding permit for each site at which sterile compounding is performed; prohibiting the transfer of a sterile compounding permit; requiring an applicant for a sterile compounding permit to satisfy the Board that the applicant will perform sterile compounding in accordance with certain requirements; requiring the Board to establish permit requirements in certain tiered permit categories and to require an applicant to obtain a permit

in a certain category; establishing certain application requirements for a sterile compounding permit; prohibiting the Board from issuing a sterile compounding permit unless the Board or its designee conducts an inspection and finds that the sterile compounding facility meets certain requirements; requiring the Board to issue a sterile compounding permit to any applicant that meets certain requirements; providing for the expiration and renewal of a sterile compounding permit; requiring the Board to adopt regulations to carry out certain provisions of this Act; requiring the regulations to require or include certain provisions; establishing inspection and reporting requirements for sterile compounding applicants and permit holders; authorizing the Board to take certain disciplinary actions and impose certain fines for certain violations; providing that each violation is grounds for a separate fine; requiring the Board to pay certain fines into the State Board of Pharmacy Fund; providing for a certain hearing and a certain appeal; requiring the Board to report on its Web site and make available to the public on request certain information relating to certain actions of the Board; prohibiting a sterile compounding facility from operating in the State or allowing the sterile compounded preparations of the sterile compounding facility to be dispensed in the State unless the sterile compounding facility holds a sterile compounding permit issued by the Board; requiring the Board to maintain and submit to the Secretary with a certain frequency certain information relating to sterile compounding permit holders; establishing certain criminal penalties and a certain civil fine for certain violations; defining certain terms; repealing a certain obsolete provision of law; and generally relating to sterile compounding permits and the State Board of Pharmacy.

BY adding to

Article – Health Occupations

Section 12–4A–01 through 12–4A–11 to be under the new subtitle “Subtitle 4A.  
Sterile Compounding Permits”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 12–707

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 987 – Delegates Waldstreicher, Anderson, Barkley, Conaway, Lee, Malone, Simmons, and Smigiel**

AN ACT concerning

**Punitive Damages – High-Risk Drunk Drivers**

FOR the purpose of authorizing a finder of fact to determine that a person with a certain alcohol concentration in the blood or breath of the person who causes personal injury or wrongful death while driving or attempting to drive a motor vehicle was acting with malice and award punitive damages under certain circumstances; requiring a party who seeks to recover punitive damages under this Act to plead certain facts with particularity; providing for a standard of proof of clear and convincing evidence for a claim of punitive damages under this Act; providing that punitive damages under this Act may not be awarded in the absence of an award of compensatory damages; providing that evidence of the defendant's financial means is not admissible until there has been a finding of liability and that punitive damages under this Act are supportable under the facts; authorizing a motor vehicle insurer to exclude coverage for an award of punitive damages under this Act; providing that an exclusion of certain coverage for punitive damages does not constitute a reduction in coverage by a motor vehicle liability insurer; defining a certain term; providing for the application of this Act; and generally relating to authorizing a finder of fact to determine that a person who causes personal injury or wrongful death while driving or attempting to drive with a certain alcohol concentration in the blood or breath of the person was acting with malice and award punitive damages under certain circumstances.

BY adding to

Article – Courts and Judicial Proceedings

Section 10-913.1

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 988 – Delegates Hammen, Clippinger, and McHale**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Creative Alliance Project**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Trustees of Fells Point Creative Alliance, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 989 – Delegate Conaway**

AN ACT concerning

**Public Safety – High-Capacity Magazines – Exceptions**

FOR the purpose of providing that certain prohibitions relating to detachable magazines with a certain ammunition capacity do not apply to certain bank security guards and certain armored car service guards under certain circumstances; and generally relating to high-capacity magazines.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 4–305  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 990 – Delegate Beitzel**

AN ACT concerning

**Garrett County – Deer Hunting – Three-Point Rule**

FOR the purpose of prohibiting a person from hunting an antlered deer in Garrett County unless the deer meets certain specifications; and generally relating to deer hunting in Garrett County.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–415  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 991 – Delegates Rosenberg, Carter, and Oaks**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2010 – Baltimore City – Glen Avenue Firehouse**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2010 to alter the deadline for the Mayor and City Council of the City of Baltimore to present evidence of a certain matching fund and to encumber funds for a certain

grant; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2010.

BY repealing and reenacting, with amendments,  
Chapter 483 of the Acts of the General Assembly of 2010, as amended by  
Chapter 396 of the Acts of the General Assembly of 2011  
Section 1(3) Item ZA03(M)

Read the first time and referred to the Committee on Appropriations.

**House Bill 992 – Delegate Bohanan**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2006 – St. Mary’s County –  
Pathway’s Facility Renovation**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2006 to provide that a certain grant for the renovation of the Pathway’s Facility, located in Hollywood, may not terminate before June 1, 2014; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2006.

BY repealing and reenacting, with amendments,  
Chapter 46 of the Acts of the General Assembly of 2006, as amended by Chapter  
372 of the Acts of the General Assembly of 2010  
Section 1(3) Item ZA02(BZ–1)

Read the first time and referred to the Committee on Appropriations.

**House Bill 993 – Delegates Kipke, Frank, George, and McMillan**

AN ACT concerning

**Natural Resources – Public Waters – Public Right to Use and Enjoy**

FOR the purpose of requiring the Department of Natural Resources to protect and enhance the public’s right to use recreationally and enjoy the Chesapeake Bay and other public waters; making stylistic changes; and generally relating to public waters.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 8–202(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 994 – Delegate Schuh**

AN ACT concerning

**Environment – Wetlands and Waterways Authorizations – Installation of  
Personal Watercraft Lifts**

FOR the purpose of authorizing a person to install a certain number of personal watercraft lifts in addition to a certain number of boat lifts or hoists under a minor wetlands and waterways project authorization from the Department of the Environment; establishing a certain application fee for an authorization to install a personal watercraft lift; and generally relating to wetlands and waterways authorizations.

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 5–203.1(a)(8)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 5–203.1(b)(4) and (5)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 995 – Charles County Delegation**

AN ACT concerning

**Creation of a State Debt – Charles County – Children’s Aid Society Building  
Addition**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the Charles County Children’s Aid Society, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 996 – Delegate Rudolph**



AN ACT concerning

**Creation of a State Debt – Maryland Artificial Reef Initiative**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of the Coastal Conservation Association for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 997 – Charles County Delegation**

AN ACT concerning

**Creation of a State Debt – Charles County – Melwood Recreation Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$105,000, the proceeds to be used as a grant to the Board of Directors of the Melwood Horticultural Training Center, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 998 – Delegates B. Robinson, Conaway, and Tarrant**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Baltimore Design School**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of the Fashion, Architecture and Basic Design School, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 999 – Worcester County Delegation**

AN ACT concerning

**Worcester County – Alcoholic Beverages Licenses – Fines – Alcohol Awareness Program**

FOR the purpose of altering in Worcester County the privileges relating to the sale of alcoholic beverages by the holders of certain alcoholic beverages licenses; increasing the maximum fine in the county that may be imposed on a person for a certain alcoholic beverages violation; exempting a certain licensee in the county from a certain requirement regarding certification by an approved alcohol awareness program; allowing in the county a person who is certified by a program to be absent from the licensed premises under certain circumstances; and generally relating to alcoholic beverages in Worcester County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 6–201(a)(1) and (y)(1), 6–401(y)(1) and (2)(i), and 13–101(c)(1) and (2)(iii)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 6–201(y)(4), 6–401(y)(2)(iv), 11–304(a)(2), and 13–101(c)(2)(i), (ii), and (iv)1.

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1000 – Delegate Oaks**

AN ACT concerning

**Maryland Transit Administration – Free Ridership for State Employees**

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

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1001 – Delegates Hammen, Bobo, Costa, Cullison, Eckardt, Elliott, Feldman, Hubbard, Kach, Kipke, Morhaim, Pena–Melnik, Rosenberg, Tarrant, and V. Turner**

AN ACT concerning

**Health Insurance – Federal and State Mental Health and Addiction Parity  
Laws – Report on Compliance**

FOR the purpose of requiring health maintenance organizations and carriers that offer certain contracts, certificates, and policies to submit to the Maryland Insurance Commissioner a report certifying and outlining how each contract, certificate, and policy complies with the Mental Health Parity and Addiction Equity Act and certain State mental health and addiction parity laws; requiring the report to be submitted with a certain filing at certain times by a certain person and to include certain information; providing that the report is a public record; defining certain terms; and generally relating to reporting on compliance with federal and State mental health and addiction parity laws under health insurance.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 19–703.1(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health – General  
Section 19–703.1(f)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 15–802(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Insurance  
Section 15–802(h)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1002 – Delegates Krebs, Walker, Afzali, Aumann, Cluster, Elliott, George, Haddaway-Riccio, Hogan, McComas, McDermott, W. Miller, Myers, Schuh, Smigiel, Stocksdales, and Szeliga**

AN ACT concerning

**Fairness in Taxation for Retirees Act**

FOR the purpose of including income from certain retirement plans within a certain subtraction modification allowed under the Maryland income tax for certain individuals who are at least a certain age or who are disabled or whose spouse is disabled; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for certain individuals for certain retirement income.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–209  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1003 – Delegate Kipke**

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Retail Establishment License**

FOR the purpose of authorizing the Board of License Commissioners of Anne Arundel County to issue a retail establishment license to the owner of a licensed retail establishment; specifying that a retail establishment license under this Act authorizes the holder to provide without charge beer, wine, and liquor for consumption on the premises of the retail establishment; requiring the Board to determine the quantity of beer, wine, and liquor that may be served to any one person per day; establishing the amount of a certain fee; requiring a certain fee to be paid on or before a certain date; establishing certain hours for the sale and consumption of alcoholic beverages under a certain license; specifying that the provisions of a certain law relating to alcohol awareness programs apply to the holder of a retail establishment license; altering a certain definition; defining a certain term; and generally relating to the issuance of a retail establishment license in Anne Arundel County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages

Section 8–202(a) and 13–101(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 8–202(b) and 13–101(b)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article 2B – Alcoholic Beverages  
Section 8–202(l)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1004 – Delegates Cardin, Stocksdales, Aumann, Boteler, Dwyer,  
Eckardt, Frank, Glass, Impallaria, McConkey, McDonough, Murphy,  
Sophocleus, and Waldstreicher**

AN ACT concerning

**Income Tax – Subtraction Modification – Maryland Civil Air Patrol**

FOR the purpose of making certain members of the Maryland Civil Air Patrol eligible under certain circumstances for a certain subtraction modification under the Maryland income tax for qualifying volunteer fire, rescue, or emergency medical services members; providing that an individual may not qualify for the subtraction modification based on membership in the Maryland Civil Air Patrol unless the Maryland Civil Air Patrol maintains certain records and provides certain reports; providing for a delayed effective date; providing for the application of this Act; and generally relating to a State income tax subtraction modification for certain qualifying members of the Maryland Civil Air Patrol.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–208(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–208(i–1)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1005 – Delegates Summers, Ivey, and Niemann**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Cheverly American Legion Post 108**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$40,000, the proceeds to be used as a grant to the Executive Committee of the Cheverly American Legion Post 108, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1006 – Delegates Anderson, Waldstreicher, Braveboy, Carter, Conaway, Dumais, Haynes, Ivey, Swain, Valderrama, and M. Washington**

AN ACT concerning

**Criminal Records – Shielding – Nonviolent Misdemeanor Convictions**

FOR the purpose of authorizing a person to request that court records and police records relating to a certain conviction be shielded at a certain time; providing that, if a certain person is convicted of a new crime during a certain time period, a certain original conviction is not eligible for shielding unless the new conviction becomes eligible for shielding; requiring the Court of Appeals, by rule, to establish procedures relating to the filing of a certain request for shielding; prohibiting the Maryland Judiciary Case Search from in any way referring to the existence of specific records shielded in accordance with this Act; providing that a conviction that has been shielded in accordance with this Act may not be considered a conviction for certain purposes; prohibiting a person authorized to access a shielded record under this Act from disclosing any information from a shielded record to a person who is not authorized to access shielded records under this Act; prohibiting an employer from requiring a person who applies for employment to disclose certain shielded information at a certain time or discharging or refusing to hire a person solely because the person refused to disclose certain information, with a certain exception; prohibiting an educational institution from requiring a person who applies for admission to the institution to disclose certain shielded information at a certain time or expelling or refusing to admit a person solely because the person refused

to disclose certain information; prohibiting a unit, an official, or an employee of the State or a political subdivision of the State from requiring a person who applies for a license, permit, registration, or governmental service to disclose certain shielded information at a certain time or denying a person's application for a license, permit, registration, or governmental service solely because the person refused to disclose certain information; establishing penalties for a violation of this Act; requiring a certain custodian to deny inspection of criminal records and police records relating to the conviction of a crime that has been shielded under this Act; providing that this Act does not apply to a conviction of a felony or any misdemeanor requiring registration as a sex offender under certain provisions of law; providing that a shielded record shall remain fully accessible by certain persons; defining certain terms; and generally relating to the shielding of court records and police records.

BY adding to

Article – Criminal Procedure

Section 10–301 through 10–306 to be under the new subtitle “Subtitle 3. Shielding”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Government

Section 10–616(v)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 1007 – Delegates Barve, Gilchrist, and Simmons**

AN ACT concerning

#### **Creation of a State Debt – Montgomery County – Bohrer Park Miniature Golf Course**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Mayor and City Council of the City of Gaithersburg for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

### **House Bill 1008 – Delegates Healey and Norman**

AN ACT concerning

**Real Property – Foreclosure – Mortgage Foreclosure Property Values  
Protection Act of 2013**

FOR the purpose of requiring a purchaser in a foreclosure sale, within a certain period of time after the entry of a final and nonappealable order ratifying the foreclosure sale, to close on a certain transaction and record a certain deed, or record, among certain land records, the final order of ratification and certain information; defining a certain term; and generally relating to recordation requirements and foreclosure sales.

BY adding to

Article – Real Property

Section 3–102.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1009 – Delegate Reznik**

AN ACT concerning

**Medical Spa Facilities – Licensing Requirements**

FOR the purpose of prohibiting a medical spa facility from operating in the State unless the medical spa facility holds a license issued by the Secretary of Health and Mental Hygiene; requiring the Secretary to set certain application and renewal fees; requiring the Secretary to issue a license to an applicant that meets certain requirements; prohibiting the transfer of a license; requiring a license to be displayed in a certain manner; requiring an applicant for a license to pay a certain application fee and submit an application to the Secretary on a certain form; requiring the application to include certain items; requiring the owner of a medical spa facility to submit an application and obtain a separate license for each medical spa facility to be operated; providing for the expiration and renewal of a license; requiring the Secretary to conduct a random inspection of each licensed medical spa facility with a certain frequency and for certain purposes; authorizing the Secretary to conduct certain inspections of a licensed medical spa facility for certain purposes; requiring a licensed medical spa facility to allow certain access; requiring the Secretary and a licensed medical spa facility to make the results of a certain inspection available to the public on request; requiring the Secretary to adopt regulations for certain purposes; authorizing the Secretary to deny a license and take certain actions relating to a license of a licensee under certain circumstances; requiring the Secretary to provide the opportunity for a hearing in accordance with the Administrative



Procedure Act under certain circumstances; establishing certain penalties for violations of certain provisions of this Act or certain regulations; requiring the Secretary to adopt regulations that establish standards for the imposition of a certain penalty; defining certain terms; and generally relating to licensing medical spa facilities and the Secretary of Health and Mental Hygiene.

BY adding to

Article – Health – General

Section 19–3C–01 through 19–3C–09 to be under the new subtitle “Subtitle 3C.  
Medical Spa Facilities”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1010 – Delegate Glass**

AN ACT concerning

#### **Public Safety – Inappropriate Search of Minor by Public Servant – Penalties**

FOR the purpose of prohibiting a certain public servant from conducting a certain inappropriate search of a minor without probable cause that the minor is concealing contraband or a weapon or without the consent of the parent or guardian of the minor; establishing penalties for a violation of this Act; defining certain terms; and generally relating to searches of minors.

BY adding to

Article – Criminal Law

Section 3–602.2

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 1011 – Delegates Jameson and Love**

AN ACT concerning

#### **Portable Electronics Insurance – Compensation of Employees of Vendor – Disclosures to Customers**

FOR the purpose of providing that a vendor of portable electronics insurance or an authorized representative of the vendor may compensate employees of the vendor or an authorized representative in a certain manner; altering the content of certain disclosures that a vendor of portable electronics insurance

must provide to customers under certain circumstances; and generally relating to portable electronics insurance.

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 10–703(e) and 10–705(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1012 – Delegates Wilson, Braveboy, Cardin, Holmes, Jones,  
McIntosh, Niemann, Pena–Melnik, and Walker**

AN ACT concerning

**Higher Education – Tuition Waiver – Foster Care Recipients**

FOR the purpose of altering the definition of “foster care recipient”, for purposes of a certain tuition waiver, to include certain individuals who are placed into guardianship or who are adopted out of an out-of-home placement by a certain guardianship family; providing that certain foster care recipients are eligible for a certain tuition waiver if the recipient is enrolled in a vocational certificate program at a public institution of higher education in the State, subject to certain conditions; and generally relating to tuition waivers at institutions of higher education for foster care recipients.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 15–106.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1013 – Delegates Wilson and Walker**

AN ACT concerning

**Foster Care Recipients – Waiver of Tuition and Other Charges**

FOR the purpose of altering the definition of “tuition” to include certain other charges for attending a public institution of higher education; and generally relating to a waiver of tuition and other charges at institutions of higher education for foster care recipients.

BY repealing and reenacting, with amendments,

Article – Education  
Section 15–106.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 1014 – Delegate Stein**

AN ACT concerning

#### **Nonpublic Schools – Epinephrine Availability and Use – Policy and Immunity**

FOR the purpose of authorizing nonpublic schools in the State to establish a policy to authorize certain school personnel to administer auto–injectable epinephrine to certain students under certain circumstances; requiring a certain policy to include certain information; providing that a nonpublic school and certain school personnel have certain immunity from civil liability except in certain circumstances; defining certain terms; and generally relating to an epinephrine availability and use policy in nonpublic schools in the State.

BY adding to

Article – Education  
Section 7–426.3  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 1015 – Delegates Bromwell and Kach**

AN ACT concerning

#### **Health Insurance – Step Therapy or Fail–First Protocol**

FOR the purpose of limiting the duration of a step therapy or fail–first protocol imposed by a certain insurer, nonprofit health service plan, or health maintenance organization; requiring the insurer, nonprofit health service plan, or health maintenance organization to allow a prescriber of a covered prescription drug or device to have certain access to a certain process to override the step therapy or fail–first protocol; requiring the override process to allow a prescriber to override the step therapy or fail–first protocol under certain circumstances; prohibiting the provisions of this Act from being construed to require certain coverage; requiring the Maryland Health Care Commission, in consultation with the Maryland Insurance Administration, to study the use of measures similar to a step therapy or fail–first protocol by health insurance carriers in their coverage of diagnostic imaging and medical and surgical

procedures; requiring certain elements to be included in the study; requiring the findings of the study to be reported to the Governor and certain committees of the General Assembly on or before a certain date; defining a certain term; making certain provisions of this Act applicable to health maintenance organizations; and generally relating to step therapy or fail-first protocols in health insurance policies and contracts.

BY adding to

Article – Health – General  
Section 19–706(oooo)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Insurance  
Section 15–140  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1016 – Delegates Hucker and Luedtke**

AN ACT concerning

#### **Education – Public School Holidays – Easter Monday**

FOR the purpose of repealing the requirement that the Monday after Easter be a public school holiday; providing that, at the option of a county board, the Monday after Easter may be a public school holiday; and generally relating to public school holidays.

BY repealing and reenacting, with amendments,

Article – Education  
Section 7–103(c)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 1017 – Delegates Barve, Myers, and Branch**

AN ACT concerning

#### **Income Tax Credit – Wineries and Vineyards**

FOR the purpose of allowing a credit against the State income tax for certain qualified expenditures at certain wineries and certain vineyards; requiring the Maryland Department of Agriculture to administer a certain tax credit; providing for the maximum amount of tax credits that may be issued by the Department each year; requiring the Department of Agriculture and the Comptroller jointly to adopt certain regulations; requiring the Comptroller to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to an income tax credit for certain expenditures at certain wineries and certain vineyards.

BY adding to

Article – Tax – General

Section 10–733

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

#### **House Bill 1018 – Delegate Hucker**

AN ACT concerning

##### **Task Force to Study the Use of Private Diversion Programs**

FOR the purpose of establishing the Task Force to Study the Use of Private Diversion Programs; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the Task Force to Study the Use of Private Diversion Programs.

Read the first time and referred to the Committee on Judiciary.

#### **House Bill 1019 – Delegates Jameson, Bohanan, Murphy, and Wilson**

AN ACT concerning

##### **Task Force to Study the Implementation of a Hub and Spoke Program in the Southern Maryland Region**

FOR the purpose of establishing the Task Force to Study the Implementation of a Hub and Spoke Program in the Southern Maryland Region; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation; requiring the Task Force to

study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Secretary of Agriculture and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study the Implementation of a Hub and Spoke Program in the Southern Maryland Region.

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1020 – Delegates Rosenberg, Carter, Conaway, Oaks, B. Robinson, and Tarrant**

AN ACT concerning

**Baltimore City – Video Lottery Terminal Proceeds – Local Impact Grants**

FOR the purpose of altering the manner in which certain local impact grants provided from proceeds of video lottery terminals are to be distributed in Baltimore City; authorizing certain portions of the grants to be distributed to maintain and improve public facilities and places; specifying that a certain portion of the grants to a neighborhood in the Northwest Community Planning Forum Strategic Neighborhood Action Plan be distributed in a manner that is consistent with that plan; authorizing a certain portion of the grants to be distributed to a certain neighborhood after a certain video lottery operation license is issued; requiring that a public hearing be held on a certain plan to allocate certain funds; authorizing the Mayor and City Council of Baltimore City to alter certain recommendations of the local development council under certain circumstances; and generally relating to the distribution of video lottery local impact grants in Baltimore City.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–31  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1021 – Delegate Braveboy**

AN ACT concerning

**Religious Corporations – Laws Governing Assets of United Methodist Church – Repeal**

FOR the purpose of repealing certain requirements for the holding of certain assets owned by a certain Methodist Church; repealing certain provisions of law

providing for the effect of the absence of a trust clause in a certain deed or other conveyance executed before a certain date; and generally relating to the assets of the United Methodist Church.

BY repealing

Article – Corporations and Associations

Section 5–326 and 5–327

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1022 – Delegate McConkey**

AN ACT concerning

#### **Anne Arundel County – State’s Attorney – Annual Salary**

FOR the purpose of altering, beginning on a certain date and under certain circumstances, the annual salary of the State’s Attorney for Anne Arundel County; providing that this Act does not apply to the salary or compensation of the incumbent State’s Attorney; and generally relating to the State’s Attorney for Anne Arundel County.

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 15–403(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 15–403(b)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 1023 – Delegate Kipke**

AN ACT concerning

#### **Public Ethics – Blind Industries and Services of Maryland**

FOR the purpose of providing that Blind Industries and Services of Maryland is an executive unit under the Maryland Public Ethics Law; providing that an employee or a board member of Blind Industries and Services of Maryland is a

public official under the Maryland Public Ethics Law; and generally relating to public ethics and Blind Industries and Services of Maryland.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 15–102(m) and 15–103(b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1024 – Delegate McDermott**

AN ACT concerning

**Employees’ Pension System – Elected or Appointed Officials – Optional Membership**

FOR the purpose of providing that certain elected or appointed officials whose employers are participating employers of the State Retirement and Pension System may elect to join the Employees’ Pension System within a certain period of time; providing that certain elected or appointed officials whose employers are participating employers of the State Retirement and Pension System may elect to cease membership in the Employees’ Pension System within a certain period of time; requiring certain elected or appointed officials who make an election to join or an election to cease membership to complete a certain form and file it with the Board of Trustees for the State Retirement and Pension System; providing that certain elected or appointed officials who do not make an election to join within a certain period of time may not join the Employees’ Pension System; providing that certain elected or appointed officials who do not make an election to cease membership within a certain period of time remain members in the Employees’ Pension System; requiring the Board of Trustees to adopt certain regulations; defining a certain term; and generally relating to optional membership for elected or appointed officials in the Employees’ Pension System.

BY adding to  
Article – State Personnel and Pensions  
Section 23–204.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1025 – Frederick County Delegation**

AN ACT concerning



**Frederick County – Forest Conservation Act – Application to Public School Property**

FOR the purpose of establishing that the State Forest Conservation Act does not apply to activity on land owned or leased for use by the Frederick County public school system if the Frederick County Board of Education makes a certain written determination; and generally relating to the application of the State Forest Conservation Act to activity on land owned or leased for use by the Frederick County public school system.

BY repealing and reenacting, without amendments,  
Article – Natural Resources  
Section 5–1602(a) and 5–1603(a)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 5–1602(b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1026 – Delegate Clagett**

AN ACT concerning

**Education – Public School Funding – Calculation**

FOR the purpose of altering the definition of “full-time equivalent enrollment” in the calculation for certain State aid for education; requiring that public schools be funded based on a certain calculation of pupil attendance at certain times during the school year; requiring that State aid for education be weighted in a certain manner; providing for the application of this Act; and generally relating to the calculation of public school funding.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 5–202(a)(6) and 5–212  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1027 – Delegates Cardin, Morhaim, and Stein**

AN ACT concerning

**Public Service Companies – Gas – Prohibition on Purchase from Unsafe Company**

FOR the purpose of prohibiting a public service company from purchasing gas for distribution from a company that has not installed certain safety equipment on gas transmission lines under its ownership or control, that does not employ certain best practices and technology, or that does not comply with all applicable State and federal safety standards and reporting requirements; and generally relating to the purchase of gas by a public service company.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 5–303  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1028 – Delegates Cardin, Morhaim, and Stein**

AN ACT concerning

**Public Safety – Gas Pipelines – Safety Reporting Requirements**

FOR the purpose of requiring a gas transmission company to submit a certain report on the state of its gas pipelines to the Public Service Commission and to certain owners of real property; requiring a report under this Act to include certain information; requiring the Commission to make certain reports available to the public, including by publication on the Commission Web site; requiring a gas transmission company to identify and provide a certain notice to certain owners of real property; requiring a gas transmission company to provide to the Commission a current list of certain property owners; authorizing the Commission to adopt regulations implementing this Act; defining certain terms; and generally relating to gas pipeline safety.

BY adding to  
Article – Public Utilities  
Section 15–101 and 15–102 to be under the new title “Title 15. Gas Pipeline Safety”  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1029 – Delegates Oaks, Krebs, Aumann, Bates, Bobo, Carter, Costa, Cullison, Donoghue, Eckardt, Feldman, Frank, Gaines, Gilchrist, Gutierrez, Haddaway–Riccio, Howard, Hubbard, Ivey, James, Kach, A. Kelly, Kipke, McIntosh, Mizeur, Murphy, Nathan–Pulliam, O'Donnell, Pena–Melnyk, Ready, B. Robinson, Rosenberg, Stocksdales, Stukes, Tarrant, V. Turner, M. Washington, and Wilson**

AN ACT concerning

**State Board of Physicians – Naturopathic Doctors**

FOR the purpose of altering the composition of the State Board of Physicians to include a naturopathic doctor appointed by the Governor in a certain manner; establishing a Naturopathic Medicine Advisory Committee within the Board; providing for the composition of the Committee; specifying the term of a Committee member; requiring the Committee to elect a chair from among its members; providing for the duties of the Committee; requiring, beginning on a certain date, certain individuals to have a certain license before practicing naturopathic medicine in the State; prohibiting the Board from discriminating against an applicant or licensee for certain reasons; requiring an individual to meet certain requirements to qualify for a license; authorizing the Board to waive certain examination requirements under certain circumstances; requiring an applicant to submit certain information to the Board and pay a certain fee; requiring the Board to issue a license to any applicant who meets the requirements of this Act; specifying that a license authorizes a licensee to order and perform certain tests, dispense, order, or administer certain medicines, administer or perform certain therapies with a certain exception, dispense, administer, or order certain devices with a certain exception, provide health education and counseling, perform certain musculoskeletal mobilization, perform minor office procedures under certain circumstances, and use certain routes of administration; specifying that a license does not authorize a licensee to prescribe, dispense, or administer certain substances or devices, perform certain procedures, use certain anesthetics, or take certain other actions; specifying that the Board may authorize a licensee to perform only certain procedures under certain circumstances; specifying the term of a license; requiring the Board to send certain information to licensees within a certain time period before a license expires; requiring the Board to renew a license under certain circumstances; authorizing the Board to place a licensee on inactive status under certain circumstances; requiring the Board to issue a license to a naturopathic doctor who is on inactive status under certain circumstances; requiring the Board to reinstate the license of a naturopathic doctor who failed to renew the license under certain circumstances; prohibiting a licensed naturopathic doctor from surrendering a license under certain circumstances; authorizing the Board to take certain disciplinary action against an applicant or a licensee for certain reasons; requiring certain persons to file a certain report with the Board within a certain time period; authorizing the Board to assess a certain monetary penalty on a person that fails to file a

certain report; requiring the Board to investigate certain complaints; authorizing the Board to commence disciplinary action under certain circumstances; requiring the Board to give a certain individual an opportunity for a hearing before the Board and to give certain notice and hold the hearing in accordance with certain provisions of law; authorizing a certain individual to be represented by counsel; authorizing the Board to issue subpoenas and administer oaths under certain circumstances; authorizing a certain court to take certain action against an individual who disobeys a subpoena from the Board or an order by the Board; authorizing the Board to hear and determine a matter under certain circumstances; requiring certain individuals to pay certain costs under certain circumstances; requiring the Board to pass an order under certain circumstances; requiring the Board to expunge certain charges after a certain time period; requiring the holder of a license to surrender the license to the Board under certain circumstances; requiring the Board to return a license under certain circumstances; authorizing a person aggrieved by a decision of the Board to take certain action under certain circumstances; prohibiting the Board from reinstating a certain license under certain circumstances; requiring a licensed naturopathic doctor to follow certain federal, State, and local laws; authorizing a licensed naturopathic doctor to receive a certain fee; requiring a naturopathic doctor to display a certain notice under certain circumstances; prohibiting an individual from practicing naturopathic medicine in the State without a license; prohibiting certain individuals from making certain representations to the public, using certain titles, and using certain initials; establishing a certain short title; providing for the termination of this Act under certain circumstances; providing for the terms of the initial Committee members; providing that certain provisions of this Act do not limit certain rights; specifying the purposes of certain provisions of this Act; defining certain terms; requiring the State Board of Physicians to convene a certain workgroup to study the development of a naturopathic formulary in the State; providing for the membership of the workgroup; requiring the workgroup to conduct a certain review, make certain recommendations, and provide a certain report to certain committees of the General Assembly on or before a certain date; and generally relating to the licensing of naturopathic doctors.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–202(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health Occupations

Section 14–5F–01 through 14–5F–29 to be under the new subtitle “Subtitle 5F.  
Naturopathic Doctors”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1030 – Delegate Rosenberg**

AN ACT concerning

**Baltimore City – Property Tax – Assessment of Land for Agricultural Use**

FOR the purpose of providing exemptions from certain prohibitions on qualifying for an agricultural use property assessment for certain parcels of land in Baltimore City that are of a certain size and under certain ownership; providing for the application of this Act; and generally relating to the circumstances under which land may qualify for an agricultural use property assessment in Baltimore City.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 8–209

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1031 – Delegates Hixson, Arora, Barve, Carr, Feldman, Gutierrez, Lee, Luedtke, A. Miller, Mizeur, and S. Robinson**

AN ACT concerning

**Estate Tax and Income Tax – Qualifying Income Interest for Life and Subtraction Modification for Health Insurance and Medical Expenses**

FOR the purpose of altering the qualifications for a qualified income interest for life under the Maryland estate tax to include individuals recognized as married by the State; providing a subtraction modification under the Maryland income tax for the costs of health insurance and other medical expenses incurred by an individual on behalf of another adult individual under certain circumstances; providing that the subtraction may not exceed a certain amount; providing for the application of this Act; and generally relating to the calculation of the Maryland estate tax for certain individuals and an income tax subtraction modification for the costs of health insurance and other medical expenses incurred on behalf of another adult individual.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 7–309(b)(6)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–208(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 10–208(t)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1032 – Delegate Bromwell (By Request)**

AN ACT concerning

**Dentists, Physicians, and Podiatrists – Dispensing Prescription Drugs –  
Inspection by Division of Drug Control**

FOR the purpose of altering the requirement that the Division of Drug Control enter and inspect the office of a dentist, physician, or podiatrist who holds a certain permit to dispense prescription drugs to at least annually during the duration of the permit; and generally relating to inspection of the office of a dentist, physician, or podiatrist who holds a permit to dispense prescription drugs.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 12–102.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)  
(As enacted by Chapter 267 of the Acts of the General Assembly of 2012)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1033 – Delegate Stocksdales**

AN ACT concerning

**Education – Taxpayers' Savings Act**

FOR the purpose of authorizing a certain parent or legal guardian to receive reimbursement of tuition paid to a certain nonpublic school, under certain circumstances; establishing the eligibility for and the amount of the

reimbursement; prohibiting reimbursement in an amount that is more than a certain cost; prohibiting the use of federal funds for reimbursement; requiring certain counties to include certain students in their full-time equivalent enrollment; requiring that certain funds be subtracted from State financial assistance to a county; requiring a county board to remit payment within a certain number of days after receipt of a certain request from a parent or legal guardian; requiring the Comptroller to adopt certain regulations, in consultation with the State Department of Education, and to submit a certain annual report; establishing the autonomy of certain schools; requiring certain county boards to provide school records and transportation for certain students, under certain circumstances; requiring the State Department of Education to adopt certain regulations; defining certain terms; and generally relating to tuition reimbursement for enrollment in nonpublic schools.

BY adding to

Article – Education

Section 5–216

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 1034 – Delegate Rudolph**

AN ACT concerning

#### **Creation of a State Debt – Charlestown – Cecil Inn Renovations**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of Colonial Charlestown, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

### **House Bill 1035 – Delegate Love**

AN ACT concerning

#### **Maryland Consolidated Capital Bond Loan of 2006 – Anne Arundel County – Hancock's Resolution Visitor Center**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2006 to provide that a certain grant for the Hancock's Resolution Visitor Center may

not terminate before a certain date; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2006.

BY repealing and reenacting, with amendments,  
Chapter 46 of the Acts of the General Assembly of 2006, as amended by Chapter  
64 of the Acts of the General Assembly of 2007  
Section 1(3) Item ZA01(O)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 1036 – Delegate Conaway**

AN ACT concerning

#### **Baltimore City – Admissions and Amusement Tax – Additional Tax on Nonresidents**

FOR the purpose of authorizing the Mayor and City Council of Baltimore City to establish certain tax rates on certain admissions and amusement charges in Baltimore City; and generally relating to the admissions and amusement tax.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 4–105(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 4–105(e)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 1037 – Delegates Clippinger and Dumais**

AN ACT concerning

#### **Evidence – Testimony by Spouse – Violation of Protective Order**

FOR the purpose of providing that the spouse of a person on trial for a violation of a certain protective order may be compelled to testify as an adverse witness; providing for the application of this Act; and generally relating to spousal testimony.

BY repealing and reenacting, with amendments,



Article – Courts and Judicial Proceedings  
Section 9–106(a)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1038 – Delegates Glass, Aumann, Boteler, Cullison, Dwyer, Elliott, Fisher, Frank, Gutierrez, Hogan, Kipke, McComas, McDonough, O'Donnell, Oaks, Parrott, Ready, Smigiel, Sophocleus, and Stocksdales**

AN ACT concerning

**Electricity – Consumer Relations – Smart Meters**

FOR the purpose of requiring an electric company to give certain written notice to certain customers before installing smart meters on a customer's premises under certain circumstances; specifying the contents of a certain notice; establishing a process by which a certain customer shall be deemed to have given permission to an electric company to install a smart meter; requiring an electric company to exchange a smart meter for an analog meter or an analog meter for a smart meter under certain circumstances; prohibiting an electric company from penalizing or charging a customer for taking certain actions; prohibiting an electric company from disclosing certain data to a third party, subject to a certain exception; authorizing a customer to submit a certain complaint to the Public Service Commission under certain circumstances; requiring the Commission to conduct a certain investigation following receipt of a complaint; authorizing the Commission to take certain actions; making an electric company liable for unauthorized disclosures of certain data; specifying that a customer may take certain other actions in addition to filing a complaint with the Commission; providing for the application of this Act; defining a certain term; and generally relating to electricity service and smart meters.

BY adding to

Article – Public Utilities  
Section 7–302.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1039 – Delegates Clippinger, Hammen, and McHale**

AN ACT concerning

**Creation of a State Debt – Baltimore City – The Baltimore Museum of Industry Capital Improvements**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Trustees of The Baltimore Museum of Industry, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1040 – Delegates Sophocleus, Beidle, Eckardt, Frush, Kipke, Love, McConkey, McMillan, and Wood**

AN ACT concerning

**Business Regulation – Secondhand Precious Metal Object Dealers and Pawnbrokers – Revisions**

FOR the purpose of repealing the exemption of a certain business transaction relating to numismatic items from the provisions of law that regulate secondhand precious metal object dealers; providing that certain provisions of law do not apply to certain retail jewelers who hold a remounting sale during which the retail jeweler accepts trade-ins of old mountings toward the purchase of a new mounting; requiring certain dealers and pawnbrokers to hold certain items for an additional number of days on request of a primary law enforcement unit under certain circumstances; authorizing a primary law enforcement unit to renew a certain request to hold items for a certain period of time; and generally relating to secondhand precious metal object dealers and pawnbrokers.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 12–102 and 12–401  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1041 – Delegates Malone, DeBoy, Jones, and Nathan–Pulliam**

AN ACT concerning

**Creation of a State Debt – Baltimore County – Comet Booster Club  
Concession Stand**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$65,000, the proceeds to be used as a grant to the Board of Directors of the Comet Booster

Club, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1042 – Delegates Smigiel, Lee, and McDermott**

AN ACT concerning

**Hospitals – Credentialing and Privileging Process – Telemedicine**

FOR the purpose of authorizing a hospital, in its credentialing and privileging process for a physician who provides medical services to patients at the hospital only through telemedicine from certain locations, to rely on certain credentialing and privileging decisions under certain circumstances; defining a certain term; and generally relating to hospital credentialing and privileging processes for physicians providing services through telemedicine.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 19–319(e)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1043 – Delegates McDonough, Boteler, Glass, Impallaria, Love, McComas, and Parrott**

AN ACT concerning

**Criminal Law – Death Penalty – Multiple Murders**

FOR the purpose of repealing the requirement for the State to give notice to a defendant of the intention to seek a sentence of death if the defendant committed more than one murder in the first degree arising out of the same incident; requiring that a separate sentencing proceeding be held as soon as practicable after a defendant is found guilty of murder in the first degree to determine whether the defendant will be sentenced to death if the defendant committed more than one murder in the first degree arising out of the same incident; and generally relating to the death penalty and multiple murders.

BY repealing and reenacting, with amendments,

Article – Criminal Law  
Section 2–202 and 2–303  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1044 – Delegates Cardin, Barkley, Bobo, Carr, Frick, George, Hucker, Luedtke, Mizeur, Murphy, Niemann, Reznik, Rosenberg, and Stein**

AN ACT concerning

**Public Funding and Small Donor Act for General Assembly Elections**

FOR the purpose of repealing the Public Financing Act for gubernatorial candidates; altering certain limits on certain contributions and transfers; providing that contributions shall be considered as being made by one contributor if the contributions are by a sole proprietor, regardless of the number of sole proprietorships owned by that individual; authorizing the governing body of a county to enact laws to regulate public campaign finance activity for certain county elective offices and certain candidates for election to those offices; specifying certain provisions and limitations applicable to any county laws enacted to regulate public campaign finance activity; establishing a system of public financing of campaigns for certain General Assembly candidates; requiring the State Board of Elections to administer the system of public financing for General Assembly candidates; specifying certain powers and duties of the State Board; creating the Public Election Fund and providing for the inclusion of certain money in the Fund; transferring the money in the Fair Campaign Financing Fund for gubernatorial candidates to the Public Election Fund; defining certain terms; specifying certain procedures, requirements, and conditions participating candidates must meet to receive a distribution from the Public Election Fund; requiring that participating candidates adhere to certain campaign expenditure limits; authorizing participating candidates to raise certain supplemental private contributions under certain circumstances; requiring the Comptroller to perform certain duties in connection with the establishment, maintenance, and administration of the Public Election Fund; prohibiting a participating candidate from being a member of a slate; prohibiting a participating candidate from accepting a contribution from a political party; requiring a participating candidate who opts out of public financing to repay the full amount of the public contribution received by the candidate and pay a certain penalty; providing for judicial review of certain actions by the State Board, subject to a certain exception; providing for certain penalties; providing that certain captions are not law and may not be considered to have been enacted as part of this Act; requiring the State Board to adopt certain regulations; making provisions of this Act severable; creating a Commission to Study Public Financing of Elections in Maryland; providing for

the membership, duties, and staffing of the Commission; requiring the Commission to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; requiring the State Board to provide certain reports to certain persons on or before certain dates on certain matters; providing for a delayed effective date for certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to the Public Funding and Small Donor Act for General Assembly Elections.

BY repealing

Article – Election Law

Section 15–101 through 15–111 and the title “Title 15. Public Financing Act”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 13–226, 13–227, and 13–235

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Election Law

Section 13–505; and 15–101 through 15–118 to be under the new title “Title 15. Public Funding and Small Donor Act for General Assembly Elections”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 1045 – Delegates Cardin, Morhaim, and Stein**

AN ACT concerning

#### **Public Safety – Gas Pipelines – Best Available Technology Requirement**

FOR the purpose of requiring the Public Service Commission to adopt regulations that establish safety standards and practices applicable to the design, construction, operation, and maintenance of certain gas pipelines; requiring the Commission to adopt regulations that require a gas transmission company to use best available technology to monitor the condition and safety of certain gas pipelines; requiring the Commission to adopt certain federal safety regulations as minimum standards for regulations adopted under this Act; providing for the jurisdiction and enforcement authority of the Commission; defining certain terms; and generally relating to gas pipeline safety.

BY adding to

Article – Public Safety

Section 15–101 through 15–103 to be under the new title “Title 15. Gas Pipeline Safety”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1046 – Delegates Krebs, Afzali, Aumann, Bates, Beitzel, Eckardt, Elliott, Fisher, Frank, George, Glass, Haddaway–Riccio, Hogan, K. Kelly, Kipke, McComas, McDermott, McMillan, Myers, Norman, O’Donnell, Otto, Parrott, Ready, Schuh, Schulz, Serafini, Smigiel, Stocksdale, and Szeliga**

AN ACT concerning

**Transportation Trust Fund – Dedicated Highway Funds**

FOR the purpose of providing that certain taxes, fees, charges, and revenues deposited into the Transportation Trust Fund may be used only for certain purposes; repealing certain obsolete provisions; repealing certain provisions relating to the transfer of certain funds from the Transportation Trust Fund to a special fund; and generally relating to dedicated highway funds deposited into the Transportation Trust Fund.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 3–216

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1047 – Delegates Hammen, Clippinger, and McHale**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Patterson Park Audubon Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of Audubon Maryland–DC, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1048 – Delegates Niemann, Beidle, Bobo, Carr, Carter, Frush, Glenn, Hubbard, Lafferty, Oaks, S. Robinson, and Stein**

AN ACT concerning

**Real Property – Sale of Property – Lead–Contaminated Dust Test Required**

FOR the purpose of requiring a certain vendor of certain property to deliver to each purchaser the results of a certain lead–contaminated dust test under certain circumstances; authorizing a purchaser to waive the right to receive the results; and generally relating to the sale of real property.

BY adding to

Article – Real Property

Section 10–711

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1049 – Delegates Haddaway–Riccio and Eckardt**

AN ACT concerning

**State Government – Commemorative Days – Youth Political Awareness Day**

FOR the purpose of requiring the Governor annually to proclaim a certain day as Youth Political Awareness Day; requiring that the proclamation urge certain organizations to observe Youth Political Awareness Day properly; and generally relating to Youth Political Awareness Day.

BY adding to

Article – State Government

Section 13–411

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1050 – Delegates Lee, Hixson, Arora, Carr, Cullison, Dumais, Gutierrez, Hucker, A. Kelly, A. Miller, Reznik, S. Robinson, Waldstreicher, and Zucker**

AN ACT concerning

**Creation of a State Debt – Montgomery County – University Gardens Senior Apartments**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$450,000, the proceeds to be used as a grant to the Board of Directors of the Korean Community Service Center of Greater Washington, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1051 – Delegate Ivey**

AN ACT concerning

**Education – Charter Schools – Study to Recommend Improvements to the Maryland Public Charter School Program**

FOR the purpose of requiring the Maryland State Department of Education to conduct a certain study and provide certain recommendations to the Governor and the General Assembly on or before a certain date regarding improvements to the Maryland Public Charter School Program; declaring a certain intent of the General Assembly and a certain priority of the State; providing for the termination of this Act; and generally relating to improving the Maryland Public Charter School Program.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1052 – Delegate Ivey**

AN ACT concerning

**Education – Public Charter Schools – Hiring of Certificated and Paraprofessional Employees**

FOR the purpose of providing that mutual consent between the county board and charter operator shall govern the hiring of certain qualified and certificated individuals and paraprofessional employees who are working in a public charter school; providing that existing obligations or contract rights may not be impaired by this Act; and generally relating to the hiring of certificated and paraprofessional public charter school employees.

BY repealing and reenacting, with amendments,



Article – Education  
Section 9–108  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1053 – Delegate B. Robinson (By Request – Baltimore City Administration) and Delegates Anderson, Conaway, and M. Washington**

**EMERGENCY BILL**

AN ACT concerning

**Video Lottery Facilities – Employee Licenses – Crimes of Moral Turpitude or Gambling**

FOR the purpose of limiting the requirement that the State Lottery Commission deny a video lottery employee license to an applicant convicted for a crime involving moral turpitude or gambling to those applicants convicted, paroled, or on probation for the crime within a certain prior period; making this Act an emergency measure; and generally relating to video lottery employee licenses.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–14  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1054 – Delegates Haynes, B. Robinson, and Stukes**

AN ACT concerning

**Restoring and Sustaining Baltimore City Communities Act of 2013**

FOR the purpose of requiring the Mayor and City Council of Baltimore City to grant, by law, a certain property tax credit against the property tax imposed on certain property located in certain communities in Baltimore City; establishing the amount and duration of the property tax credit; providing for the eligibility requirements of the property tax credit; requiring the Mayor and City Council of Baltimore City to provide certain procedures for granting the property tax credit; defining certain terms; providing for the application of this Act; and generally relating to a property tax credit in Baltimore City.

BY repealing and reenacting, without amendments,

Article – Tax – Property  
Section 9–304(c)(1) and (d)(1)(i) and (ii)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Tax – Property  
Section 9–304(g)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1055 – Delegates Braveboy, B. Robinson, and Carter**

AN ACT concerning

**Public Service Commission – Contracts for Electricity Supply – Applicability  
of Minority Business Enterprise Participation Goals**

FOR the purpose of requiring the Public Service Commission to require that certain contracts for electricity supply include a provision that requires the electricity supplier to comply with certain minority business enterprise participation goals and subgoals established by the Special Secretary of Minority Affairs; providing that existing obligations or contract rights may not be impaired by this Act; and generally relating to the applicability of minority business enterprise participation goals to contracts for electricity supply.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–510(c)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1056 – Delegates B. Robinson, Anderson, Conaway, and Glenn**

AN ACT concerning

**Police Training – Human Trafficking – Sensitivity and Awareness**

FOR the purpose of authorizing the Police Training Commission to require certain police training at certain intervals on the criminal laws related to human trafficking, including sensitivity and awareness training to recognize victims of human trafficking; and generally relating to police training related to human trafficking.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 3–207(6)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1057 – Delegates Clippinger, Holmes, McDermott, Mitchell,  
Rosenberg, and Valderrama**

AN ACT concerning

**Correctional Services – Good Conduct Credits – Firearm Related Crime**

FOR the purpose of providing that an inmate who is serving a sentence in a State or local correctional facility for a second or subsequent conviction of a certain firearm related crime is not entitled to a certain deduction from the inmate's term of confinement; requiring the court, on request of the State's Attorney, to make a certain finding as to whether a crime for which a defendant is convicted or receives a probation before judgment disposition is a firearm related crime; establishing that the State has the burden of proving by a preponderance of the evidence that the crime is a firearm related crime; requiring a finding by the court that a crime is a firearm related crime to become part of the court record for certain purposes; expanding the list of events that are required to be reported to the Criminal Justice Information System Central Repository to include a finding by a court that a defendant has been convicted of or received a probation before judgment disposition for a firearm related crime; defining certain terms; providing for the application of this Act; and generally relating to good conduct credits.

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 3–704 and 11–503  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Criminal Procedure  
Section 6–234  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 10–215

Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1058 – Delegate Haynes**

AN ACT concerning

**Education – Study to Improve Nutrition of Free and Reduced-Price Lunches**

FOR the purpose of requiring the State Department of Education to study ways to improve the nutrition of free and reduced-price lunches provided for middle school and high school students; requiring the Department to report to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a study on ways to improve nutrition of free and reduced-price school lunches.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1059 – Delegate Haynes**

AN ACT concerning

**Video Lottery Operation Licensees – Employee Data Collection**

FOR the purpose of requiring a video lottery operation licensee to compile certain data concerning its employees and submit the data to the State Lottery and Gaming Control Commission on or before a certain date; requiring the Commission to submit a certain report to the General Assembly and certain other persons within a certain time; and generally relating to video lottery operation licensees and the State Lottery and Gaming Control Commission.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–1A–01(a) and (k)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Government  
Section 9–1A–23(d)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1060 – Washington County Delegation**

AN ACT concerning

**Washington County – Polling Places – Electioneering Boundaries**

FOR the purpose of altering the location of the line beyond which electioneering is prohibited outside a polling place in Washington County; and generally relating to electioneering at a polling place in Washington County.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 16–206(b)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Election Law

Section 16–206(c)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1061 – Delegates Smigiel, McDermott, and Glass**

AN ACT concerning

**Task Force on Public School Efficiency**

FOR the purpose of establishing the Task Force on Public School Efficiency; providing for the composition, chair, and staffing of the Task Force; establishing the duties of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force on Public School Efficiency.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1062 – Delegates Cullison, Costa, Elliott, Kach, A. Kelly, Krebs, Oaks, and Reznik**

AN ACT concerning

**Hospitals – Notice to Patients – Outpatient Status and Billing Implications**

FOR the purpose of requiring a hospital, under certain circumstances, to provide certain notice to a patient of the patient's outpatient status and the billing implications of the outpatient status; requiring the Department of Health and Mental Hygiene to adopt by regulation standard language for a certain written notice; and generally relating to notices provided by hospitals to patients.

BY adding to

Article – Health – General

Section 19–349.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1063 – Delegates Clippinger, K. Kelly, Mitchell, Valderrama, and Waldstreicher**

AN ACT concerning

**Courts and Judicial Proceedings – Appeal on the Record – Violation of a Condition of Probation**

FOR the purpose of altering the standard of review for an appeal in a criminal case in which a defendant has been charged with violating a condition of probation from being tried de novo to being heard on a certain record; making stylistic changes; and generally relating to the appeal of a criminal case in which a defendant has been charged with violating a condition of probation.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 12–401(f)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1064 – Delegates Haynes, Carr, Glenn, Ivey, Mitchell, B. Robinson, and M. Washington**

AN ACT concerning

**Income Tax Credit – Flexible Workweek**

FOR the purpose of allowing certain business entities a credit against the State income tax for the cost of providing a flexible workweek to the employees of the

business entity; requiring that a certain number of the full-time employees of a business entity must work a flexible workweek in order for the business entity to claim the credit; providing that the credit may not exceed a certain amount; providing that certain organizations exempt from taxation may receive the credit as a refund under certain circumstances; defining certain terms; providing for the application of this Act; and generally relating to an income tax credit for offering a flexible workweek.

BY adding to

Article – Tax – General

Section 10-733

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1065 – Delegates Braveboy, Davis, and Griffith**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Olde Mill Community  
and Teaching Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Olde Mill Foundation, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1066 – Delegates Glass, Aumann, Boteler, Dwyer, Fisher, Ivey,  
Jones, McDonough, O’Donnell, Ready, Smigiel, and Stocksdales**

AN ACT concerning

**Electricity – Smart Meters – Disclosure of Usage Data**

FOR the purpose of prohibiting an electric company from penalizing or charging a customer for taking certain actions; prohibiting an electric company from disclosing certain data to a third party, subject to a certain exception; authorizing a customer to submit a certain complaint to the Public Service Commission under certain circumstances; requiring the Commission to conduct a certain investigation after receiving a complaint; authorizing the Commission to take certain actions; making an electric company liable for unauthorized

disclosures of certain data; specifying that a customer may take certain other actions in addition to filing a complaint with the Commission; defining a certain term; and generally relating to smart meters.

BY adding to

Article – Public Utilities

Section 7–302.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1067 – Delegates Rosenberg, Carter, Frush, Hubbard, and Oaks**

AN ACT concerning

**Environment – Reduction of Lead Risk in Housing – Blood Lead Level**

FOR the purpose of altering a certain elevated blood lead level at which a certain owner of affected property is required to satisfy certain risk reduction standards; altering a certain elevated blood lead level at which a local health department is required to notify certain persons; and generally relating to reducing lead risk in housing.

BY repealing and reenacting, with amendments,

Article – Environment

Section 6–819(c)(1) and 6–846(a)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1068 – Delegates Jameson, Feldman, and Love**

AN ACT concerning

**Commercial Law – Cigarette Sales Below Cost – Wholesale Markup**

FOR the purpose of altering the presumptive cost of doing business used to determine the basic cost of cigarettes to a cigarette wholesaler for purposes of provisions of law governing the sale of cigarettes below cost; authorizing a wholesaler to implement a wholesale markup that is less than a certain amount under certain circumstances; altering a certain definition; making certain stylistic changes; and generally relating to sales of cigarettes below cost.

BY repealing and reenacting, without amendments,

Article – Commercial Law



Section 11–501(a) and (l)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 11–501(e)(1) and (m) and 11–503(a)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1069 – Delegates Healey, Barve, Boteler, George, Hixson, Howard,  
Ivey, A. Miller, Summers, Swain, V. Turner, and A. Washington**

AN ACT concerning

**Education – Beginning of School Year – After Labor Day**

FOR the purpose of prohibiting public schools and publicly funded prekindergarten programs from opening for pupil attendance before the day after Labor Day; and generally relating to the beginning of the school year after Labor Day.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 7–103  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1070 – Prince George’s County Delegation**

AN ACT concerning

**Alcoholic Beverages – City of College Park – Sales by License Holders  
PG 309–13**

FOR the purpose of requiring the City Council of the City of College Park to make a certain determination regarding the granting of a license to sell alcoholic beverages in a certain building located within a certain distance of a place of worship; making certain stylistic changes; and generally relating to the sale of alcoholic beverages in the City of College Park.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 9–217(a)

Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 9–217(e)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1071 – Prince George’s County Delegation**

AN ACT concerning

#### **Prince George’s County – City of College Park – Alcoholic Beverages Licenses for Supermarkets PG 310–13**

FOR the purpose of altering the maximum number of licenses of a certain class of alcoholic beverages license that may be issued in Prince George’s County; authorizing the Prince George’s County Board of License Commissioners to issue a Class D beer and light wine license with an off–sale privilege for use by a supermarket or similar type of premises in the City of College Park under certain circumstances; prohibiting the Board of License Commissioners from issuing a Class D beer and light wine license with an off–sale privilege for use by a certain type of business; and generally relating to the issuance of a Class D beer and light wine license with an off–sale privilege within the corporate limits of the City of College Park.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 9–217(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 9–217(b) and (h)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1072 – Prince George’s County Delegation**

AN ACT concerning

**Alcoholic Beverages – City of Laurel – Sales by License Holders**  
**PG 308–13**

FOR the purpose of requiring the City Council of the City of Laurel to make a certain determination regarding the granting of a license to sell alcoholic beverages in a certain building located within a certain distance of a place of worship; making certain stylistic changes; and generally relating to the sale of alcoholic beverages in the City of Laurel.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 9–217(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 9–217(e)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1073 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County Board of Education – Financial Literacy Curriculum**  
**– Graduation Requirement**  
**PG 419–13**

FOR the purpose of requiring the Prince George’s County Board of Education to develop curriculum content for a certain course in financial literacy as a part of the county board’s high school curriculum; requiring certain curriculum content to include certain instruction; requiring the county board to implement certain curriculum content in high schools in Prince George’s County; requiring certain students to complete a certain course in order to graduate from high school in Prince George’s County; and generally relating to the implementation of a course in financial literacy that is required for graduation from a public high school in Prince George’s County.

BY adding to  
Article – Education  
Section 3–1008  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1074 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Hours of Sale for Golf Course  
Licenses  
PG 318–13**

FOR the purpose of altering the hours of sale for beer and wine under a special 7–day Class B–GC (golf course) on–sale beer and wine license in Prince George’s County; and generally relating to the sale of alcoholic beverages on golf courses in Prince George’s County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 8–505  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1075 – Delegates Clippinger, Glenn, Anderson, Dumais, Lee,  
McComas, Mitchell, Sophocleus, Valderrama, Valentino–Smith, and  
Waldstreicher**

AN ACT concerning

**Criminal Law – Third Degree Sexual Offense – Person in Position of  
Authority**

FOR the purpose of repealing the requirement that the prosecution of a misdemeanor offense of the prohibition against a certain person in a position of authority engaging in a sexual act or sexual contact with a minor, under certain circumstances, be instituted within 3 years after the offense was committed; prohibiting a certain person in a position of authority who is at least a certain number of years older than the victim from engaging in sexual contact, a sexual act, or vaginal intercourse with a minor while the minor is enrolled or participating in the institution, program, or activity at which the person in a position of authority works or a minor who was previously enrolled or participating in the institution, program, or activity at the same time the person in a position of authority was working at the institution, program, or activity; providing that a certain sexual offense under this Act may not be considered a lesser–included offense of another crime; providing that a prosecution under this Act does not preclude prosecution under a certain statute; establishing

penalties for violating this Act; repealing the prohibition against a person in a position of authority engaging in a sexual act or sexual contact with a minor who, at the time of the sexual act or sexual contact, is a student enrolled at a school where the person in a position of authority is employed and the prohibition against a person in a position of authority engaging in vaginal intercourse with a minor who, at the time of the vaginal intercourse, is a student enrolled at a school where the person in a position of authority is employed; defining a certain term; making technical corrections; and generally relating to sexual offenses.

BY repealing

Article – Courts and Judicial Proceedings  
Section 5–106(z)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings  
Section 5–106(aa), (bb), and (cc)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law  
Section 3–301, 3–307, and 3–308  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1076 – Delegates Eckardt, Beidle, Jacobs, and McDermott**

AN ACT concerning

**Counties and Municipalities – Required Legislation or Regulations –  
Adoption by Reference**

FOR the purpose of authorizing a county or municipality to adopt certain State laws or regulations by reference under certain circumstances; requiring certain counties or municipalities to specify certain matters under certain circumstances; and generally relating to the adoption by reference of certain State laws or regulations by counties and municipalities.

BY adding to

Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 1–113  
Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1077 – Delegates Clippinger, Anderson, Arora, Barkley, Barve, Bobo, Bohanan, Branch, Burns, Cardin, Carr, Carter, Costa, Cullison, Dumais, Feldman, Frick, Gilchrist, Glenn, Gutierrez, Guzzone, Hammen, Haynes, Hixson, Holmes, Hubbard, Hucker, Ivey, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Luedtke, McHale, McIntosh, A. Miller, Mitchell, Mizeur, Murphy, Nathan–Pulliam, Niemann, Oaks, Pena–Melnyk, Pendergrass, Reznik, B. Robinson, S. Robinson, Rosenberg, Simmons, Stein, Stukes, Summers, Swain, Tarrant, Valderrama, Walker, A. Washington, M. Washington, Wilson, and Zucker**

AN ACT concerning

**Public Safety – Regulated Firearms – Reporting Lost or Stolen**

FOR the purpose of requiring certain persons who sell or transfer regulated firearms to notify certain purchasers or recipients at the time of purchase or transfer that the purchaser or recipient is required to report a lost or stolen regulated firearm to a certain law enforcement agency; requiring the owner of a regulated firearm to report the loss or theft of the regulated firearm to a certain law enforcement agency within a certain period of time after the owner discovers the loss or theft; requiring a law enforcement agency on receipt of a report of a lost or stolen regulated firearm to enter certain information into a certain database; establishing certain penalties; and generally relating to reports of lost or stolen firearms.

BY adding to

Article – Public Safety

Section 5–144

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1078 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Sunday Off–Sale Permit  
PG 302–13**

FOR the purpose of establishing a special Sunday off–sale permit in Prince George’s County; authorizing the Board of License Commissioners to issue the permit to

certain license holders; authorizing a permit holder to sell certain alcoholic beverages during a certain time on Sunday for consumption off the licensed premises; providing a permit fee; authorizing the Board to adopt certain regulations; clarifying the privileges of a certain on-sale permit; making certain stylistic changes; and generally relating to alcoholic beverages in Prince George's County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 11–517(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 11–517(b)(1) and (2)(ii) and (f)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article 2B – Alcoholic Beverages  
Section 11–517(l)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1079 – Prince George's County Delegation**

AN ACT concerning

#### **Prince George's County – Alcoholic Beverages – Salary of Part-Time Liquor Inspectors PG 316–13**

FOR the purpose of making certain technical corrections to clarify that the annual salary of part-time liquor inspectors in Prince George's County is at least a certain amount; and generally relating to the compensation of liquor inspectors in Prince George's County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 15–109(r)(1) and 15–112(r)(1) and (3)(ii)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages  
Section 15–109(r)(6) and 15–112(r)(3)(iii)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1080 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County Public Schools – Certificated Professional  
Individuals – Termination of Employment  
PG 417–13**

FOR the purpose of authorizing a certificated professional individual who is employed by the Prince George’s County Board of Education to terminate a contract of employment by giving certain notice to the board of education no later than a certain date; providing for the termination of this Act; and generally relating to the termination of employment by certificated professional individuals in Prince George’s County.

BY adding to

Article – Education  
Section 3–1008  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1081 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Entertainment Permit –  
Exemption for Class BH Licensees  
PG 301–13**

FOR the purpose of specifying that a holder of a Class BH alcoholic beverages license in Prince George’s County need not obtain an entertainment permit before providing entertainment; altering a certain definition; making technical corrections; and generally relating to the issuance of entertainment permits in Prince George’s County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages  
Section 6–201(r)(1)(i)



Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 6–201(r)(4) and (19)(i)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1082 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Class BCE and Class B–AE  
Licenses  
PG 317–13**

FOR the purpose of increasing the number of Class BCE alcoholic beverages licenses for catering establishments and Class B–AE (arts and entertainment) alcoholic beverages licenses that may be issued in Prince George’s County; and generally relating to alcoholic beverages licenses in Prince George’s County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 6–201(r)(8) and (18) and 9–217(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 9–217(b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1083 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Gaming – Charity Chips  
PG 312–13**

FOR the purpose of authorizing certain volunteer fire departments and certain organizations that promote the arts and preserve the culture in Prince George’s

County to hold events in which the public may play poker card games; limiting the number of poker events that may be held; requiring that a permit be obtained from the Prince George's County Department of Environmental Resources before a poker event may be held; specifying certain requirements that an applicant must meet to qualify for a permit; specifying the contents of an application for a permit; authorizing the County Department to request from the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services a State and national criminal history records check for individuals who are to participate in the management or operation of a poker event; specifying certain items that are to be part of the application; requiring the Central Repository to forward criminal history record information to certain persons; specifying how criminal history record information may be used; allowing certain individuals to work as volunteers at a poker event; specifying grounds for the denial of an application for a permit or the suspension or denial of a permit; requiring that a certain worker have government-issued photographic identification; allowing certain individuals to prepare quarterly and annual financial reports; requiring a permit holder to maintain a certain bank account for a certain purpose; requiring that certain documents be maintained for a certain number of years; requiring a permit holder to file certain reports with the County Department; providing a certain fee to be charged for failure to meet a certain filing deadline; requiring the president of the permit holder to be responsible for filing certain reports under certain circumstances; specifying the purposes for which proceeds from a poker event may be used; prohibiting proceeds to be used for certain purposes; requiring a permit holder to maintain details of use of proceeds disbursements for at least a certain number of years; specifying that the County Department may issue permits under certain circumstances; specifying the period for which a permit is valid; allowing a permit to be renewed under certain circumstances; requiring the County Department to adopt certain regulations; defining certain terms; and generally relating to poker events in Prince George's County.

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 13–1902(a) and 13–1912(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 13–1912(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Law

Section 13–1913

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1084 – Delegates Stein, Rudolph, Cane, and Beitzel**

AN ACT concerning

**Renewable Energy Portfolio Standard – Wood– and Plant–Derived Biomass Systems**

FOR the purpose of providing that energy from a certain wood– and plant–derived biomass system is eligible for inclusion in meeting the renewable energy portfolio standard; providing that a person that owns a wood– and plant–derived biomass system shall receive a certain renewable energy credit calculated in a certain manner; requiring the Public Service Commission to adopt certain regulations for the metering, verification, and reporting of energy output from wood– and plant–derived biomass systems; providing that energy produced by a wood– and plant–derived biomass system shall be eligible for inclusion in meeting the renewable energy portfolio standard for certain compliance years; defining certain terms; altering certain definitions; providing for the effective date of this Act; and generally relating to the renewable energy portfolio standard and wood– and plant–derived biomass systems.

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7–701

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Utilities

Section 7–704(j)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1085 – Delegates McIntosh, Olszewski, Bobo, Carr, Cullison, Frush, Hammen, Hucker, Kaiser, A. Kelly, Love, A. Miller, Morhaim, Reznik, S. Robinson, M. Washington, and Zucker**

AN ACT concerning

**Statewide Container Recycling Incentive Program**

FOR the purpose of requiring certain beverage distributors to register with the Department of the Environment in a certain manner on or before a certain date; requiring certain beverage distributors to maintain certain records; requiring a redeemable beverage container sold in the State to bear certain information beginning on a certain date; requiring each county, in consultation with the Department, to designate certain convenience zones on or before a certain date; requiring certain beverage distributors to pay a certain deposit to the Comptroller of the State beginning on a certain date; establishing procedures for the payment of certain deposits by certain beverage distributors to the Comptroller; requiring the Comptroller to deposit certain payments to the Container Recycling Incentive Fund; requiring certain beverage distributors to collect a certain deposit on redeemable beverage containers from certain retailers and on-premise sellers beginning on a certain date; requiring certain retailers to charge a consumer a redeemable beverage container deposit at the point of sale of a beverage; requiring that certain deposit charges appear as a separate line item on bills and invoices and prohibiting certain deposit charges from being included in the calculation of the sales tax on a beverage; requiring at least one licensed redemption center to be located within each convenience zone beginning on a certain date; establishing certain requirements for redemption centers; requiring each county, in consultation with the Department, to adopt certain rules and procedures for the licensing of redemption centers and to establish certain verification procedures for certain redemption centers; requiring the Comptroller to pay to a redemption center the full refund value of the redeemable beverage containers the redemption center accepts under certain circumstances; requiring the Comptroller to pay certain handling fees to privately operated redemption centers and to redemption centers operated by a county; establishing certain requirements for requests for payment submitted by redemption centers to the Comptroller; authorizing the Comptroller to refuse payment to a redemption center under certain circumstances; establishing the Container Recycling Incentive Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Comptroller to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the purposes for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; authorizing the Secretary to adopt certain regulations; requiring the Office of Recycling to work with the counties on certain activities; defining certain terms; and generally relating to the establishment of a Statewide Container Recycling Incentive Program.

BY adding to

Article – Environment

Section 9–1733 through 9–1741 to be under the new part “Part V. Statewide Container Recycling Incentive Program”

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters and the Committee on Economic Matters.

**House Bill 1086 – Delegates M. Washington, Summers, Arora, Barnes, Bobo, Carr, Cullison, Feldman, Frush, Gaines, Gilchrist, Gutierrez, Guzzone, Healey, Hucker, Ivey, A. Kelly, Lafferty, Lee, Luedtke, McIntosh, A. Miller, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Niemann, Pena–Melnik, Reznik, S. Robinson, Stukes, Valderrama, A. Washington, and Zucker**

AN ACT concerning

**Community Cleanup and Greening Act of 2013**

FOR the purpose of requiring a store to charge and collect a certain fee for each disposable carryout bag the store provides to a customer; authorizing a store to retain a certain amount of a certain fee under certain circumstances; prohibiting a store from advertising or stating certain information under certain circumstances; requiring a store to include certain information on certain receipts; providing that the sales and use tax does not apply to a certain amount of money retained by a store under certain circumstances; requiring the operator of a store to remit a certain amount of money to the Comptroller; requiring the Comptroller to retain a certain amount of money for a certain purpose; requiring the Comptroller to distribute certain amounts of money to the Department of Labor, Licensing, and Regulation, the Chesapeake Bay Trust, and certain counties under certain circumstances; requiring the Chesapeake Bay Trust and certain counties to report certain information to the Comptroller on an annual basis and in a certain manner; requiring the Department of Labor, Licensing, and Regulation to adopt certain regulations in accordance with certain requirements; establishing certain maximum penalties for certain violations; altering the list of allowable grants that may be made by the Chesapeake Bay Trust; requiring the Comptroller to distribute a certain amount of money to the Department of Human Resources on or before a certain date for a certain purpose; requiring the Department of Human Resources to conduct a certain public outreach campaign in accordance with certain requirements; providing for the application of certain provisions of this Act; providing for a delayed effective date; defining certain terms; and generally relating to carryout bags, community greening efforts, and the restoration of the watersheds of the State, including the Chesapeake and Atlantic Coastal Bays.

BY adding to

Article – Business Regulation

Section 19–104

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources  
Section 1–704  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters and the Committee on Economic Matters.

**House Bill 1087 – Delegates Niemann, Frush, Gilchrist, Lafferty, McIntosh, and S. Robinson**

AN ACT concerning

**Recycling – Bars and Restaurants – Beverage Containers**

FOR the purpose of requiring a certain distributor, on or before a certain date, to establish or participate in a certain program, approved by the Department of the Environment, for the collection and recycling of certain beverage containers; requiring a certain owner or manager of a certain bar or restaurant to separate, store, and arrange for the collection and recycling of certain beverage containers under certain circumstances; authorizing the Department to grant a waiver from certain requirements; requiring the Department to adopt certain regulations; defining certain terms; and generally relating to recycling requirements for distributors and bars and restaurants.

BY adding to

Article – Environment  
Section 9–1712  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters and the Committee on Economic Matters.

**House Bill 1088 – Delegates Niemann and Vaughn**

AN ACT concerning

**Business Regulation – Returnable Containers and Returnable Textiles – Revisions**

FOR the purpose of authorizing the owner of a returnable container or returnable textile to bring a certain civil action and to recover a certain amount in damages and certain attorney's fees; increasing certain penalties and fines for certain violations of law relating to returnable containers and returnable textiles; repealing a provision of law relating to the application for an arrest warrant for

certain persons under certain circumstances; and generally relating to returnable containers and returnable textiles.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 19–302, 19–304, 19–305, and 19–308  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1089 – Delegate Braveboy**

AN ACT concerning

**Vehicle Laws – Rental Vehicle Companies – Right of Subrogation**

FOR the purpose of establishing that a rental vehicle company has a certain right of subrogation against certain persons, including a person who rents a motor vehicle, for certain property damage, personal injury, and wrongful death claims paid by the rental vehicle company that arose out of the use or operation of the motor vehicle; and generally relating to rental vehicle companies and rights of subrogation.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 18–108(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Transportation  
Section 18–108(f)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1090 – Delegates Barnes, Braveboy, Davis, Hucker, and Olszewski**

AN ACT concerning

**Public Utilities – Consumer Relations – Tenant Payment of Landlord Utility Bills**

FOR the purpose of authorizing a certain tenant to prevent the termination of certain utility service by opening a new utility service account; authorizing a certain

tenant to have certain utility service restored by opening a new utility service account under certain circumstances; specifying that a certain tenant may not incur liability for certain charges by taking certain action; requiring a certain utility service provider to establish a new utility service account for a certain tenant; prohibiting a certain utility service provider from refusing or limiting certain rights, under certain circumstances; authorizing a certain tenant to deduct certain payments from rent due to a landlord, under certain circumstances; specifying that a tenant's failure to make certain payments authorizes a utility service provider to terminate service under certain circumstances; requiring a certain utility service provider to provide certain notice to a certain tenant within a certain period of time before terminating service; requiring a certain utility service provider to send a certain notice to a certain tenant in addition to notices sent to a landlord; authorizing a certain utility service provider to include certain information relating to a landlord's past due account in a notice to a certain tenant; authorizing a certain utility service provider to charge a landlord a certain fee for the cost of sending certain notices; requiring a certain utility service provider to include certain information on a certain notice; prohibiting the waiver of certain rights; requiring a certain complaint for failure to pay rent to include payments made by a certain tenant on a utility bill under certain circumstances; requiring a request for a certain judgment to be reduced by payments made by a certain tenant; requiring the determination of a certain judgment to include certain payments made by a certain tenant; defining certain terms; and generally relating to payment of a utility bill by a tenant.

BY adding to

Article – Public Utilities  
Section 7–309  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Real Property  
Section 8–401(b)(1)(iii) and (iv) and (c)(2)(ii) and (iii)2.D.  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Real Property  
Section 8–401(c)(2)(iii)1.  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters and the Committee on Economic Matters.

**House Bill 1091 – Delegate Jameson**



AN ACT concerning

**Agriculture – Easements – Renewable Energy Generation Facilities**

FOR the purpose of requiring, on written request of a landowner in an application to purchase an easement, an easement to authorize the landowner to use the land subject to the easement for renewable energy generation under certain circumstances; requiring, on written request of a landowner, the Maryland Agricultural Land Preservation Foundation to amend an easement to authorize the landowner to use the land subject to the easement for renewable energy generation under certain circumstances; requiring the Foundation to adopt certain regulations; defining certain terms; and generally relating to use of land under an easement held by the Foundation.

BY repealing and reenacting, without amendments,  
Article – Agriculture  
Section 2–509  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Agriculture  
Section 2–513(c)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Agriculture  
Section 2–513(c)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Public Utilities  
Section 7–701(l) and (m)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1092 – Delegates Gutierrez, Anderson, Carter, Clippinger,  
Cullison, Dumais, Ivey, A. Kelly, Lee, and Luedtke**

AN ACT concerning

**Public Safety – Firearms – Reporting Loss or Theft**

FOR the purpose of requiring certain persons who sell or transfer firearms to notify certain purchasers or recipients at the time of purchase or transfer that the purchaser or recipient is required to report a lost or stolen firearm to a certain law enforcement agency; requiring the owner of a firearm to report the loss or theft of a firearm to a certain law enforcement agency within a certain period of time after the owner discovers the loss or theft; requiring a law enforcement agency on receipt of a report of a lost or stolen firearm to report certain information to the Secretary of State Police and enter certain information into a certain database; establishing certain civil penalties; providing that the imposition of a certain penalty under this Act does not preclude the pursuit of any other authorized civil remedy or criminal prosecution; and generally relating to reports of lost or stolen firearms.

BY adding to

Article – Public Safety

Section 5–144

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 1093 – Delegates Stukes, Anderson, and Tarrant**

AN ACT concerning

#### **Transit Vehicles – Prohibited Acts – Use of Obscene Language**

FOR the purpose of prohibiting individuals from using obscene language in certain transit vehicles; limiting the applicability of this Act to the operator of and passengers in a transit vehicle with a certain seating capacity; providing for a certain penalty; and generally relating to the use of obscene language in certain transit vehicles.

BY repealing and reenacting, without amendments,

Article – Transportation

Section 7–101(n) and (p)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 7–705

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1094 – Delegates Conaway and Anderson**

AN ACT concerning

**Baltimore City – Speed Monitoring Systems – Penalty for Erroneous Citations**

FOR the purpose of requiring a court that finds that a citation for an alleged violation recorded by a speed monitoring system in Baltimore City was issued erroneously to require the person responsible for maintaining the speed monitoring system to pay a certain penalty to the person to whom the citation was issued; providing for the application of this Act; and generally relating to speed monitoring systems in Baltimore City.

BY adding to

Article – Transportation  
Section 21–809(k)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1095 – Delegates Carter, Braveboy, Dwyer, Glenn, and B. Robinson**

AN ACT concerning

**Law Enforcement Officers – Disciplinary Actions – Written Policy**

FOR the purpose of requiring a law enforcement agency to adopt a written policy and procedure to govern certain disciplinary actions that may be taken against a certain law enforcement officer by a certain date; requiring each written policy to include certain information; requiring, under certain circumstances, a law enforcement officer to be disciplined in accordance with a certain policy and procedure; requiring a law enforcement agency to state certain reasons for a departure from a certain policy in detail under certain circumstances; requiring a law enforcement agency that takes certain disciplinary action to post to the Internet monthly a certain summary; and generally relating to disciplinary actions against law enforcement officers.

BY repealing and reenacting, with amendments,

Article – Public Safety  
Section 3–108  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Safety  
Section 3–111.1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1096 – Delegate Hammen (Chair, Health and Government Operations Committee)**

**EMERGENCY BILL**

AN ACT concerning

**State Board of Physicians and Allied Health Advisory Committees – Sunset Extension and Program Evaluation**

FOR the purpose of continuing the State Board of Physicians and certain allied health advisory committees in accordance with the provisions of the Maryland Program Evaluation Act (Sunset Law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Board and the committees; requiring that an evaluation of the Board and the related allied health advisory committees and the statutes and regulations of the Board and the related allied health advisory committees be performed on or before a certain date; altering to a certain date the termination provision related to the Perfusion Advisory Committee; stating the policy of the State regarding the regulation and control of health occupations in the State; stating that the health occupation boards are created to function in a certain way with a certain intent; altering the membership of the Board; altering the powers and duties of the Board; repealing a certain provision of law regarding entry onto private premises for a certain purpose; authorizing the Board's executive director to apply for a certain search warrant under certain circumstances; requiring the application for the warrant to meet certain requirements; authorizing a judge who receives a certain search warrant application to issue a warrant under certain circumstances; requiring a certain search warrant to include certain information and be executed and returned to a certain individual within a certain period of time; clarifying that certain fees charged by the Board, which must be set so as to approximate the cost of maintaining the Board, include the cost of providing a certain rehabilitation program; establishing certain disciplinary panels through which certain allegations must be resolved; requiring the chair of the Board to assign each member of the Board to one of the disciplinary panels; providing for the composition and chairs of the disciplinary panels; authorizing the chair of the Board to serve as an ex-officio member of a certain disciplinary panel; specifying the quorum of a disciplinary panel; authorizing a disciplinary panel to conduct a certain investigation; requiring a disciplinary panel to determine the final disposition of a complaint against a physician or an allied health professional, except under

certain circumstances; providing that each disciplinary panel has the independent authority to make a final determination regarding a certain matter; prohibiting the Board from voting to approve or disapprove an action of a disciplinary panel; requiring a disciplinary panel to consult with the chair of a certain allied health advisory committee, or the chair's designee, under certain circumstances; requiring a complaint to be assigned to a disciplinary panel after the completion of a certain investigation by the Board; authorizing a disciplinary panel to enter into a consent order with a physician or an allied health professional after conducting a certain meeting; requiring the chair of a certain disciplinary panel to refer a complaint to the other disciplinary panel under certain circumstances; prohibiting a certain disciplinary panel, or its members, from continuing to handle or participating in disciplinary proceedings regarding a complaint under certain circumstances; authorizing a disciplinary panel, instead of the Board, to take certain action regarding a complaint or come to a certain agreement with a licensee; requiring a disciplinary panel, instead of the Board, to refer certain allegations to a certain entity for peer review; requiring a disciplinary panel, instead of the Board, to obtain a certain number of peer review reports for certain allegations; requiring a disciplinary panel, instead of the Board, to offer certain complainants and licensees an opportunity to mediate certain disputes; authorizing a disciplinary panel, instead of the Board, to determine, for certain allegations, that an agreement for corrective action is warranted; requiring a disciplinary panel, instead of the Board, to notify certain licensees of identified deficiencies and enter into a certain corrective action; prohibiting a disciplinary panel, instead of the Board, from entering into an agreement for corrective action under certain circumstances; requiring a disciplinary panel, instead of the Board, to evaluate licensees with whom the disciplinary panel has entered into an agreement for corrective action and to take certain action under certain circumstances; requiring a disciplinary panel to provide certain individuals an opportunity to appear before the disciplinary panel under certain circumstances; authorizing a disciplinary panel, instead of the Board, to take certain disciplinary action against a physician or allied health professional under certain circumstances; clarifying that an affirmative vote of the majority of the quorum of the Board or of the quorum of a disciplinary panel is required before the Board or the disciplinary panel takes certain action; requiring a disciplinary panel, instead of the Board, to take certain disciplinary action against a certain physician or allied health professional under certain circumstances; prohibiting a disciplinary panel, instead of the Board, from taking disciplinary action against a certain physician under certain circumstances; requiring a disciplinary panel, instead of the Board, to give a certain individual an opportunity for a certain hearing; requiring a disciplinary panel, instead of the Board, to pass an order under certain circumstances; authorizing a disciplinary panel, instead of the Board, to reinstate certain licenses under certain circumstances; requiring a disciplinary panel to notify the Board of certain license reinstatements; providing that proceedings, records, and files of a disciplinary panel are not discoverable or admissible in certain actions except under certain circumstances; prohibiting a disciplinary panel from disclosing information in a

record except under certain circumstances; requiring the Board to disclose the filing of charges and initial denials of licensure on the Board's Web site; requiring a disciplinary panel to disclose certain information in a record under certain circumstances; requiring certain licensee profiles to include a summary of charges filed against the licensee, including a copy of the charging document, under certain circumstances; requiring that licensee profiles include a certain disclaimer; requiring the Board to include certain information on a licensee's profile within a certain time period; requiring that a certain report that certain entities are required to file with the Board include a certain statement under certain circumstances; authorizing the Board to impose a certain civil penalty on an alternative health system that fails to file a certain report; requiring the Board to remit a certain penalty to the General Fund of the State; repealing the requirement that a circuit court of the State impose a civil penalty on an alternative health system that fails to file a certain report; requiring a certain court reporting requirement to be enforced by the imposition of a certain civil penalty; authorizing a disciplinary panel, instead of the Board, to take certain action against a physician who performs acupuncture under certain circumstances; requiring the chairs of certain committees, or the chairs' designees, to serve in an advisory capacity to the Board; requiring certain committees to submit an annual report to the Board; requiring the Board to consider all recommendations of certain committees and annually provide a certain report to the committees; requiring the Board to create and maintain a certain profile on certain licensees; requiring the profiles to contain certain information; requiring the Board to forward a written copy of certain profiles to a person under certain circumstances; requiring the Board to maintain certain profiles on the Board's Web site; requiring the Board to provide a mechanism for correcting factual inaccuracies in certain profiles; requiring the Polysomnography Professional Standards Committee to elect a chair every certain number of years; repealing the requirement that the Board provide a certain explanation to the Physician Assistant Advisory Committee; repealing the requirement that the Board assess a certain fee under certain circumstances; requiring the Board to submit a certain report to certain committees of the General Assembly and the Department of Legislative Services on or before a certain date and annually thereafter for a certain period of time; exempting the Board and the related allied health advisory committees from certain provisions of law requiring a certain preliminary evaluation; making this Act an emergency measure; defining certain terms; making certain conforming, stylistic, and technical changes; and generally relating to the State Board of Physicians and the related allied health advisory committees.

BY adding to

Article – Health Occupations

Section 1–102, 14–101(a–1) and (c–1), 14–206.1, 14–401, 14–416, 14–5A–18.1, 14–5B–15.1, 14–5C–06(d), 14–5C–18.1, 14–5D–16.1, 14–5E–18.1, 15–101(i–1), and 15–316.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 14–101(a) and 15–101(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–101(m), 14–202(a), 14–205, 14–206(d)(1), 14–207(b), 14–401, 14–403 through 14–405.1, 14–406, 14–407(a), 14–408, 14–409(a), 14–410, 14–411(a), (b), (d)(1)(ii), (i), (j)(2)(i), (l)(2), (m), (r), and (s), 14–411.1(b), (c)(2), and (f), 14–413, 14–414, 14–504(g), 14–506(b)(2), 14–5A–04(a), 14–5A–06(d), 14–5A–07, 14–5A–16, 14–5A–17, 14–5A–17.1, 14–5A–18(f), 14–5A–19, 14–5A–25, 14–5B–04(a), 14–5B–05(c), 14–5B–06, 14–5B–13, 14–5B–14, 14–5B–14.1, 14–5B–15(f), 14–5B–16, 14–5B–21, 14–5C–04(a), 14–5C–07, 14–5C–16, 14–5C–17, 14–5C–18(f), 14–5C–19, 14–5C–25, 14–5D–03(a), 14–5D–05(e), 14–5D–06, 14–5D–14, 14–5D–15, 14–5D–16, 14–5D–20, 14–5E–04(a), 14–5E–06(d), 14–5E–07, 14–5E–15, 14–5E–16, 14–5E–18(f), 14–5E–19, 14–5E–25, 14–603, 14–702, 15–103(h), 15–202(d) and (e), 15–205, 15–206(a), 15–302(g), 15–312, 15–314 through 15–316, and 15–502

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing

Article – Health Occupations

Section 15–310(e)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 8–403(b)(6), (45), (48), (49), (53), (59), and (63)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1097 – Delegates Cardin, Morhaim, and Stein**

AN ACT concerning

**Condemnation Proceedings – Compensation and Payment of Fees**

FOR the purpose of establishing that damages to be awarded when land, or any part of it, is taken in a certain condemnation proceeding by a certain entity is three times the fair market value of the part taken; authorizing the fair market value of property in condemnation proceedings by certain entities to be determined in a certain manner; requiring the condemnation authority to pay all costs of a certain appraisal; requiring the plaintiff in a condemnation proceeding to pay reasonable legal, expert, appraisal, and engineering fees actually incurred by the defendant; defining a certain term; and generally relating to compensation and payment of fees by certain private companies and public service companies in condemnation proceedings.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 12–104, 12–105, and 12–106  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1098 – Delegates Olszewski, Minnick, Weir, Barnes, Braveboy, Frick, Healey, Hucker, Love, McHale, Mizeur, Murphy, Niemann, Vaughn, Wilson, and Zucker**

AN ACT concerning

**Procurement – Prevailing Wage – Applicability**

FOR the purpose of altering a certain limitation on the applicability of the Prevailing Wage Law to the construction of a public work by revising a certain definition; and generally relating to the applicability of the Prevailing Wage Law.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 17–201  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1099 – Delegate Dumais**

AN ACT concerning

**Maryland Collaborative Reproduction Act**

FOR the purpose of establishing the Maryland Collaborative Reproduction Act; establishing the purposes of this Act; establishing certain rights and obligations



of certain intended parents who use gamete or embryo donors to conceive a child through collaborative reproduction; establishing certain rights of a child conceived through collaborative reproduction; establishing that a gamete or embryo donor is not a parent of a child conceived through collaborative reproduction under certain circumstances; establishing that a gestational carrier agreement is enforceable in the State under certain circumstances; specifying certain requirements for parties who enter into a gestational carrier agreement; specifying certain requirements for the contents of a gestational carrier agreement; specifying the effect of the dissolution of the marriage or partnership of a gestational carrier or an intended parent on a gestational carrier agreement; prohibiting an embryo transfer from occurring under certain circumstances; specifying the effect of an unauthorized embryo transfer; specifying the effect of the death of an intended parent on a gestational carrier agreement; authorizing an intended parent to revoke consent to a gestational carrier agreement under certain circumstances; providing for the resolution of disputes under a gestational carrier agreement; authorizing a party to a gestational carrier agreement to file a petition for parentage; establishing the jurisdiction of a circuit court of the State over a petition for parentage under certain circumstances; specifying the required contents of a petition for parentage; requiring a court to issue an order of parentage under certain circumstances; establishing the legal effect of an order of parentage; requiring an order of parentage to be sealed under certain circumstances; requiring that, in the absence of an order of parentage, the parentage of a child born as the result of a gestational carrier agreement be determined in a certain manner; providing for the issuance of a birth certificate under certain circumstances; prohibiting certain persons who have been convicted of certain crimes from being involved in the business of collaborative reproduction; establishing certain criminal penalties; defining certain terms; providing for the application of this Act; making the provisions of this Act severable; and generally relating to the Maryland Collaborative Reproduction Act.

BY adding to

Article – Family Law

Section 5–901 through 5–914 to be under the new subtitle “Subtitle 9. Maryland Collaborative Reproduction Act”

Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1100 – Delegates Morhaim, McIntosh, Hixson, Barve, Branch, Holmes, Tarrant, Cane, Feldman, Barnes, F. Turner, McHale, Rosenberg, Kaiser, Boteler, Weir, Frank, Aumann, Hubbard, Clagett, Donoghue, Lafferty, Smigiel, Braveboy, Hucker, Kach, Ivey, Glenn, Love, Stein, Vaughn, Haynes, Gutierrez, Carr, Cullison, Stukes, Bobo, Cardin, M. Washington, A. Kelly, Lee, Reznik, Kramer, Gilchrist, Frush, B. Robinson, Valderrama, Zucker, Conaway, Carter, Wilson, Glass,**

**Oaks, Luedtke, S. Robinson, Mizeur, Niemann, Summers, A. Miller, Murphy, V. Turner, Nathan–Pulliam, Minnick, and Arora**

AN ACT concerning

**Maryland Compassionate Care Act**

FOR the purpose of establishing an independent Medical Marijuana Oversight Commission; providing for the purpose and membership of the Commission; specifying the terms of the initial members of the Commission; providing for the appointment of a chair and vice chair of the Commission; providing that a member of the Commission may not receive certain compensation but is entitled to certain reimbursement; authorizing the Commission to employ a certain staff; requiring the Commission to consult with certain experts and to meet with a certain frequency; providing for the powers and duties of the Commission; authorizing the Commission to contract with certain entities; requiring the Commission to adopt certain regulations on or before a certain date; authorizing the Commission to suspend or revoke certain registrations; authorizing the Commission to inspect certain entities; requiring the Commission to approve certain certifications of certain physicians; requiring a physician certification to be renewed annually; requiring a certain proposal from a physician to the Commission to include certain information; encouraging the Commission to approve certain applications; exempting certain physicians from certain penalties for certain actions; requiring a certifying physician to submit a certain annual report to the Commission at a certain time; authorizing the Commission to set certain fees; authorizing an academic medical center to apply to the Commission to conduct certain research; requiring the Commission to approve certain applications for registration from academic medical centers; providing the expiration and renewal of proposal from a registered academic medical center; requiring a proposal from an academic medical center to include certain information; encouraging the Commission to approve certain applications from academic medical centers; requiring a registered academic medical center to submit a certain annual report to the Commission at a certain time; requiring the Commission to issue a request for applications for registration as a grower; requiring the Commission to require an applicant for registration as a registered grower to provide certain information; requiring the Commission to approve the fewest number of registered growers as is reasonable; providing for the expiration and renewal of a registration as a registered grower; providing that a registered grower is exempt from certain State and local penalties for certain actions; requiring a registered grower to meet certain security and safety standards and submit to certain testing of certain marijuana; requiring a registered grower to conduct a certain background check on certain employees; prohibiting a registered grower from holding certain registrations or being a certifying physician; prohibiting certain individuals from being an employee of a registered grower unless the registered grower is also an academic medical center; requiring the Commission to adopt certain regulations after consulting with the Department of Agriculture and the Department of State Police;

requiring the Commission to establish certain fees; requiring the Commission to establish a registration program to register dispensing pharmacies, dispensing centers, and academic medical centers; requiring the Commission to require an applicant for a dispensing center, a dispensing pharmacy, or an academic medical center registration to provide certain information to the Commission; requiring the Commission to charge certain fees for certain applications and for the issuance of certain registrations; providing that a registered academic center is not required to be registered as a dispensing center; requiring certain entities seeking to operate as a dispensing center to perform a certain criminal history records check on each employee; prohibiting certain individuals from obtaining a registration to operate a dispensing center or to be an employee of a dispensing center; requiring certain entities to require employees of the entity to submit to certain drug testing; requiring the Commission to issue a certain registration if certain conditions are met; authorizing the Commission to set reasonable limits on the number of dispensing centers in the State or in a geographic area; requiring the Commission to assign a certain identification number to certain entities; providing that a denial of a certain application shall be considered a final agency decision for a certain purpose; requiring entities that have been issued a certain registration to display the registration in a certain manner and to report certain changes to the Commission at a certain time; prohibiting entities that have been issued a certain registration from holding certain registrations or being a certifying physician; providing for certain restrictions on the advertisement of the sale of marijuana; requiring the Commission, in consultation with State and local law enforcement, to develop certain regulations providing for the issuance of registry identification cards; requiring the Commission to issue a registry identification card to certain patients; requiring a qualifying patient to submit certain information to the Commission; providing for the manner in which the Commission shall approve, deny, and issue a registry identification card; requiring the Commission to deny a request for a primary caregiver for certain reasons; requiring each applicant that serves as a primary caregiver to submit to a certain criminal history records check; prohibiting certain individuals from serving as primary caregivers; requiring a registry identification card to include certain information; requiring a primary caregiver or qualifying patient to provide a certain notice to the Commission under certain circumstances within a certain time period; requiring a certifying physician or registered academic medical center to provide a certain notice to certain patients and the Commission under certain circumstances and within a certain time period; requiring the Commission to establish certain procedures and to maintain a certain list of individuals to whom the Commission has issued registry identification cards; prohibiting employees of State and local law enforcement from querying certain records; exempting certain persons from certain penalties when acting in accordance with this Act; providing that the possession of, or application for, a registry identification card does not constitute probable cause to conduct a certain search or inspection; providing that an individual may not be subject to certain arrest or prosecution for being in the presence or vicinity of the medical use of marijuana as authorized by this Act; authorizing certain entities to sell or

distribute a certain amount of marijuana in a certain time to certain individuals under certain circumstances; requiring registered dispensing pharmacies and registered dispensing centers to follow certain procedures and maintain certain records; providing that a qualifying patient may be registered at only one registered dispensing pharmacy or registered dispensing center at any time; providing for the construction of this Act; providing that this Act may not be construed to provide certain immunity to certain persons; providing that this Act may not be construed to require certain insurance reimbursement; requiring the Commission to submit certain reports to the Governor and the General Assembly on or before certain dates; authorizing the Commission to accept certain funds; requiring the Commission to use certain fees in a certain manner; authorizing the Commission to distribute certain funds to certain entities for a certain purpose; authorizing the Commission to provide certain funds to the General Fund; defining certain terms; and generally relating to marijuana for medical use.

BY adding to

Article – Health – General

Section 13–3101 through 13–3116 to be under the new subtitle “Subtitle 31.  
Medical Marijuana”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Judiciary.

**House Bill 1101 – Delegates Morhaim, McIntosh, Hixson, Barve, Branch, Feldman, Tarrant, Barnes, Cane, McHale, Malone, F. Turner, Kach, Claggett, Cluster, Hubbard, Aumann, Lafferty, Frank, Rosenberg, Ivey, Glenn, Love, Stein, Vaughn, Haynes, Gutierrez, Carr, Cullison, Stukes, Bobo, Cardin, M. Washington, A. Kelly, Reznik, Kramer, Gilchrist, Frush, B. Robinson, Valderrama, Donoghue, Zucker, Weir, Conaway, Carter, Wilson, Glass, Oaks, Luedtke, S. Robinson, Mizeur, Niemann, Summers, A. Miller, Murphy, V. Turner, Nathan–Pulliam, Minnick, and Arora**

AN ACT concerning

### **Medical Marijuana – Academic Medical Centers**

FOR the purpose of establishing the Medical Marijuana Commission; providing for the purpose and the membership of the Commission; providing for the terms of the members of the Commission; requiring the Governor to designate the chair of the Commission; providing that a member of the Commission may not receive certain compensation but is entitled to certain reimbursement; authorizing the Commission to employ a certain staff; requiring the Commission to issue a certain request for applications at least annually; requiring a certain

application submitted by an academic medical center to include certain information; requiring the Commission to set certain application and renewal fees; requiring the Commission to establish a certain application review process; requiring certain reviewers to review, evaluate, and rate certain applications and to make certain recommendations; authorizing the Commission to grant a certain approval; requiring certain academic medical centers to provide certain data on a certain basis to the Department of Health and Mental Hygiene; requiring the Department to make certain data available to law enforcement in a certain manner; providing that an academic medical center operating a certain program may obtain marijuana only from certain sources; subjecting an academic medical center to certain requirements if an academic medical center utilizes caregivers as part of a certain program; requiring certain academic medical centers to provide a certain annual report to the Commission; requiring a certain academic medical center to apply annually to the Commission for a certain renewal in accordance with certain procedures; providing that certain academic medical centers are subject to certain inspection by the Commission; authorizing the Commission to rescind approval of certain programs under certain circumstances; requiring the Commission to provide a certain report to the Governor and General Assembly on or before a certain date each year; requiring the Department to license medical marijuana growers for a certain purpose; providing that certain entities may provide marijuana only to certain academic medical centers; requiring the Department to establish certain security and manufacturing requirements; authorizing the Department to inspect certain growers; authorizing the Department to impose certain penalties or rescind certain licenses; exempting certain persons from certain penalties when acting in accordance with this Act; providing that a person may not distribute, possess, manufacture, or use certain marijuana; providing for certain penalties; providing for the construction of this Act; defining certain terms; and generally relating to marijuana for medical use.

BY adding to

Article – Health – General

Section 13–3101 through 13–3110 to be under the new subtitle “Subtitle 31.  
Medical Marijuana”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Judiciary.

**House Bill 1102 – Delegates Olszewski, Schuh, Barnes, Braveboy, Burns, Feldman, Haddaway–Riccio, Hucker, Jameson, Kramer, Love, Minnick, and S. Robinson**

AN ACT concerning

**Renewable Energy Portfolio Standard – Qualifying Biomass**

FOR the purpose of limiting the eligibility of qualifying biomass as a Tier 1 renewable source for the purposes of the renewable energy portfolio standard to qualifying biomass used at a generation unit that started commercial operation on or after a certain date and that achieves a certain total system efficiency; providing that qualifying biomass used at a certain generation unit that started commercial operation on or before a certain date or that achieves not more than a certain percentage of total system efficiency is eligible as a Tier 2 renewable source; providing for the application of this Act; defining certain terms; and generally relating to the renewable portfolio standard for qualifying biomass.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–701 and 7–704(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1103 – Delegate McComas**

AN ACT concerning

#### **Speed Monitoring and Work Zone Speed Control Systems – Expansion and Modifications**

FOR the purpose of authorizing local jurisdictions to use certain speed monitoring systems to enforce certain speed laws on all highways in their jurisdictions under certain standards and procedures; requiring a county, before using a speed monitoring system at a certain location, to provide a certain municipal corporation instead of the county a certain opportunity to use a speed monitoring system at the location; requiring a municipal corporation, before using a speed monitoring system at a certain location, to provide a certain county instead of the municipal corporation a certain opportunity to use a speed monitoring system at the location; prohibiting a speed monitoring system from being placed within a certain distance of another speed monitoring system under certain circumstances; requiring the placement of certain signs indicating that speed monitoring systems are in use; repealing a certain requirement that a work zone speed control system be placed only on certain highways with a certain minimum speed limit; providing that a work zone speed control system may be used only when a worker is present on the roadway, median divider, or shoulder within or adjacent to the work zone; requiring local jurisdictions to maintain or participate in certain Web sites for certain purposes; requiring the Department of State Police and the State Highway Administration jointly to maintain a certain Web site; requiring a Web site maintained or participated in under this Act to include certain features and information relating to paying penalties online and requesting administrative review of a citation online or by

mail; altering the identity of the person who must sign a certain statement alleging a violation in support of a certain citation; requiring certain information and instructions to be included in certain citations; repealing certain provisions authorizing a person receiving a certain citation to have a certain operator present to testify at a certain trial; establishing procedures that a person contesting a certain citation online or by mail must follow; requiring an administrative agency considering certain requests for review to mail or electronically transmit a decision within a certain period of time; authorizing the District Court and certain administrative agencies to consider certain evidence in defense of a violation; increasing the maximum penalties for violations recorded in school zones during certain times and by work zone speed control systems; providing for certain penalties and the accrual of a certain amount of interest for failure to pay certain penalties on time; requiring certain recorded images to be retained for a certain period of time; requiring certain recorded images to be destroyed promptly; altering the definition of “recorded image” for purposes of speed monitoring systems and work zone speed control systems to provide that one recorded image may constitute a recorded image if it includes a certain data bar and certain information; and generally relating to speed monitoring and work zone speed control systems.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–809 and 21–810  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 1104 – Delegate Afzali**

AN ACT concerning

#### **Food Processing Plants – License Fees – Farms and Civic and Nonprofit Organizations**

FOR the purpose of limiting to a certain amount the fee that may be charged for a food processing plant license under certain provisions of law to certain farms and civic and nonprofit organizations, under certain circumstances; and generally relating to license fees for food processing plants.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 21–301(g)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General  
Section 21–308  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1105 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages Sales – Prohibition on Use of  
Self-Scanning Cash Registers  
PG 311–13**

FOR the purpose of prohibiting a retail alcoholic beverages licensee in Prince George’s County from selling alcoholic beverages by means of a self-scanning cash register or a certain other automated system that may be operated on a self-service basis by a customer; providing a certain penalty; and generally relating to the retail sale of alcoholic beverages in Prince George’s County.

BY adding to  
Article 2B – Alcoholic Beverages  
Section 12–217.1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1106 – Delegate Clippinger**

AN ACT concerning

**Criminal Procedure – Search Warrants – Application and Affidavit**

FOR the purpose of authorizing a court to seal an application for a search warrant or a search warrant under certain circumstances; authorizing the court to grant multiple 30-day extensions of the time that certain documents are to remain sealed under certain circumstances; requiring certain documents to be unsealed and delivered to certain persons after the expiration of a certain time period; making certain conforming changes; and generally relating to search warrants.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 1–203(a) and (e)  
Annotated Code of Maryland



(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1107 – Prince George’s County Delegation**

AN ACT concerning

**Task Force on the Membership and Operation of the Prince George’s County  
Board of Education  
PG 411–13**

FOR the purpose of establishing the Task Force on the Membership and Operation of the Prince George’s County Board of Education; providing for the chairs and staff for the Task Force; prohibiting a member of the Task Force from receiving certain compensation but entitling members to reimbursement for certain expenses; requiring the Task Force to make certain recommendations, including recommendations regarding the method of selecting the Prince George’s County Board of Education; requiring the Task Force to hold a certain number of public meetings in certain locations that allow certain persons to testify about certain issues; requiring the Task Force to submit a certain report to certain persons on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force on the Membership and Operation of the Prince George’s County Board of Education.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1108 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County Board of Education – Public High Schools – Outdoor  
Artificial Turf Fields  
PG 404–13**

FOR the purpose of requiring the Prince George’s County Board of Education to install an outdoor artificial turf field at each public high school in the county on or before a certain date; and generally relating to public high school athletic fields and the Prince George’s County Board of Education.

BY adding to

Article – Education

Section 4–128

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1109 – Delegates Carter, Anderson, and Braveboy**

AN ACT concerning

**Criminal Procedure – Defendants Held on No Bail Status – Comprehensive Risk Assessment**

FOR the purpose of providing that in a case that does not involve a charge of a certain crime of violence, if a court orders a defendant to be held on no bail status, the applicable pretrial services unit shall immediately perform a certain risk assessment to make a certain determination; providing that on completion of a certain risk assessment, the court shall immediately conduct a certain hearing to review the no bail status in light of the results of the risk assessment; and generally relating to defendants held on no bail status.

BY adding to

Article – Criminal Procedure

Section 5–103

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1110 – Delegates Kramer, Arora, Barkley, Bobo, Dumais, Frick, Luedtke, Pendergrass, and Wood**

AN ACT concerning

**Consumer Protection – Sales of Tires – Limitations and Required Notice**

FOR the purpose of prohibiting a merchant from selling a tire to a consumer in the State as a new tire if the tire is a retreaded, previously used, or recycled tire or was manufactured more than a certain number of years before the date of sale; requiring a merchant who sells a certain tire to a consumer to provide a certain notice and certain disclosure to the consumer relating to tire age and safety; providing for the construction of this Act; providing that the failure of a merchant to comply with the requirements of this Act may not be considered evidence of negligence or contributory negligence and is inadmissible in a certain civil action; establishing a certain penalty for a violation of this Act; defining certain terms; and generally relating to sales of tires and notices relating to tire age and safety.

BY adding to

Article – Commercial Law

Section 14–1324

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1111 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Authority to Impose Fees for Use of Disposable  
Bags  
PG 401–13**

FOR the purpose of authorizing Prince George’s County to impose, by law, a fee on certain retail establishments for use of disposable bags as part of a retail sale of products; defining certain terms; and generally relating to the authority for Prince George’s County to impose a fee for use of disposable bags.

BY adding to

Article 24 – Political Subdivisions – Miscellaneous Provisions

Section 25–101 to be under the new title “Title 25. Fees for Use of Disposable  
Bags in Prince George’s County”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters and the  
Committee on Economic Matters.

**House Bill 1112 – Delegates Mitchell, Clippinger, Cluster, Hough, Lee,  
McDermott, B. Robinson, and Valentino-Smith**

AN ACT concerning

**Criminal Procedure – Persons Committed as Not Criminally Responsible –  
Release**

FOR the purpose of requiring the State’s Attorney to be a party to, and have certain rights in, certain proceedings relating to the release of a person committed to the Department of Health and Mental Hygiene as not criminally responsible under the test for criminal responsibility; requiring that notice to the State’s Attorney of a certain release hearing be sent at least a certain period of time before the hearing and include a certain evaluation and report; requiring the Office of Administrative Hearings, in recommending the conditions of a conditional release, to give consideration to specific conditions recommended by the State’s Attorney; providing for certain de novo hearings in certain release cases where the underlying crime is a certain crime of violence; authorizing a court considering a certain release to continue its hearing to take additional evidence; altering the determination that a court is required to make with

regard to certain evidence in considering whether to order continued commitment, conditional release, or discharge from commitment; requiring the Office to schedule a hearing on an application for release and provide a certain notice; repealing the authority of a committed person to request a trial by jury in certain circumstances; requiring a court to hold, and provide a certain notice of, a hearing on certain applications related to release of a certain committed person, under certain circumstances; making certain conforming changes; and generally relating to the release of persons committed to the Department of Health and Mental Hygiene as not criminally responsible.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 3–114 through 3–120 and 3–122  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 1113 – Delegate Bohanan**

AN ACT concerning

#### **Procurement – Disclosure Requirements and Penalties**

FOR the purpose of making it a misdemeanor, subject to a certain penalty, for a procurement officer to disclose to certain persons certain information regarding a procurement; establishing a certain penalty for a procurement officer who discloses to certain persons certain information regarding a procurement; establishing certain penalties for persons that make certain offers or promises to or solicit or obtain certain information from certain procurement officials; requiring a procurement officer to disclose certain information to the procurement officer's supervisor; establishing a certain penalty for a procurement officer who fails to disclose certain information under a certain provision of this Act; establishing a certain penalty for a former official or employee of State government or a former member of the General Assembly who engages in certain activities related to certain procurement matters; and generally relating to disclosure requirements and penalties relating to procurement.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 13–202(a) and 13–211  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Finance and Procurement

Section 13–211.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 15–504(d)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1114 – Delegates Mitchell, Dumais, Carter, Frank, Frush, Gaines, Haddaway–Riccio, McComas, McDermott, McIntosh, Morhaim, Rosenberg, Stocksdales, Szeliga, and M. Washington**

AN ACT concerning

**Health Care Malpractice – Awards and Judgments – Periodic Payments**

FOR the purpose of requiring periodic payments of certain damages in excess of a certain amount for certain health care malpractice causes of action; establishing procedures and requirements relating to periodic payments and annuities for funding periodic payments; providing for the application of this Act; and generally relating to periodic payments for future damages in medical malpractice actions.

BY renumbering  
Article – Courts and Judicial Proceedings  
Section 3–2A–10  
to be Section 3–2A–11  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Courts and Judicial Proceedings  
Section 3–2A–10  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1115 – Delegates Cullison, Costa, Elliott, Kach, A. Kelly, Krebs, Oaks, and Reznik**

AN ACT concerning

**Health Occupations Boards – License Renewal, Investigation of Alleged  
Violations, and Immunity from Liability**

FOR the purpose of authorizing certain health occupations boards within the Department of Health and Mental Hygiene to establish a certain electronic system for the purpose of distributing certain licenses, permits, certifications, or registrations; requiring the system to meet certain requirements; requiring certain boards to discontinue sending by first-class mail certain renewal notices and a renewed license, permit, certificate, or registration; requiring certain boards to send by electronic means certain renewal notices and a renewed license, permit, certification, or registration; requiring certain boards to continue to send by first-class mail an initial license, permit, certification, or registration; requiring certain health occupations boards to investigate certain violations of law; providing immunity from liability for certain persons who provide certain information to certain health occupations boards or participate in certain activities; authorizing certain health occupations boards to send a certain notice by electronic means or first-class mail; providing that certain individuals who act in good faith and within the scope of jurisdiction of certain boards are not civilly liable for providing certain information or for participating in certain activities; defining certain terms; altering certain definitions; making certain conforming and stylistic changes; and generally relating to the health occupations boards and license renewal, investigation of alleged violations, and immunity from liability.

BY adding to

Article – Health Occupations  
Section 1–220, 1A–207, 5–207, 17–207, and 20–208  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations  
Section 1A–205, 1A–306(b), 2–308(b), 3–308(b), 3–5A–10(b), 4–309, 4–505,  
5–205, 5–308(b), 7–314(b), 9–311(b), 10–205, 10–311(b), 11–205,  
11–308(b), 13–206, 16–307(b), 17–504(b), 19–205, and 20–310(b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Health Occupations  
Section 1A–306(a), 2–308(a), 3–308(a), 3–5A–10(a), 5–308(a), 7–314(a),  
9–311(a), 10–311(a), 11–308(a), 16–307(a), 17–504(a), and 20–310(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings  
Section 5–702, 5–703, 5–706, 5–707, and 5–719  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY adding to

Article – Courts and Judicial Proceedings  
Section 5–722 through 5–724  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1116 – Delegate Bromwell**

AN ACT concerning

#### **Cosmetic Surgery – Regulation**

FOR the purpose of requiring an office or a facility in which a cosmetic surgical procedure is performed to be licensed by the Secretary of Health and Mental Hygiene as a freestanding ambulatory care facility; authorizing the State Board of Physicians to take certain disciplinary action against a licensee who performs a cosmetic surgical procedure in a certain facility without being approved through a certain credentialing process or participating in a certain practitioner performance evaluation process; altering certain definitions; defining a certain term; and generally relating to regulation of cosmetic surgery by the State Board of Physicians and the Department of Health and Mental Hygiene.

BY renumbering

Article – Health – General  
Section 19–3B–01(d) through (l), respectively  
to be Section 19–3B–01(e) through (m), respectively  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General  
Section 19–3B–01(a) and 19–3B–02(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General  
Section 19–3B–01(b) and (c)  
Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General

Section 19–3B–01(c)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–101(d) and 14–404(a)(41)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1117 – Delegate Donoghue**

AN ACT concerning

#### **Motor Vehicle Liability Insurance – Mandatory Coverage – Medical and Hospital Benefits**

FOR the purpose of requiring each insurer that provides motor vehicle liability insurance in the State to provide certain medical and hospital benefits to certain individuals under certain circumstances; establishing the minimum amount of certain coverage and the qualifying expenses that may be claimed under the coverage; authorizing the exclusion of certain benefits from coverage for certain individuals under certain circumstances; providing for certain coordination of benefits of certain coverage with certain other motor vehicle liability insurance; prohibiting certain surcharges and retiering of certain coverage under certain circumstances; providing for the payment of certain benefits in a certain manner; requiring an insurer to provide certain notice under certain circumstances; providing for certain interest on certain overdue payments; and generally relating to motor vehicle liability insurance.

BY adding to

Article – Insurance

Section 19–505.1

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 19–507 and 19–508

Annotated Code of Maryland



(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1118 – Delegates Stein, Cardin, and Morhaim**

AN ACT concerning

**Public Safety – Gas Pipelines – Gas Leak Response**

FOR the purpose of requiring the Public Service Commission to adopt regulations to classify certain gas leaks and to require certain gas transmission companies to remediate and monitor those leaks in a certain manner; requiring the Commission to adopt regulations to establish a certain penalty; requiring a gas transmission company to respond to a report of certain gas leaks in a certain manner; requiring a gas transmission company to receive and investigate reports of suspected leaks within a certain time frame; requiring the Commission to impose a certain penalty if a gas transmission company fails to respond to a report of a suspected gas leak within a certain time frame; requiring a gas transmission company to receive and investigate a report of a suspected gas leak from certain persons in the same manner as the gas transmission company would respond to an internally generated report; providing for the jurisdiction and enforcement authority of the Commission; defining certain terms; and generally relating to gas leaks.

BY adding to

Article – Public Safety

Section 15–101 through 15–104 to be under the new title “Title 15. Gas Pipeline Safety”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1119 – Delegates Zucker, Wilson, James, Arora, Aumann, Bates, Beitzel, Bobo, Bohanan, Branch, Cane, Carr, Conway, Cullison, DeBoy, Eckardt, Gaines, Griffith, Gutierrez, Guzzone, Haddaway–Riccio, Haynes, Jameson, Jones, Kaiser, A. Kelly, Luedtke, McConkey, Mitchell, Mizeur, Morhaim, Murphy, Pena–Melnik, Proctor, Reznik, B. Robinson, S. Robinson, Sophocleus, Stocksdales, Szeliga, F. Turner, Walker, M. Washington, and Wood**

AN ACT concerning

**Department of Budget and Management – Foster Youth Summer Internship Pilot Program**

FOR the purpose of requiring the Secretary of Budget and Management, with the assistance of the Secretary of Human Resources and in consultation with certain persons, to develop and implement the Foster Youth Summer Internship Pilot Program; specifying the purposes of the Program; specifying that an internship under the Program may be unpaid and shall continue for a certain period; requiring the Program to be established in at least three counties in the State; requiring the Secretary of Budget and Management to coordinate with certain State agencies on establishing certain internships; authorizing agencies participating in the Program to take certain actions; establishing certain eligibility requirements for individuals participating in an internship under the Program; requiring the Secretary of Budget and Management, in consultation with the Secretary of Human Resources, to issue certain reports to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly by certain dates; specifying the contents of the reports; providing for a delayed effective date; providing for the termination of this Act; defining certain terms; and generally relating to internship opportunities for certain foster youth.

BY adding to

Article – Human Services

Section 5–318.1

Annotated Code of Maryland

(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1120 – Delegates Jacobs, Haddaway–Riccio, and Hershey**

AN ACT concerning

**Mental Hygiene Administration – Upper Shore Community Mental Health Center – Reopening and Maintenance**

FOR the purpose of requiring that the Upper Shore Community Mental Health Center be maintained under the direction of the Mental Hygiene Administration; declaring the intent of the General Assembly for the State to reopen the Center and the Administration to maintain the Center in accordance with certain provisions of law; and generally relating to the Mental Hygiene Administration and the reopening and maintenance of the Upper Shore Community Mental Health Center.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 10–406(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1121 – Delegates Kipke, Bobo, Frank, Guzzone, Ivey, Jones, Kaiser, A. Kelly, McComas, McDonough, Minnick, Pena–Melnyk, and V. Turner**

AN ACT concerning

**Health Occupations – Dental Hygienists – Community Oral Health and Wellness Act**

FOR the purpose of authorizing a licensed dental hygienist, without the supervision of a dentist, to volunteer without compensation to provide certain services in any setting; and generally relating to the practice of licensed dental hygienists.

BY adding to

Article – Health Occupations

Section 4–308.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1122 – Delegate Kipke**

AN ACT concerning

**Health – Food Service Facilities – Septic Systems**

FOR the purpose of authorizing a local health department to adjust the capacity requirement for certification of a septic system used by a food service facility based on the actual occupancy of the seats of the food service facility throughout the calendar year; and generally relating to the certification of septic systems used by food service facilities.

BY adding to

Article – Health – General

Section 21–330.2

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1123 – Delegates Stein and Cardin**

AN ACT concerning

**Public Schools and Youth Sports Programs – Girls Lacrosse – Protective Head Gear**

FOR the purpose of requiring the State Department of Education to require certain girls lacrosse youth sports programs to require certain athletes to wear protective head gear during practices and games; requiring a recreational athletic organization that operates a girls lacrosse youth sports program to require certain athletes to wear protective head gear during practices and games; requiring a local government to provide a certain notice to certain operators of a girls lacrosse youth sports program under certain circumstances; authorizing a local government to withhold a certain permit under certain circumstances; defining certain terms; and generally relating to protective head gear and girls lacrosse youth sports programs.

BY adding to

Article – Education

Section 7–435

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General

Section 14–502

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1124 – Delegates Stein, Cardin, and Morhaim**

AN ACT concerning

**Public Safety – Gas Pipelines – Implementation of Federal Pipeline Safety Laws**

FOR the purpose of requiring the Public Service Commission to act under a certain certification or agreement with the U.S. Secretary of Transportation as an interstate authority agent for the purpose of implementing certain federal pipeline safety laws; requiring the Commission to take certain actions necessary to carry out its responsibilities under a certain certification or agreement with the U.S. Secretary of Transportation; authorizing the Commission to accept grants-in-aid, cash, and reimbursements to implement certain federal pipeline safety laws; requiring the Commission to regulate certain gas pipelines; requiring the Commission to adopt certain federal regulations as minimum standards for gas pipelines in the State; requiring a gas transmission company

to comply with certain planning, notification, and reporting provisions; requiring a gas transmission company and the Commission to notify the National Response Center of certain errors or new information relating to a gas pipeline; authorizing the Commission to enter, inspect, and examine certain records and property of a gas transmission company for a certain purpose and under certain circumstances; requiring the Commission to inspect a gas pipeline with a certain frequency; authorizing the Commission to assess and collect a certain inspection fee from a gas transmission company; authorizing the Commission to seek a certain relief for a violation of this Act; authorizing the Commission to impose a certain civil penalty for a violation of this Act; defining certain terms; providing for the jurisdiction and enforcement authority of the Commission; and generally relating to gas pipeline safety.

BY adding to

Article – Public Safety

Section 15–101 through 15–108 to be under the new title “Title 15. Gas Pipeline Safety”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1125 – Delegates Wilson, Barnes, Beitzel, Braveboy, Clagett, Holmes, James, Jameson, Jones, McIntosh, Niemann, Pena–Melnik, Vitale, and Walker**

AN ACT concerning

**Victims of Crime – Identity Theft Passport – Children**

FOR the purpose of requiring the Department of Human Resources to assist a child who has been identified as a victim of identity fraud to apply for an identity theft passport under certain circumstances; requiring the Department of Juvenile Services to assist a child who has been identified as a victim of identity fraud to apply for an identity theft passport under certain circumstances; defining certain terms; and generally relating to identity fraud.

BY repealing and reenacting, without amendments,

Article – Family Law

Section 5–501(f) through (h)

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 8–305

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1126 – Delegate Frush**

AN ACT concerning

**Environment – Well Drilling – Notification to Municipalities**

FOR the purpose of repealing a requirement that a well driller, when applying for a permit to drill a well, notify a municipality under certain circumstances; requiring the Department of the Environment to notify a municipality of an application for a permit to drill a well under certain circumstances; and generally relating to drilling wells and providing notification to municipalities.

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–1307

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1127 – Delegates Jameson, Barkley, Bates, Costa, Davis, Guzzone, Hershey, Hixson, Howard, Impallaria, W. Miller, and Ready**

AN ACT concerning

**Commercial Law – Self-Service Storage Facilities**

FOR the purpose of altering certain notice procedures required to enforce a lien on certain property stored in a leased space at a self-service storage facility; altering certain requirements relating to the advertisement of a sale to enforce a certain lien; providing that a certain sale held on an online auction Web site shall be deemed to be held at a certain location; altering the required means of delivery of certain notices; altering the circumstances under which certain notices shall be deemed to be delivered to certain persons; authorizing an operator of a self-service storage facility to have certain property towed or removed from the self-service storage facility under certain circumstances; providing that an operator of a self-service storage facility is immune from civil liability under certain circumstances; providing that a certain limit on the value of certain property specified in a rental agreement shall be deemed to be the maximum value of the property; authorizing an operator of a self-service storage facility to charge certain late fees under certain circumstances; requiring a rental agreement to contain a certain statement; providing for the application of this Act; defining certain terms; altering certain definitions;

making stylistic changes; and generally relating to self-service storage facilities.

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 18–501, 18–503(b), and 18–504  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1128 – Delegates Stein, Clippinger, Anderson, Barkley, Bobo, Cardin, Eckardt, Glenn, Hucker, Lafferty, Luedtke, McIntosh, A. Miller, Mitchell, Morhaim, Pendergrass, B. Robinson, S. Robinson, Rosenberg, Tarrant, and M. Washington**

AN ACT concerning

**Electricity – Community Energy-Generating Facilities – Pilot Program**

FOR the purpose of establishing a pilot program on community energy-generating facilities under the authority of the Public Service Commission; requiring the Commission to adhere to certain guidelines in conducting the pilot program; authorizing the Commission to assess an administrative fee; stating the effectiveness of contracts entered into during the pilot program; prohibiting the Commission or an electric company from changing the terms of a contract entered into during the pilot program; limiting the amount of electricity that may be generated in certain years of the pilot program; stating when the pilot program will terminate; requiring the Commission to make a certain report to the General Assembly on or before a certain date; authorizing the Commission to adopt consumer protection regulations for the pilot program; requiring the Commission to notify the General Assembly and the Department of Legislative Services when a pilot tariff is adopted under this Act; defining certain terms; stating certain findings of the General Assembly; providing for the termination of this Act; and generally relating to a pilot program for community energy-generating facilities.

BY adding to  
Article – Public Utilities  
Section 7–306.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1129 – Delegates Carr, Bobo, Frick, Frush, Gutierrez, Hucker, Kaiser, A. Kelly, Lee, Mizeur, Stukes, and M. Washington**

AN ACT concerning

**Public Service Commission – Participant Compensation**

FOR the purpose of requiring the Public Service Commission to award certain reasonable fees and costs of preparation for and participation in a hearing or proceeding before the Commission to certain customers under certain circumstances; requiring a customer that intends to seek a certain award to file and submit to all parties of the hearing or proceeding a notice of intent to claim compensation at a certain time; requiring the Commission to establish a procedure to be used in filing a notice of intent to claim compensation or a revised notice under certain circumstances; providing for the contents of the notice of intent; authorizing the Commission or hearing examiner, within a certain time period, to direct staff and allow other parties to file a statement responding to the notice of intent; requiring the Commission or hearing examiner to issue a preliminary determination on the eligibility of the customer to receive an award of compensation within a certain time period; providing that a certain finding creates a certain rebuttable presumption; authorizing a certain customer to file a request for a certain reward within a certain time period under certain circumstances; providing for the minimum required contents of the request for a reward; authorizing certain parties to file a response to a request for a reward within a certain time period; authorizing the Commission to audit the books and records of a certain customer for a certain purpose; requiring the Commission to preserve the confidentiality of the customer in performing the audit; requiring the Commission to prepare and file a certain audit report within a certain time period; authorizing a certain party to file a response to the audit report within a certain time period; requiring the Commission to make a certain determination within a certain time period; requiring that, if the Commission makes a certain determination, the Commission make a certain description and determine the amount of a certain compensation; requiring the Commission to consider certain factors in determining the amount of a certain compensation award; prohibiting the amount of a certain compensation award to exceed a certain market rate; requiring a certain public service company to pay a certain amount awarded to a certain customer within a certain time period; providing that a certain compensation award shall be authorized by the Commission as an expense for certain purposes; requiring that the amount of a certain compensation award be fully recovered within a certain time period; prohibiting the Commission from awarding compensation to a certain customer under certain circumstances; prohibiting a representative of a certain group from being eligible for a compensation award under certain circumstances; requiring the Commission to adopt certain regulations; defining certain terms; and generally relating to compensation for certain participants to proceedings of the Public Service Commission.

BY adding to



Article – Public Utilities

Section 3–301 through 3–308 to be under the new subtitle “Subtitle 3.  
Participant Compensation”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1130 – Delegate Barnes**

AN ACT concerning

#### **Labor and Employment – Lien for Unpaid Wages – Establishment**

FOR the purpose of requiring an employee to provide certain written notice to a certain employer first in order to establish a lien for unpaid wages; authorizing a certain employer to dispute a lien for unpaid wages by filing a certain complaint in a certain circuit court in a certain manner; authorizing the employer or employee to request an evidentiary hearing; requiring a circuit court to make a determination on a claim to establish a lien for unpaid wages in a certain manner; authorizing a circuit court to take certain actions; providing for certain court costs and attorney’s fees under certain circumstances; specifying the manner in which a lien for unpaid wages may be established; specifying the manner in which an employee may record a lien for unpaid wages; requiring a lien for unpaid wages to be extinguished without prejudice if it is not recorded within a certain period of time; requiring a lien for unpaid wages to be released if certain payment is made or a certain bond is filed; establishing the date by which a lien for unpaid wages takes priority over other claims; providing that certain purchasers of certain property are deemed to have constructive notice of a lien for unpaid wages under certain circumstances; specifying the manner in which an order for a lien for unpaid wages shall be enforced; requiring an action to enforce a certain order to be brought within a certain period of time; prohibiting certain contracts from waiving or requiring an employee to waive a certain right; specifying that a provision of a contract that violates a certain provision of this Act is void; providing for the construction of this Act; authorizing the Commissioner of Labor and Industry to seek to establish a lien for unpaid wages on behalf of an employee; requiring the Commissioner to adopt certain regulations; defining certain terms; and generally relating to liens for unpaid wages.

BY adding to

Article – Labor and Employment

Section 3–1101 through 3–1110 to be under the new subtitle “Subtitle 11. Lien  
for Unpaid Wages”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1131 – Delegate Hixson**

AN ACT concerning

**Commission on the Establishment of a Maryland Educators Service  
Memorial**

FOR the purpose of establishing the Commission on the Establishment of a Maryland Educators Service Memorial; providing for the composition, chair, and staffing of the Commission; requiring that the members of the Commission be appointed on or before a certain date; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; specifying the duties of the Commission; requiring the Commission to report its initial findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Commission on the Establishment of a Maryland Educators Service Memorial.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1132 – Delegate Rudolph**

AN ACT concerning

**Maryland Automobile Insurance Fund – Operational Changes**

FOR the purpose of providing that the Maryland Automobile Insurance Fund is not subject to certain provisions of State law; providing that the Fund is subject to specified provisions of State law; providing that the Fund is independent of all State units; altering the composition, powers, and duties of the Board of Trustees of the Fund; requiring the Governor to appoint all members of the Board; requiring the Governor to consider the geographic and demographic diversity of the State in appointing individuals to the Board; altering the term of a member of the Board; altering the manner in which vacancies on the Board are filled; repealing certain provisions of law relating to a deemed resignation of a member of the Board; authorizing the Governor to remove a member of the Board for certain reasons; altering the compensation and reimbursement to which a member of the Board is entitled; providing that a member of the Board is not required to take compensation under certain circumstances; repealing a provision of law that requires compensation of the Executive Director of the Fund to be determined with the approval of the Governor; requiring the Board to employ certain attorneys for certain purposes; removing employees of the Fund from the State Personnel Management System except under certain circumstances; requiring the Executive Director to appoint and remove employees in accordance with certain policies; requiring the two members of the

Board who serve on a certain financial committee to have certain expertise; repealing provisions of law that authorize the Legislative Auditor to conduct certain audits of the Fund; requiring a certain audit committee to require the Fund's internal auditors to conduct certain audits; exempting the Fund from certain State procurement law; clarifying that the employees of the Fund are authorized to participate in the State's health insurance program; clarifying that the employees of the Fund are eligible to participate in the State's pension system; providing for the initial terms of members of the Board; making stylistic, conforming, and clarifying changes; and generally relating to the Maryland Automobile Insurance Fund.

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 20–201 through 20–204 and 20–303(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Insurance  
Section 20–304  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Insurance  
Section 20–304  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 11–203(a)(1)(ix) through (xix)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 2–511 and 23–201(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1133 – Delegates Wilson, Anderson, Barnes, Branch, Braveboy, Holmes, Ivey, McComas, Mitchell, Pena–Melnik, Valderrama, and Walker**

AN ACT concerning

**Public Safety – Restrictions on Possession of Firearms – Convicted Felons  
and People with Mental Disorders**

FOR the purpose of prohibiting a person from possessing a firearm if the person has been convicted of a felony or, under certain circumstances, suffers from a mental disorder or has been confined to a certain facility for a certain period of time; establishing a penalty for a violation of this Act; establishing that each violation of a certain provision of law is a separate crime; making conforming changes; and generally relating to restrictions on the possession of firearms.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5–101(g), 5–133, and 5–206

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Safety

Section 5–101(h) and (p)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Safety

Section 5–133.1

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Judiciary.

**House Bill 1134 – Delegate Waldstreicher**

AN ACT concerning

**Task Force to Study the Impact of the Heat Island Effect on Maryland**

FOR the purpose of establishing the Task Force to Study the Impact of the Heat Island Effect on Maryland; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing

for the termination of this Act; and generally relating to the Task Force to Study the Impact of the Heat Island Effect on Maryland.

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 1135 – Delegate Rudolph**

AN ACT concerning

#### **Limited Lines – Travel Insurance**

FOR the purpose of amending certain provisions on limited lines insurance for transportation tickets to relate instead to limited lines travel insurance; authorizing the Maryland Insurance Commissioner to issue a limited lines license to an individual or business entity to sell travel insurance; authorizing a travel retailer to offer and disseminate travel insurance under certain circumstances under the direction of a limited lines travel insurance producer; requiring a limited lines travel insurance producer or travel retailer to provide certain information to purchasers of travel insurance; requiring a limited lines travel insurance producer to establish and maintain a certain register containing certain information subject to inspection by the Commissioner; requiring a limited lines travel insurance producer to designate a certain employee as a responsible person for certain purposes; requiring certain persons to comply with certain requirements of State insurance law; requiring a limited lines travel insurance producer to be in good standing; requiring a limited lines travel insurance producer to require certain travel retailer employees to receive certain instruction or training, with certain required content; requiring a travel retailer to make available to prospective purchasers certain information concerning travel insurance and producers; prohibiting certain unlicensed employees of a travel retailer from evaluating or providing certain advice concerning travel insurance or holding themselves out as qualified in certain manners; authorizing certain travel retailers to be compensated in a certain manner notwithstanding other law; authorizing certain persons to compensate certain employees of a travel retailer or authorized representative in a certain manner; providing that a limited lines travel insurance producer is responsible for the acts of a travel retailer; requiring a limited lines travel insurance producer to use reasonable means to ensure certain compliance with this Act; altering a prohibition on payment of certain commissions or other consideration with respect to limited lines insurance; defining certain terms; and generally relating to travel and limited lines insurance.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 10–101, 10–122, and 10–130

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1136 – Delegates Waldstreicher, Elliott, Frank, and Niemann**

AN ACT concerning

**Political Subdivisions – Legal Notice Requirements – Posting on Web Sites**

FOR the purpose of authorizing a county or municipality to satisfy a requirement to publish legal notices in a newspaper of general circulation by posting the notices on its Web site; requiring notices posted on a county or municipality Web site to be displayed conspicuously and be easily accessible; requiring a county or municipality that chooses to post notices on the Internet to publish certain advance notice in a newspaper of general circulation in the county or municipality and to offer a certain mail service to provide paper copies of notices; requiring the mail service to provide paper copies of notices posted to the county's or municipality's Web site in a certain time period; providing that the mail subscription shall be valid for a certain period of time and may be renewed; requiring a county or municipality to provide information about the mail service on its Web site and in certain notices; requiring a county or municipality to maintain paper copies of notices posted on its Web site and to make the copies available to the public; requiring a county or municipality to maintain an affidavit stating certain information about the posting of a notice on its Web site; providing that the affidavit is not required to be notarized; and generally relating to publication of legal notices by counties and municipalities.

BY adding to

Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 1–113  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1137 – Delegates Braveboy, Cane, Carr, Carter, DeBoy, Healey, Oaks, Pena–Melnik, B. Robinson, Sophocleus, F. Turner, V. Turner, and Wood**

AN ACT concerning

**Task Force to Study the Process for Assisting Cancer Patients at Local Departments of Social Services**

FOR the purpose of establishing the Task Force to Study the Process for Assisting Cancer Patients at Local Departments of Social Services; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the

reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study the Process for Assisting Cancer Patients at Local Departments of Social Services.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1138 – Delegates Carter, Boteler, Braveboy, Cane, Carr, Conaway, Cullison, Fisher, Gutierrez, Haynes, Ivey, Jones, K. Kelly, McComas, McConkey, McDermott, A. Miller, W. Miller, Mitchell, Oaks, Pena-Melnyk, Proctor, B. Robinson, Simmons, Stukes, Tarrant, F. Turner, V. Turner, Valderrama, Vallario, Waldstreicher, and M. Washington**

AN ACT concerning

**Correctional Services – Inmate Welfare Fund – Telephone Financial Assistance**

FOR the purpose of requiring the Department of Public Safety and Correctional Services to adopt certain regulations regarding the use of profits derived from telephone commissions; requiring that certain commissions be used for telephone calls between an inmate and the minor child of an inmate; requiring that distributions be made according to the financial need of an inmate; requiring the Department to submit a report with certain information to the General Assembly; requiring the Legislative Auditor to audit the accounts, transactions, and expenditures of each Inmate Welfare Fund; and generally relating to inmate welfare in correctional facilities.

BY repealing and reenacting, without amendments,  
Article – Correctional Services  
Section 10–501 and 10–504  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 10–502 and 10–503  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1139 – Delegate Frush**

AN ACT concerning

**Vehicle Laws – Manufacturers, Distributors, and Factory Branches –  
Compensation of Dealers**

FOR the purpose of requiring a manufacturer, distributor, or factory branch licensed in the State to specify in writing to each of its motor vehicle dealers in the State certain information relating to the compensation of dealers for certain parts and labor; establishing certain requirements for the reasonable compensation of dealers with respect to certain parts and labor; requiring a dealer to make a certain submission to a licensee; providing for the calculation of a dealer's labor rate and parts mark-up percentage for certain purposes; establishing requirements for a certain schedule of compensation; requiring a licensee to communicate directly with a certain agent of a dealer in regard to a certain submission under this Act; providing that certain repair orders for labor and parts do not constitute qualifying repair orders under this Act; requiring a licensee to compensate a dealer for certain parts given to a dealer at no cost; establishing that a certain schedule of compensation will be presumed to be accurate; requiring a licensee to begin compensation of a dealer under the schedule within certain periods of time under certain circumstances; providing for a rebuttal of the presumption of accuracy of the schedule of compensation; providing for the resolution of certain matters relating to the schedule of compensation; prohibiting a licensee from making or requiring certain calculations or establishing certain special parts or component numbers; prohibiting a licensee from requiring, influencing, or attempting to influence a dealer to change certain prices; prohibiting a licensee from recovering or attempting to recover certain costs; prohibiting a licensee from taking or threatening to take certain adverse action against a dealer under certain circumstances; prohibiting a licensee from implementing or continuing certain policies, procedures, or programs; repealing a certain provision relating to a licensee's compensation of dealers for certain work; and generally relating to compensation of motor vehicle dealers by manufacturers, distributors, or factory branches.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 15–212

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1140 – Delegate Feldman**

AN ACT concerning

**Corporations and Associations – Conversions**



FOR the purpose of authorizing certain entities to convert to certain other entities; establishing the manner of and procedures for conversions; requiring articles of conversion to be filed for record with the State Department of Assessments and Taxation; specifying the contents of articles of conversion; providing for the effects of a conversion; providing for the timing of the effectiveness of articles of conversion and the effective time for the completion of a conversion; providing for the abandonment of a conversion under certain circumstances; requiring a certain nonrefundable processing fee for articles of conversion; establishing that, under certain circumstances, a stockholder of a Maryland corporation has the right to fair value of the stockholder's stock if the corporation is converted; providing certain rights to a member of a limited liability company, a shareholder of a real estate investment trust, a member of a partnership, and a partner of a limited partnership who objects to a conversion; altering the manner in which certain charter documents must be executed; defining certain terms; altering certain definitions; making certain conforming changes; and generally relating to conversions of certain entities.

BY renumbering

Article – Corporations and Associations

Section 4A–1101 through 4A–1108 and the subtitle “Subtitle 11. Benefit Limited Liability Companies”; 4A–1201 through 4A–1203 and the subtitle “Subtitle 12. Miscellaneous”; 8–701 and the subtitle “Subtitle 7. Penalties”; 8–801 and the subtitle “Subtitle 8. Short Title”; and 9A–1201 through 9A–1205 and the subtitle “Subtitle 12. Miscellaneous Provisions”, respectively

to be Section 4A–1201 through 4A–1208 and the subtitle “Subtitle 12. Benefit Limited Liability Companies”; 4A–1301 through 4A–1303 and the subtitle “Subtitle 13. Miscellaneous”; 8–801 and the subtitle “Subtitle 8. Penalties”; 8–901 and the subtitle “Subtitle 9. Miscellaneous”; and 9A–1301 through 9A–1305 and the subtitle “Subtitle 13. Miscellaneous Provisions”, respectively

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(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Corporations and Associations

Section 1–101, 1–203(b)(1), 1–301(a), 3–202(a), 4A–206, 4A–403, and 10–204(a)

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY adding to

Article – Corporations and Associations

Section 3–901 through 3–907 to be under the new subtitle “Subtitle 9. Conversions of Corporations”; 4A–1101 through 4A–1107 to be under the new subtitle “Subtitle 11. Conversions of Limited Liability Companies”; 8–701 through 8–707 to be under the new subtitle “Subtitle 7.

Conversions of Real Estate Investment Trusts”; 9A–1201 through 9A–1207 to be under the new subtitle “Subtitle 12. Conversions of Partnerships”; 10–7A–01 through 10–7A–07 to be under the new subtitle “Subtitle 7A. Conversions of Limited Partnerships”; and Section 12–1001 through 12–1007 to be under the new subtitle “Subtitle 10. Conversions of Statutory Trusts”

Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1141 – Delegates Frush and Braveboy**

AN ACT concerning

#### **Condominiums – Warranty Claims**

FOR the purpose of establishing that, notwithstanding any provision in the declaration, bylaws, or rules and regulations of the condominium, a council of unit owners has the right to be involved in a certain manner in certain litigation or administrative proceedings affecting the condominium and to enforce implied warranties made to the council of unit owners by the developer; making unenforceable a provision of a declaration, a bylaw, a contract for sale of a unit, or any other instrument made by a developer in accordance with certain provisions of law that purports to shorten the statute of limitations applicable to any claim, purports to waive the application of a certain rule, or requires a unit owner or the council of unit owners to assert a certain claim within a certain period of time under certain circumstances; making unenforceable a provision of a declaration, a bylaw, a contract for sale of a unit, or any other instrument made by a developer in accordance with certain provisions of law that requires a certain vote of unit owners as a precondition to the institution or maintenance of certain proceedings unless the council of unit owners adopts the provision under certain circumstances; and generally relating to warranty claims for condominiums.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 11–109(d)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Real Property  
Section 11–134.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1142 – Delegate Stukes**

AN ACT concerning

**Mass Transit – Failure to Vacate Seat Designated for Elderly or Handicapped  
– Penalty**

FOR the purpose of increasing the maximum penalty for failing, in any transit vehicle or transit facility designed for the boarding of a transit vehicle, to vacate a seat designated for the elderly or handicapped when requested to do so by a transit vehicle operator, train conductor, or police officer; and generally relating to penalties for failure to vacate, under certain circumstances, a seat on a transit vehicle or in a transit facility designated for the elderly or handicapped.

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 7–705(b)(11)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 7–705(e)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1143 – Delegates Rosenberg, Carter, and Oaks**

AN ACT concerning

**Gaming – Racetrack Facility Renewal Account – Pimlico Historic  
Preservation Commission**

FOR the purpose of establishing the Pimlico Historic Preservation Commission; requiring that a certain grant from the Racetrack Facility Renewal Account and made available to Pimlico Race Course be used for certain purposes; requiring that a holder of a racing license to race at Pimlico Race Course include certain plans as part of a certain capital construction plan; requiring the holder of the racing license to consult with certain entities in developing certain plans; requiring that the State Racing Commission consult with the Commission when monitoring the implementation of a certain capital construction plan; specifying the membership of the Commission; requiring that the Governor and Mayor of Baltimore City appoint certain members; providing for the term of a member;

specifying that a member is entitled to the reimbursement of certain expenses under certain circumstances; providing for the removal of members from office, the selection of a Commission chair and vice chair, and the composition of a quorum; requiring the Commission to determine the times and places of its meetings; authorizing the Commission to direct that funds be used to ensure that the cultural heritage of Pimlico is kept alive; requiring the Commission to file annually a certain report with certain public bodies; requiring the Commission to adopt certain procedures; and generally relating to the creation of the Pimlico Historic Preservation Commission.

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–1A–29(c),(f), and (i)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – State Government  
Section 9–1A–29.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1144 – Delegates Carter, Burns, Cane, Cardin, Carr, Conaway, Dwyer, Glenn, Hough, McConkey, Nathan–Pulliam, B. Robinson, Stukes, Swain, Tarrant, and Wood**

AN ACT concerning

**Junk Dealers and Scrap Metal Processors – Shopping Carts and Metal Piping**

FOR the purpose of prohibiting a junk dealer or scrap metal processor from purchasing from an individual a shopping cart, flatbed cart, or similar wheeled device under certain circumstances, or copper or other metal piping unlawfully taken from a house; providing for certain penalties; requiring that a person be barred permanently from selling material to a junk dealer or scrap metal processor under certain circumstances; providing for a defense against a certain action; making a stylistic change; and generally relating to junk dealers and scrap metal processors.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 17–1011  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1145 – Prince George’s County Delegation**

AN ACT concerning

**Task Force to Study Energy Generation in Prince George’s County  
PG 416–13**

FOR the purpose of establishing the Task Force to Study Energy Generation in Prince George’s County; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Prince George’s County Senators, the Prince George’s County Delegation, the Prince George’s County Council, the Prince George’s County Executive, and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Energy Generation in Prince George’s County.

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1146 – Prince George’s County Delegation**

AN ACT concerning

**Task Force to Study Locating Businesses in Libraries in Prince George’s  
County  
PG 415–13**

FOR the purpose of establishing the Task Force to Study Locating Businesses in Libraries in Prince George’s County; providing for the composition, chair, and staffing of the Task Force; establishing the duties of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to report its findings and recommendations on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Locating Businesses in Libraries in Prince George’s County.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1147 – Delegate Kipke**

AN ACT concerning

**Residential Property Foreclosure Procedures – Required Documents –  
Request for Waiver of Mediation Filing Fee**

FOR the purpose of requiring that a request for waiver of filing fee for foreclosure mediation form be included among the documents accompanying service of an order to docket or complaint to foreclose, under certain circumstances; and generally relating to residential property foreclosure procedures.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 7–105.1(h)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1148 – Delegates Luedtke, Arora, Barkley, Barve, Cardin, Carr, Clippinger, Cullison, Dumais, Frush, Gutierrez, Hixson, Hucker, Kach, Kaiser, A. Kelly, Kipke, A. Miller, Mizeur, Morhaim, Reznik, S. Robinson, Stein, Waldstreicher, M. Washington, and Zucker**

AN ACT concerning

**Natural Resources – Shark Fins – Restriction on Possession or Distribution**

FOR the purpose of prohibiting a person from possessing, selling, offering for sale, trading, or distributing a shark fin; exempting a certain person, museum, college, or university from the prohibition against possessing a shark fin under certain circumstances; requiring the Department of Natural Resources to adopt regulations to implement this Act; defining certain terms; and generally relating to a restriction on the possession or distribution of a shark fin.

BY adding to  
Article – Natural Resources  
Section 4–747  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1149 – Delegate Luedtke**

AN ACT concerning

**Vehicle Laws – Stopping, Standing, and Parking – Plug-In Vehicles**

FOR the purpose of prohibiting a person from stopping, standing, or parking a vehicle that is not a plug-in vehicle in a space that is marked for the use of plug-in vehicles and provides access to a plug-in vehicle recharging station; defining a certain term; and generally relating to a prohibition against stopping, standing, or parking nonplug-in vehicles in certain spaces.

BY adding to

Article – Transportation  
Section 11–145.1 and 21–1003(ff)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 1150 – Prince George’s County Delegation**

AN ACT concerning

#### **Prince George’s County – Food Service Facilities – Letter Grading PG 313–13**

FOR the purpose of requiring the Prince George’s County Health Department to establish and implement a system for grading and classifying health inspection results for certain food service facilities in Prince George’s County; requiring the Health Department to provide certain food service facilities with letter grade cards; requiring food service facilities to immediately post letter grade cards under certain circumstances; prohibiting the Health Department from providing a letter grade card to a food service facility if the Health Department orders the closing of the facility; prohibiting a letter grade card from being defaced, marred, camouflaged, or hidden from public view; requiring certain food service facilities to post letter grade cards in a conspicuous manner; requiring the Health Department to conduct second inspections of certain food service facilities under certain circumstances; authorizing certain food service facilities to request certain hearings to contest certain letter grades; authorizing a food service facility to defer posting a letter grade card pending the results of a subsequent inspection; requiring a food service facility to remove a letter grade card and post a sign provided by the Health Department advising the public of certain information regarding the inspection of the facility; requiring the Prince George’s County Health Officer to regrade certain inspection results and issue new letter grade cards under certain circumstances; defining certain terms; and generally relating to the grading of health inspection results for food service facilities in Prince George’s County.

BY adding to

Article – Health – General  
Section 21–307.1  
Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1151 – Delegates A. Kelly, Beidle, Cullison, George, Gutierrez, Hogan, Hubbard, Hucker, Ivey, Kach, Kaiser, Kipke, Krebs, Luedtke, Mizeur, Parrott, Pena–Melnik, S. Robinson, Stein, and M. Washington**

AN ACT concerning

**State Board of Nursing – Certified Nurse–Midwives – Standards and Practice Guidelines**

FOR the purpose of prohibiting the State Board of Nursing from requiring certain nurse–midwives to have certain documentation of certain consultation, collaboration, or referral with certain health care practitioners as a condition of licensure; requiring certain nurse–midwives to abide by certain standards established by a certain organization or other organizations approved by the Board; authorizing the Board, in the course of an investigation, to require certain nurse–midwives to provide a copy of certain practice guidelines developed in accordance with certain standards; and generally relating to practice guidelines and standards for certified nurse–midwives.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 8–602  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1152 – Delegates W. Miller, Barkley, Haddaway–Riccio, Impallaria, Jameson, Love, Olszewski, Schuh, Stifler, and Vaughn**

AN ACT concerning

**Electric Reliability – Priorities and Funding**

FOR the purpose of requiring the Public Service Commission and certain electric companies to establish certain priorities for certain remediation projects; establishing an Electric Reliability Remediation Fund in the Commission; providing for the purpose, administration, investment, sources, and permissible uses of the Fund; requiring that certain electric companies maintain the reliability of their distribution systems in accordance with certain standards; providing that certain civil penalties shall be paid into the Fund; defining



certain terms; and generally relating to priorities and the reliability of the electric distribution system.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–213, 7–506, and 13–201(e)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1153 – Delegates B. Robinson, Conaway, Haynes, and Walker**

AN ACT concerning

**Task Force to Study the Need for Recess in Maryland Public Schools**

FOR the purpose of establishing the Task Force to Study the Need for Recess in Maryland Public Schools; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study the Need for Recess in Maryland Public Schools.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1154 – Delegates Nathan–Pulliam and Oaks**

AN ACT concerning

**Health – Transfer or Attempted Transfer of HIV to Another – Repeal**

FOR the purpose of repealing the crime of knowingly transferring or attempting to transfer the human immunodeficiency virus (HIV) to another individual; and generally relating to the knowing transfer or attempted transfer of HIV to another individual.

BY repealing  
Article – Health – General  
Section 18–601.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1155 – Delegates Branch, Barve, Hixson, Luedtke, Myers,  
F. Turner, and Walker**

AN ACT concerning

**Video Lottery Facilities – Table Game Proceeds**

FOR the purpose of adding table games to a certain definition of proceeds that applies to video lottery terminal operations; and generally relating to table game operations at video lottery facilities.

BY repealing and reenacting, without amendments,

Article – State Government

Section 9–1A–01(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–1A–01(u)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1156 – Delegates Kramer, Clagett, Cluster, Frank, Hough, K. Kelly,  
McComas, McConkey, McDermott, W. Miller, Minnick, Myers, Parrott,  
Rudolph, and Schulz**

AN ACT concerning

**Maryland Contributory Negligence Act**

FOR the purpose of establishing that the common law doctrine of contributory negligence, as it existed under its judicially determined meaning on a certain date, shall remain an affirmative defense that may be raised by a party under certain circumstances; defining a certain term; providing for the scope of this Act; making this Act contingent on certain action taken by the Court of Appeals of Maryland; and generally relating to certain actions for damages and contributory negligence.

BY adding to

Article – Courts and Judicial Proceedings

Section 11–2A–01 to be under the new subtitle “Subtitle 2A. Maryland  
Contributory Negligence Act”

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1157 – Delegates Hucker, Barkley, and Vaughn**

AN ACT concerning

**Consumer Protection – Consumer Debt Collection – Disclosure Requirements**

FOR the purpose of requiring collectors of certain debt to disclose in writing certain information in certain communications to certain debtors; defining a certain term; making a stylistic change; and generally relating to consumer debt and disclosure requirements for debt collectors.

BY repealing and reenacting, without amendments,  
Article – Commercial Law  
Section 14–201(a)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Commercial Law  
Section 14–201(e)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 14–202  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1158 – Delegates Mizeur, Gutierrez, A. Kelly, Lafferty, Lee, Luedtke, Norman, Sophocleus, and Wood**

AN ACT concerning

**Corporate Income Tax – Main Street Employer Tax Rebate**

FOR the purpose of requiring certain corporations to compute Maryland taxable income using a certain method; requiring the Comptroller to make certain estimates and distribute certain income tax revenue from corporations to a certain special fund; providing that, subject to regulations of the Comptroller, certain groups of corporations shall file a combined income tax return reflecting

the aggregate income tax liability of all the members of the group; requiring the Comptroller to adopt certain regulations; requiring certain regulations to be consistent with certain regulations adopted by the Multistate Tax Commission; establishing the Small Business Personal Property Tax Rebate Program; providing for the administration of the program; requiring the State Department of Assessments and Taxation to adopt certain regulations; establishing the Small Business Personal Property Tax Rebate Fund; requiring the Director of the State Department of Assessments and Taxation to administer the Fund; providing that the Fund may be used only to provide personal property tax rebates under the Small Business Personal Property Tax Rebate Program; defining certain terms; providing for the application of this Act; and generally relating to the Maryland corporate income tax and the Small Business Personal Property Tax Rebate Program.

BY adding to

Article – Tax – General  
Section 2–613.1 and 10–402.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General  
Section 2–613.1, 2–614, 2–615, and 10–811  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Tax – Property  
Section 2–301 and 2–302 to be under the new subtitle “Subtitle 3. Small Business Personal Property Tax Rebate Program”  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1159 – Delegates Kramer, Arora, Barkley, Bobo, Carr, Dumais, Luedtke, McDonough, Mizeur, Simmons, and Wood**

AN ACT concerning

**Electric Companies – Service Restoration – Prioritized Facilities**

FOR the purpose of altering a requirement that the Public Service Commission, on or before a certain date, and each year thereafter, determine whether certain electric companies have met certain service quality and reliability standards; making stylistic changes; requiring the Secretary of Health and Mental Hygiene to establish and distribute to an electric company a list of certain facilities by a

certain date; declaring the intent of the General Assembly; requiring an electric company to post certain information on its Web site by a certain date; requiring an electric company to submit a report containing certain information to the Commission by a certain date; requiring the Commission to adopt regulations relating to the quality and reliability of electrical service to certain facilities by a certain date; requiring certain regulations to include certain service quality and reliability standards, account for certain major outages, and require an electric company to evaluate ways to simplify the delivery of service to certain facilities if it fails to meet certain service quality and reliability standards; authorizing the Commission to include in certain regulations a separate reliability standard for each electric company; specifying that the adoption of certain standards does not prohibit the Commission from taking corrective action against an electric company under certain circumstances; defining a certain term; and generally relating to the restoration of electrical service.

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 5–302

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7–213

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY adding to

Article – Public Utilities

Section 7–213.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1160 – Delegate Kach**

AN ACT concerning

#### **Health Insurance – Vision Services – Provider Contracts and Delivery Systems**

FOR the purpose of prohibiting a carrier from including in a vision provider contract a provision that requires a vision provider to provide certain services at a fee set by the carrier; requiring a carrier to offer a certain vision point-of-service delivery system option to certain persons under certain circumstances; prohibiting a carrier from imposing a minimum participation level on a vision

point-of-service option under certain circumstances; authorizing an employer, association, or other private group arrangement to require an employee or other individual to pay a certain premium under certain circumstances; authorizing a carrier to impose different cost-sharing provisions for a vision point-of-service option based on whether the vision service is provided through the carrier's provider panel or outside the carrier's provider panel; defining certain terms; providing for the application of this Act; and generally relating to vision services and health insurance carriers.

BY repealing and reenacting, without amendments,  
Article – Insurance  
Section 15–112.2(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Insurance  
Section 15–112.2(h) and 15–114.1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1161 – Delegates A. Washington, Afzali, Branch, Clippinger, George, Hixson, Howard, Ivey, Kaiser, Luedtke, McConkey, A. Miller, Summers, Waldstreicher, and Walker**

AN ACT concerning

**Commission on Special Education Access and Equity**

FOR the purpose of establishing the Commission on Special Education Access and Equity; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to study and make recommendations regarding certain matters; requiring the Commission to report its findings and recommendations to the Governor and certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Commission on Special Education Access and Equity.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1162 – Delegate Hixson**

AN ACT concerning

**Sales and Use Tax – Luxury Surcharge**

FOR the purpose of imposing a certain surcharge on certain retail sales or use of tangible personal property if the taxable price of certain items exceeds certain amounts; exempting certain sales from the surcharge; providing for the amount of the surcharge based on the taxable price under certain circumstances; providing a certain cost-of-living adjustment for the amounts of the surcharge under certain circumstances; providing that certain exemptions under the sales and use tax do not apply to the surcharge; and generally relating to imposition of a certain surcharge on certain retail sales or use of tangible personal property if the taxable price of certain items exceeds certain amounts.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 1–101(s) and 11–221(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 11–102(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 11–102(d), 11–104(j) and (k), and 11–221(a–1)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1163 – Delegates Conway and Cane**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2003 – Wicomico County –  
Salisbury City Park**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2003 to extend the deadline to a certain date to expend or encumber funds for a certain grant for the Salisbury City Park; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2003.

BY repealing and reenacting, with amendments,

Chapter 204 of the Acts of the General Assembly of 2003, as amended by  
Chapter 396 of the Acts of the General Assembly of 2011  
Section 12(3)(AQ)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1164 – Delegates Conway and McDermott**

AN ACT concerning

**Creation of a State Debt – Worcester County – Diakonia Housing Expansion**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$350,000, the proceeds to be used as a grant to the Board of Directors of Diakonia, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1165 – Delegates Conway and Cane**

AN ACT concerning

**Creation of a State Debt – Wicomico County – YMCA of the Chesapeake**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of YMCA of the Chesapeake, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1166 – Delegate Davis**

AN ACT concerning

**Insurance – Ceding Insurers and Reinsurance**

FOR the purpose of requiring that a domestic ceding insurer be allowed credit for reinsurance in certain manners under certain circumstances; providing for certain credit for reinsurance to be allowed under certain circumstances



depending on the licensure or authorization status and accreditation status of the assuming insurer; establishing certain requirements and procedures for an assuming reinsurer to be accredited by the Maryland Insurance Commissioner; providing that an assuming reinsurer is deemed to be qualified under certain circumstances; requiring an assuming reinsurer to report certain information each year to the Commissioner for certain purposes and to submit to examination in a certain manner; prohibiting credit for reinsurance to be granted unless a certain trust has been approved by a certain official; establishing certain requirements for certain trusts; providing for the duration of a certain trust; requiring the trustee of a certain trust to report and certify certain information to the Commissioner; establishing certain requirements for certain trusts used by certain insurers; providing for the certification of certain insurers as reinsurers in this State in accordance with certain requirements and procedures; requiring the Commissioner to maintain a certain list of qualified jurisdictions in which an assuming insurer may be domiciled and considered for certification; providing certain criteria for the Commissioner to consider in recognizing certain qualified jurisdictions; requiring the Commissioner to consider a certain list of jurisdictions published through a certain association; requiring the Commissioner to assign certain ratings to certain certified reinsurers in a certain manner and to publish a list of the reinsurers and their ratings; authorizing the Commissioner to defer to the certification and rating assigned by certain jurisdictions under certain circumstances; providing for the maintenance of certification in an inactive status under certain circumstances; requiring a certified reinsurer to secure certain obligations in certain manners and forms and at certain levels; requiring the Commissioner to reduce certain allowable credit under certain circumstances; authorizing the Commissioner to suspend or revoke the accreditation or certification of a reinsurer in a certain manner under certain circumstances; limiting the qualification for credit of certain reinsurance contracts under certain circumstances; prohibiting certain credit if the assuming insurer is not licensed, accredited, or certified except under certain circumstances and in a certain manner; providing for the construction of a certain provision of this Act; providing for certain assets or reductions from liability for certain reinsurance in a certain manner under certain circumstances; requiring certain security to be in certain forms and held in certain places and certain institutions; requiring a ceding insurer to take certain steps to manage certain recoverables and to notify the Commissioner in certain manners; requiring a ceding insurer to diversify its portfolio and notify the Commissioner in certain manners; authorizing the Commissioner to adopt certain regulations; repealing certain obsolete provisions; defining certain terms; and generally relating to insurance and reinsurance.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 5–901

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Insurance  
Section 5–902  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Insurance  
Section 5–902.1 and 5–903 through 5–914  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing  
Article – Insurance  
Section 5–903, 5–904, and 5–905  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1167 – Delegate Hixson**

AN ACT concerning

**Consumer Protection – Credit Cards – Surcharge on Sales Transactions –  
Prohibition**

FOR the purpose of prohibiting a seller from imposing a certain surcharge, in any sales transaction, on a cardholder who elects to use a credit card instead of payment by cash, check, or similar means; defining certain terms; and generally relating to credit card transactions in the State.

BY adding to  
Article – Commercial Law  
Section 13–320  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1168 – Delegate Hixson**

AN ACT concerning

**State Department of Education – Minority Teacher Recruitment – Study and  
Report**

FOR the purpose of requiring the State Department of Education to study and make recommendations on certain strategies to increase and improve minority teacher recruitment, preparation, development, and retention in elementary and secondary education in the State; requiring the Department to submit a certain report to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to minority teacher recruitment and the State Department of Education.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1169 – Delegates Hucker, Barve, Cardin, Dumais, Kaiser, A. Kelly, Lee, Mizeur, Niemann, Rosenberg, V. Turner, and Valderrama**

AN ACT concerning

**Civil Rights Tax Relief Act**

FOR the purpose of allowing an individual a subtraction modification under the Maryland income tax for certain payments received by a claimant for certain damages as a result of certain claims of unlawful discrimination; defining certain terms; providing for the application of this Act; and generally relating to an income tax subtraction modification for certain damages as a result of certain claims of unlawful discrimination.

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–207(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 10–207(aa)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1170 – Delegate Lafferty**

AN ACT concerning

**Maryland Smart Growth Investment Fund Workgroup**

FOR the purpose of requiring the Secretary of Housing and Community Development to convene a workgroup to examine creating the Maryland Smart Growth

Investment Fund; requiring the workgroup to include certain representatives; prohibiting a member of the workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the workgroup to evaluate and make recommendations regarding certain matters; requiring the Secretary to report the findings and any recommendations of the workgroup on or before a certain date; providing for the termination of this Act; and generally relating to creating the Maryland Smart Growth Investment Fund.

Read the first time and referred to the Committee on Environmental Matters and the Committee on Ways and Means.

### **House Bill 1171 – Cecil County Delegation**

AN ACT concerning

#### **Cecil County – School Buses – Length of Operation**

FOR the purpose of altering the length of time a school bus may be operated in Cecil County; and generally relating to school bus operation in Cecil County.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 7–804  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1172 – Delegates Valderrama, Barkley, Barnes, Braveboy, Burns, Carr, Cullison, DeBoy, Frush, Gilchrist, Glenn, Griffith, Gutierrez, Haynes, Healey, Holmes, Hucker, Ivey, Kaiser, A. Kelly, Kramer, Love, A. Miller, Niemann, Pena–Melnik, Reznik, Summers, Swain, V. Turner, Waldstreicher, Walker, A. Washington, Wilson, and Zucker**

AN ACT concerning

#### **Alcoholic Beverages Sales – Prohibition on Use of Self–Scanning Cash Registers**

FOR the purpose of making it a misdemeanor for a retail alcoholic beverages licensee to sell alcoholic beverages by means of a self–scanning cash register or a certain other automated system that may be operated on a self–service basis by a customer; providing certain penalties; and generally relating to the retail sale of alcoholic beverages.

BY adding to

Article 2B – Alcoholic Beverages  
Section 12–108.1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1173 – Delegates Kramer, Arora, Carr, Conaway, Frick, George, Guzzone, Luedtke, Rudolph, Simmons, and Wood**

AN ACT concerning

**Electric and Gas Companies – On-Bill Financing**

FOR the purpose of establishing the Energy Efficiency On-Bill Financing Program; specifying the purpose of the Program; requiring a utility company to participate in the Program; authorizing certain customers to obtain a certain loan for an energy efficiency upgrade under certain circumstances; requiring the Public Service Commission to establish standards for a qualifying energy efficiency upgrade and eligibility requirements for customers; specifying the amount for a meter conservation charge to repay a loan on a utility bill; requiring that a loan for an energy efficiency upgrade on rented property be approved by the landlord or the landlord's agent; authorizing a utility company to enter into a contract with a certain third-party lender to provide certain loans under the Program under certain circumstances; authorizing a utility company to issue a certain request for proposals; specifying criteria for the award of a certain contract; requiring a utility company to remit a certain payment to a third-party lender under certain circumstances; requiring the Commission to establish the terms for a utility company to receive and manage any loan funding sources to subsidize interest-free loans available to certain customers; requiring a utility company to establish a separate fund to manage certain funds; requiring the Commission to adopt certain regulations; defining certain terms; and generally relating to energy efficiency.

BY adding to

Article – Public Utilities  
Section 7–309  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1174 – Delegates Stein, Cardin, Cullison, Gutierrez, Lafferty, Luedtke, Malone, Mizeur, Morhaim, and Weir**

AN ACT concerning

**Educator Evaluation System – Pilot Program Extension**

FOR the purpose of requiring the State Department of Education to extend the pilot program for the Educator Evaluation System until certain assessments are aligned with the Maryland Common Core State Curriculum and the assessments are fully implemented; requiring the Department to take the steps necessary to implement a certain requirement; and generally relating to an extension of the Educator Evaluation System pilot program.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1175 – Delegate Vallario**

AN ACT concerning

**Police Training Commission – Membership – Police Chiefs’ Association of Prince George’s County**

FOR the purpose of altering the membership of the Police Training Commission to include the President of the Police Chiefs’ Association of Prince George’s County; and generally relating to the Police Training Commission.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 3–203  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1176 – Delegates Hixson, Aumann, Barkley, Barve, Bates, Bohanan, Boteler, Branch, Braveboy, Burns, Cane, Cardin, Carr, Clagett, Cluster, Davis, Donoghue, Frank, Frush, George, Gilchrist, Guzzone, Healey, Hogan, Howard, Hucker, James, Kaiser, Lee, Love, Luedtke, A. Miller, Mizeur, Myers, O’Donnell, Pena–Melnik, B. Robinson, S. Robinson, Serafini, Stocksdaile, Stukes, Summers, F. Turner, V. Turner, Valderrama, Wood, and Zucker**

AN ACT concerning

**Primary and Secondary Education – Online Courses and Services – Accessibility**

FOR the purpose of requiring the development, review, and approval of certain online courses and services to include an assessment regarding the accessibility of the online course or service to certain individuals with disabilities; authorizing the State Department of Education or a county board of education to contract with a

third party for the development of a certain assessment or a certain method by which certain online courses or services will be made available to certain individuals; authorizing the State Board of Education to set certain fees for the development of a certain assessment and a certain method; and generally relating to the accessibility of online courses and services to individuals with disabilities, including the blind.

BY adding to

Article – Education  
Section 7–1002(b)(3)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Education  
Section 7–1002(c)(1)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Education  
Section 7–1002(c)(2)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 1177 – Delegate Carr**

AN ACT concerning

#### **Street Lighting – Purchase of Equipment by Local Government and Tariffs**

FOR the purpose of requiring a local government to pay a certain electric company the fair market value of certain street lighting equipment as determined by an agreement between the local government and the electric company or as determined in a condemnation proceeding under certain circumstances; authorizing a local government to include all street lighting equipment that the local government seeks to acquire in its jurisdiction that is owned by one electric company in a single petition of condemnation under certain circumstances; requiring a jury in a certain condemnation proceeding to consider certain factors in determining fair market value of street lighting equipment under certain circumstances; requiring the Public Service Commission to require each electric company to develop one or more tariffs for certain street lighting; requiring certain tariffs to include certain unbundled services; authorizing certain unbundled services to be performed at the request of a certain local government; requiring that a certain tariff include only electric

distribution and certain pole attachment fees; providing that the Commission does not have jurisdiction over the operation and maintenance of certain street lighting equipment under certain circumstances; making a certain clarifying change; and generally relating to the acquisition of street lighting equipment by a local government from an electric company and tariffs for street lighting.

BY repealing and reenacting, with amendments,  
Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 5–101  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Public Utilities  
Section 4–210  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

#### **House Bill 1178 – Delegate Valderrama**

AN ACT concerning

##### **Public Safety – SWAT Team Reports – Repeal of Sunset**

FOR the purpose of including certain additional information on a certain report required of a law enforcement agency that maintains a SWAT team; repealing a certain termination provision; and generally relating to SWAT teams.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 3–507(b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Chapters 542 and 543 of the Acts of the General Assembly of 2009  
Section 2

Read the first time and referred to the Committee on Judiciary.

#### **House Bill 1179 – Delegates Conway and Cane**

AN ACT concerning

##### **Vehicle Laws – Motor Scooters and Mopeds – Special Dealer Decals**



FOR the purpose of authorizing a motor scooter or moped dealer to apply to the Motor Vehicle Administration for the issuance of special dealer decals; authorizing a motor scooter or moped dealer that attaches a special dealer decal to certain motor scooters or mopeds to, as authorized by law, drive the motor scooters or mopeds on a highway or allow, for demonstration purposes, a prospective buyer to drive the motor scooters or mopeds on a highway; prohibiting a motor scooter or moped dealer from allowing a person who does not hold and display a valid driver's license or moped operator's permit to drive a motor scooter or moped on a highway; requiring a special dealer decal to be manufactured in a certain manner; requiring a special dealer decal to display a unique number sequence assigned by the Administration; requiring the Administration to set the fee for a special dealer decal; and generally relating to special dealer decals for motor scooter or moped dealers.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–106  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

#### **House Bill 1180 – Delegate Glenn**

AN ACT concerning

#### **Creation of a State Debt – Baltimore City – New Creation Christian Academy Day Care Playground**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Trustees of New Creation Christian Church, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

#### **House Bill 1181 – Delegates Glenn and Branch**

AN ACT concerning

#### **Creation of a State Debt – Baltimore City – Mount Pleasant Family Life Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of the Mount Pleasant Community Development Corporation for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

### **House Bill 1182 – Delegates Dumais and Mitchell**

AN ACT concerning

#### **Courts – Commission to Study Maryland’s Fault Allocation System**

FOR the purpose of establishing that the common law doctrines of contributory negligence and joint and several liability, as they existed on a certain date, shall remain the law of this State for certain purposes; establishing the Commission to Study Maryland’s Fault Allocation System; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to study and make recommendations regarding certain matters; requiring the Commission to reports its findings and recommendations to certain public officials on or before a certain date; defining certain terms; providing for the application of this Act; providing for the termination of this Act; and generally relating to certain common law doctrines and the establishment of a Commission to Study Maryland’s Fault Allocation System.

BY adding to

Article – Courts and Judicial Proceedings

Section 11–2A–01 to be under the new subtitle “Subtitle 2A. Maryland Fault Allocation Act”

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 1183 – Delegates Conway, Cane, Eckardt, Gutierrez, Proctor, and Sophocleus**

AN ACT concerning

**Public Health – Retail Establishments – Use of Toilet Facilities by Customers**

FOR the purpose of altering the circumstances under which a retail establishment that has a toilet facility for its employees is required to allow certain customers to use the facility; requiring the Department of Health and Mental Hygiene to create a certain identification card; making conforming changes; altering a certain definition; adding a certain definition; and generally relating to the use of employee toilet facilities by customers of retail establishments.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 5–635  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 24–209  
Annotated Code of Maryland  
(2009 Replacement Volume and 2011 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1184 – Delegates Valentino–Smith and Sophocleus**

AN ACT concerning

**Criminal Law – Motor Vehicles – Criminal Negligence Resulting in Death**

FOR the purpose of repealing a requirement that, to be convicted of a certain offense of manslaughter, a person's failure to perceive a certain risk must constitute a gross deviation from a certain standard of care; altering the name of a violation of this Act to be criminal negligence resulting in death; repealing a certain statement of intent of the General Assembly relating to a certain term; and generally relating to motor vehicles and criminal negligence resulting in death.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 2–210  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing  
Chapter 334 of the Acts of the General Assembly of 2011  
Section 2

Read the first time and referred to the Committee on Judiciary.

**House Bill 1185 – Delegates Valentino-Smith, Bromwell, Carr, Cullison, Glenn, Hubbard, Hucker, Ivey, A. Kelly, Love, McComas, McDermott, Mitchell, Morhaim, Parrott, Sophocleus, Valderrama, and Zucker**

AN ACT concerning

**Criminal Law – Second Degree Assault – Health Care Practitioners**

FOR the purpose of prohibiting a person from intentionally causing physical injury to another if the person knows or has reason to know that the other is a health care practitioner engaged in performing the practitioner's official duties; establishing a certain penalty; defining a certain term; and generally relating to assault on health care practitioners.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3-201 and 3-203  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1186 – Delegates McComas, Cardin, Carter, Clippinger, Cluster, DeBoy, Dumais, Eckardt, Frank, Glass, Hogan, Lee, McConkey, McDermott, McDonough, Mitchell, Otto, Ready, B. Robinson, Rosenberg, Simmons, Smigiel, Sophocleus, Stocksdales, Swain, Valentino-Smith, and Wood**

AN ACT concerning

**Task Force on the Prevention of Child Abuse and Neglect**

FOR the purpose of establishing the Task Force on the Prevention of Child Abuse and Neglect; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to child abuse and neglect.

Read the first time and referred to the Committee on Judiciary.

**House Bill 1187 – Delegate Hucker**

AN ACT concerning

**Public Utilities – Solar Photovoltaic Systems**

FOR the purpose of specifying the contents of an application for a certificate of public convenience and necessity for a generating station that produces electricity from a certain solar photovoltaic system; altering the process by which the Department of Planning shall forward a certain application for a certificate of public convenience and necessity; exempting a generating station that produces electricity from a certain solar photovoltaic system from a certain requirement to obtain a certificate for public convenience and necessity; requiring a person who constructs a generating station to pay a certain deposit to the Public Service Commission based on certain criteria; specifying the basis for calculating a certain deposit; requiring the Maryland Energy Administration, in consultation with certain persons, to update and post on its Web site the basis for calculating a certain deposit; requiring the Commission to place certain deposits into a certain escrow account for a certain period of time; requiring the Commission to refund certain deposits under certain circumstances; requiring the Commission to transfer certain money to the Maryland Strategic Energy Investment Fund under certain circumstances; establishing a process for a person to receive an extension for a certain project before the Commission transfers certain money; specifying that the Strategic Energy Investment Fund may contain certain money transferred from the Commission; and generally relating to solar photovoltaic systems and certificates of public convenience and necessity.

BY repealing and reenacting, with amendments,  
Article – Public Utilities  
Section 7–207(b) and (c) and 7–207.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Public Utilities  
Section 7–207.2  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–20B–05(a), (b), (c), and (d)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–20B–05(e)

Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1188 – Delegates Valderrama, Clippinger, Dumais, Simmons,  
Valentino-Smith, and Waldstreicher**

AN ACT concerning

**Criminal Law – Human Trafficking – Victims Under Age 21**

FOR the purpose of altering a certain provision concerning the age of a victim for purposes of certain prohibitions against felony human trafficking; and generally relating to human trafficking.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 11–303  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1189 – Delegate Clippinger**

AN ACT concerning

**Creation of a State Debt – Baltimore City – Veditz Center of Maryland**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$30,000, the proceeds to be used as a grant to the Board of Trustees of the Veditz Center of Maryland, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1190 – Delegates Hixson, Conway, Mizeur, and Stukes**

AN ACT concerning

**County Property Tax – Personal Property Rate**

FOR the purpose of authorizing the Mayor and City Council of Baltimore City or the governing body of a county to set a tax rate for personal property and certain operating real property of less than a certain amount; repealing an obsolete provision; providing for the application of this Act; and generally relating to setting the county tax rate for personal property and certain operating real property.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 6–302  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1191 – Delegates Rosenberg, Dumais, Hubbard, Morhaim, and Simmons**

AN ACT concerning

**Maryland Assault Weapons Ban of 2013**

FOR the purpose of designating certain firearms as assault weapons; prohibiting with certain exceptions a person from transporting an assault weapon into the State or possessing, selling, offering to sell, transferring, purchasing, or receiving an assault weapon; requiring the Handgun Roster Board to compile and maintain a roster of prohibited assault weapons; requiring the Board to have the roster of prohibited assault weapons published in the Maryland Register at certain times and to send copies of the roster to certain persons; designating assault long guns and copycat weapons as types of assault weapons; authorizing certain licensed firearms dealers to continue to possess, sell, offer for sale, or transfer assault long guns or copycat weapons under certain circumstances; authorizing certain persons to continue to possess assault long guns or copycat weapons under certain circumstances; authorizing a procedure by which a person may petition the Board to remove a copycat weapon from the roster of prohibited assault weapons; requiring the Board to hold a hearing under certain circumstances; making it a misdemeanor to use an assault long gun or a copycat weapon in the commission of a felony or a crime of violence; establishing certain penalties; requiring that certain firearms be lawfully possessed on or before a certain date in order for them to qualify as regulated firearms for certain purposes; defining certain terms; making conforming changes; and generally relating to assault weapons.

BY repealing and reenacting, with amendments,  
Article – Criminal Law

Section 3–202(a)(2)(ii) and 4–106(a)(6)(ii); and 4–301 through 4–306 to be under the amended subtitle “Subtitle 3. Assault Weapons and Detachable Magazines”

Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY adding to

Article – Criminal Law  
Section 4–305 and 4–306  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety  
Section 5–101(p)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1192 – Delegates Smigiel, Cluster, Hough, K. Kelly, McComas, McDermott, and Parrott**

AN ACT concerning

**Correctional Services – Diminution Credits – Use of a Firearm in Commission of a Crime**

FOR the purpose of prohibiting the earning of diminution credits to reduce the term of confinement of an inmate committed to the custody of the Commissioner of Correction or sentenced to a term of imprisonment in a local correctional facility who is serving a sentence for a crime committed under circumstances in which the inmate used a firearm in the commission of the crime; creating a certain exception; defining a certain term; providing for the application of this Act; and generally relating to the earning of diminution credits.

BY repealing and reenacting, with amendments,

Article – Correctional Services  
Section 3–702 and 11–502  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1193 – Delegate Hucker**

AN ACT concerning



**Ethics – Lobbying Registration – State and Local Government Entities and Associations**

FOR the purpose of repealing an exemption from regulation as a regulated lobbyist for certain appearances as part of the official duties of an employee of the State or a political subdivision of the State; repealing an exemption from regulation as a regulated lobbyist for certain appearances as part of the official duties of an officer, a director, a member, or an employee of an association engaged exclusively in representing counties or municipal corporations; providing that certain communications by an employee of a State governmental unit with the employee's State governmental unit do not require registration as a regulated lobbyist under certain circumstances; and generally relating to ethics, lobbying registration, and State and local government entities and associations.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 15–701(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 15–701(b)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1194 – Delegates Impallaria, McDonough, and Szeliga**

**EMERGENCY BILL**

AN ACT concerning

**Baltimore County – Property Tax Credit – Bowerman–Loreley Beach  
Community Association, Inc.**

FOR the purpose of making a technical correction for purposes of a certain property tax credit; making this Act an emergency measure; and generally relating to a property tax credit in Baltimore County for the Bowerman–Loreley Beach Community Association, Inc.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 9–305(b)(21)  
Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1195 – Delegate M. Washington**

AN ACT concerning

**Condominiums – Individual Exceptions to Limitations on Rentals**

FOR the purpose of requiring a person licensed to make consumer loans under certain provisions of law and a lender who makes a secondary mortgage loan to consider a condominium unit rented under a certain exception to be owner-occupied for certain loan purposes; requiring a credit grantor to consider a condominium unit rented under a certain exception to be owner-occupied for certain extensions of revolving credit or extensions of closed-end credit; requiring the governing body of a condominium to grant a certain individual exception to any provision in the declaration, bylaws, or rules of the condominium that limits rentals under certain circumstances; requiring a condominium unit owner to be granted a certain exception if the unit owner submits a certain written request and certain evidence; establishing the term of an exception granted under this Act; defining a certain term; providing for the application of this Act; and generally relating to individual exceptions to limitations on condominium rentals.

BY adding to

Article – Commercial Law

Section 12–305.1, 12–403.2, 12–902.1, and 12–1002.1

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

BY adding to

Article – Real Property

Section 11–111.4

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters and the Committee on Environmental Matters.

**House Bill 1196 – Delegate Guzzone**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2010 – Howard County –  
Symphony Woods Park**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2010 to alter the deadline for the Board of Directors of the Columbia Association, Inc. to present evidence of a certain matching fund and to encumber funds for a certain grant; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2010.

BY repealing and reenacting, with amendments,  
Chapter 483 of the Acts of the General Assembly of 2010, as amended by  
Chapter 639 of the Acts of the General Assembly of 2012  
Section 1(3) Item ZA02(AH)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1197 – Delegates Hershey, Jacobs, and Smigiel**

AN ACT concerning

**Queen Anne’s County – Winery Special Event Permits – Farmers’ Markets**

FOR the purpose of authorizing the Comptroller to issue a winery special event permit to a Class 4 Maryland limited winery in Queen Anne’s County for unlimited use for a certain amount of time each week at certain farmers’ markets in Queen Anne’s County; and generally relating to the issuance of a winery special event permit for use at a farmers’ market in Queen Anne’s County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 2–101(u)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article 2B – Alcoholic Beverages  
Section 2–101(u)(15)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1198 – Delegates Myers, Aumann, Bates, Beitzel, Cluster, Eckardt, Elliott, Frank, Haddaway–Riccio, Hogan, Hough, McComas, McDermott, W. Miller, Ready, Serafini, Smigiel, and Stocksdales**

AN ACT concerning

**Income Tax Credit – Renewable Energy Systems**

FOR the purpose of allowing an individual or a corporation to claim a credit against the State income tax for a certain portion of the cost of a renewable energy system; requiring a renewable energy system for which a credit is claimed to satisfy certain requirements; providing that the amount of the credit may not exceed the State income tax for a taxable year; authorizing an individual or a corporation to apply any excess amount of the credit against the State income tax for succeeding taxable years; requiring the Comptroller to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to an income tax credit for renewable energy systems.

BY adding to

Article – Tax – General

Section 10–719

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1199 – Delegates Parrott, Afzali, Bates, Boteler, Dwyer, Eckardt, Elliott, Frank, Glass, Haddaway–Riccio, Hogan, Hough, Impallaria, Kipke, Krebs, McComas, McConkey, McDermott, McDonough, McMillan, O'Donnell, Ready, Schuh, Smigiel, Stocksdales, Szeliga, Vitale, and Wood**

AN ACT concerning

### **Citizens' Congressional Redistricting Commission**

FOR the purpose of creating the Citizens' Congressional Redistricting Commission; requiring the Commission to divide the State to create certain congressional districts; providing for the membership, qualifications, and duties of the Commission; specifying certain requirements for the adoption of a redistricting plan by the Commission; specifying that the redistricting plan meet certain standards and requirements; prohibiting the Commission from considering certain factors in adopting a redistricting plan; requiring the Legislative Auditor to establish and administer an online application process for individuals seeking appointment to the Commission; prohibiting certain individuals from serving as a member of the Commission; authorizing the Legislative Auditor to disqualify certain applicants seeking membership on the Commission; requiring the Legislative Auditor to establish an Applicant Review Panel to identify and establish certain applicant pools from which certain members of the Commission are to be selected; authorizing the presiding officer and the minority leader in each House of the General Assembly to strike certain names from the applicant pools; requiring the Legislative Auditor randomly to select a certain number of names from the applicant pools for membership on the Commission; requiring certain Commission members to select the remaining members of the Commission from the applicant pools in a certain

manner; requiring the Commission to elect a chair and establish certain rules and procedures; making Commission meetings and records subject to State laws governing open meetings and public records; specifying that the Court of Appeals shall appoint a Special Master Panel to draw congressional district lines under certain circumstances; specifying that certain legislation proposed by the Commission and passed by the General Assembly is subject to referendum under certain provisions of the Maryland Constitution; specifying that the Commission shall have staff and other resources as provided in the State budget; defining certain terms; and generally relating to the Citizens' Congressional Redistricting Commission.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 8–701  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Election Law  
Section 8–701.1 through 8–701.12  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

### **House Bill 1200 – Delegate Ivey**

AN ACT concerning

#### **Education – Maryland Charter School Advisory Council – Establishment**

FOR the purpose of establishing the Maryland Charter School Advisory Council within the State Department of Education; requiring the Department to provide staff for the Council; establishing the mission of the Council; establishing the membership of the Council; establishing the membership term; specifying the terms of the initial members of the Council; requiring the Governor or the Department to appoint a member in the event of a vacancy; requiring the Council members to elect the Council chair; prohibiting a member from receiving compensation except under certain circumstances; establishing a quorum of the Council; requiring the Council to meet for a certain number of times; establishing the responsibilities of the Council; requiring the Council to submit a certain report by a certain time; defining a certain term; and generally relating to the Maryland Charter School Advisory Council.

BY adding to  
Article – Education

Section 9–201 through 9–206 to be under the new subtitle “Subtitle 2.  
Maryland Charter School Advisory Council”  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1201 – Delegate Carter**

AN ACT concerning

**Baltimore City – New Youth Detention Facility – Commission on Delinquency  
and Youth Detention Prevention**

FOR the purpose of establishing the Commission on Delinquency and Youth Detention Prevention; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to administer a certain fund; requiring the Commission to report allocations from the fund to the Governor and the General Assembly annually on or before a certain date; stating the intent of the General Assembly that all State funding that would have been used to construct and operate the proposed 180–bed detention facility for juvenile offenders charged as adults in Baltimore City known as the New Youth Detention Facility be redirected to the fund administered by the Commission; providing for the termination of this Act; and generally relating to the Commission on Delinquency and Youth Detention Prevention.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1202 – Delegates A. Kelly, Afzali, Beidle, Carr, Cullison, George, Gutierrez, Haddaway–Riccio, Hogan, Hough, Hubbard, Hucker, Ivey, Kaiser, Kipke, Luedtke, Mizeur, Parrott, Pena–Melnik, Ready, B. Robinson, S. Robinson, Stein, Stocksdales, V. Turner, and M. Washington**

AN ACT concerning

**Health Occupations – Certified Professional Midwives – Pilot Program**

FOR the purpose of authorizing an individual to practice as a certified professional midwife in the State if the individual meets certain requirements; requiring the Department of Health and Mental Hygiene to adopt certain regulations for the certification of midwives in the State; requiring certain regulations to be consistent with certain standards and to include certain standards for the administration of certain substances; prohibiting certain regulations from requiring certain agreements, certain supervision, or certain assessments;

prohibiting certain regulations from limiting certain practice settings; authorizing the Department to set certain fees for certain purposes; requiring certain individuals to be certified before practicing midwifery in the State; providing certain exceptions to the requirement for certification; requiring certified professional midwives to file a certain birthing plan with the Department; requiring the Department to verify certain credentials and maintain a certain record on its Web site; providing for the construction of this Act; requiring the Department to submit a certain report and recommendations to the General Assembly on or before a certain date; providing for the termination of this Act; defining certain terms; and generally relating to the certification of midwives by the Department of Health and Mental Hygiene.

BY adding to

Article – Health Occupations

Section 6–101 through 6–109 to be under the new title “Title 6. Certified Professional Midwives”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1203 – Delegates Kramer and Simmons**

AN ACT concerning

#### **Homeowner’s or Renter’s Insurance – Underwriting and Policy Exclusions – Specific Breed or Size of Dog**

FOR the purpose of prohibiting an insurer, with respect to homeowner’s or renter’s insurance, from refusing to underwrite a risk based solely on the specific breed or size of a dog owned by an applicant or insured; prohibiting an insurer from excluding coverage under a policy of homeowner’s or renter’s insurance for a specific breed or size of a dog owned by an applicant or insured; providing for the application of this Act; and generally relating to underwriting and policy exclusions for dogs under policies of homeowner’s or renter’s insurance.

BY adding to

Article – Insurance

Section 27–501(r)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1204 – Delegates Braveboy, Anderson, Barkley, Barnes, Bobo, Burns, Cane, Carr, Carter, Clippinger, Conaway, Cullison, Donoghue,**

Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Haynes, Healey, Hixson, Howard, Hubbard, Hucker, Ivey, Jones, Kaiser, A. Kelly, Lee, Love, Luedtke, McHale, McIntosh, A. Miller, Mizeur, Murphy, Niemann, Oaks, Pena–Melnik, Pendergrass, Reznik, B. Robinson, S. Robinson, Rosenberg, Simmons, Stukes, Swain, Tarrant, F. Turner, V. Turner, Valderrama, Vaughn, Waldstreicher, Walker, A. Washington, M. Washington, and Zucker

AN ACT concerning

**Labor and Employment – Maryland Wage and Hour Law – Payment of Wages**

FOR the purpose of specifying the amount of the State minimum wage rate that is in effect for certain time periods; requiring the Commissioner of Labor and Industry to set the rate in a certain manner on or after a certain date or under certain circumstances; requiring that the Commissioner publish the rate in the Maryland Register on or before a certain date each year; repealing the exemption from the Maryland Wage and Hour Law for certain individuals; repealing the exemption from a certain provision of law related to the payment of overtime wages for certain employers; altering the percentage of the minimum wage rate that may be included by an employer as a tip credit amount as part of an employee's wage; altering the number of hours to be used by certain employers to compute overtime wages for certain employees; repealing the authorization for certain employers to use a certain number of hours to compute overtime wages for certain employees; authorizing an employee, under certain circumstances, to bring an action against the employer for certain damages, fees, and costs; requiring a court, under certain circumstances, to make a certain award to an employee; requiring, rather than authorizing, a court, under certain circumstances, to award an employee certain fees and costs; and generally relating to the payment of wages under the Maryland Wage and Hour Law.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 3–403, 3–413, 3–415, 3–419, 3–420, and 3–427  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1205 – Delegate Rudolph**

AN ACT concerning

**Task Force to Study Captive Insurers**



FOR the purpose of establishing the Task Force to Study Captive Insurers; providing for the purpose, membership, cochaIRS, and staffing of the Task Force; providing that the members of the Task Force may not receive compensation, but may be reimbursed for certain expenses; requiring the Task Force to study and report on certain matters to the Governor and certain committees on or before a certain date; providing for the termination of this Act; and generally relating to the captive insurance industry.

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1206 – Delegates Mitchell, Anderson, Bromwell, Conaway, Guzzone, Olszewski, and Vaughn**

AN ACT concerning

**Strategic Industry Partnership – Income Tax Credit**

FOR the purpose of allowing an individual or corporation a credit of a certain amount against the State income tax for certain investments in certain strategic industry partnerships; requiring the Department of Business and Economic Development to certify the amount of the credit that may be claimed; providing that the amount of credits certified may not exceed certain amounts; making the credit refundable; requiring the Department, the Department of Labor, Licensing, and Regulation, and the Comptroller to adopt certain regulations; providing for the application of this Act; making this Act contingent on the taking effect of another Act; and generally relating to an income tax credit for certain industry partnerships.

BY repealing and reenacting, without amendments,  
Article – Labor and Employment  
Section 11–701(a) and (h)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)  
(As enacted by Chapter \_\_\_\_ (S.B. 278/H.B. 227) of the Acts of the General Assembly of 2013)

BY adding to  
Article – Tax – General  
Section 10–733  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1207 – Delegates Gutierrez, Arora, Carter, Cullison, Hixson, Hucker, Ivey, Kaiser, A. Kelly, Kramer, Lee, A. Miller, Mizeur, Reznik, S. Robinson, and Waldstreicher**

AN ACT concerning

**Election Law – Early Voting Centers**

FOR the purpose of altering the number of registered voters used to determine the number of voting centers that must be established in a county; altering the number of early voting centers a county with more than a certain number of registered voters is required to establish; and generally relating to the establishment of early voting centers.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 10–301.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1208 – Delegate Hershey**

AN ACT concerning

**Bay Restoration Fee – Exemption – On–Site Sewage Disposal System Using  
Best Available Technology**

FOR the purpose of exempting a user of an on–site sewage disposal system that utilizes the best available technology for nitrogen removal from paying a Bay Restoration Fee; correcting a technical error; and generally relating to the Bay Restoration Fee.

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 9–1605.2(a)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–1605.2(c)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1209 – Delegates Frick, Aumann, Barve, Bohanan, Boteler, Branch, Cardin, Clagett, Fisher, George, Holmes, Myers, Serafini, Stukes, Szeliga, and Walker**

AN ACT concerning

**Recordation Taxes – Exemptions**

FOR the purpose of exempting certain indemnity mortgage transactions from the recordation tax; altering the transaction amount that is subject to the recordation tax for supplemental instruments of writing; making certain refinancing instruments exempt from the recordation tax; altering a certain definition; and generally relating to exemptions from the recordation tax.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 12–101(l), 12–105(f)(7), and 12–108(e) and (g)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1210 – Delegate Hershey**

AN ACT concerning

**Waterway Improvement Fund – Revenue Distributions – Marinas**

FOR the purpose of requiring the Comptroller to distribute certain revenues from the motor fuel tax and the sales and use tax to a certain fund; and generally relating to the distribution of revenues from certain taxes.

BY adding to

Article – Tax – General

Section 2–1103.1

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 2–1104(a) and 2–1303

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1211 – Delegates Schulz, Afzali, Aumann, Clagett, Clippinger, Dumais, Eckardt, Frank, Glass, Haddaway–Riccio, Hough, Kaiser, Krebs, McComas, McDermott, W. Miller, Niemann, Olszewski, Parrott, Schuh, Smigiel, Stocksdales, Szeliga, Valderrama, and Vitale**

AN ACT concerning

**Estates and Trusts – Slayer’s Statute  
(Ann Sue Metz Law)**

FOR the purpose of clarifying that a person who feloniously and intentionally kills, conspires to kill, or procures the killing of the decedent is disqualified from inheriting, taking, enjoying, receiving, or otherwise benefiting from the death, probate estate, or nonprobate property of the decedent, or from receiving a general or special power of appointment conferred by the will or trust of the decedent, or from serving as a personal representative, guardian, or trustee of a trust created by the decedent; providing for the severing of certain survivorship interests in certain circumstances; establishing that a disqualified person is not entitled to certain insurance or contractual benefits; establishing that a disqualified person shall be treated as if the person disclaimed certain property in certain circumstances; providing for the liability and obligations of certain persons; requiring a certain person to make restitution in certain circumstances; providing that a certain conviction is conclusive for certain purposes; authorizing a court to make a certain determination; defining a certain term; providing for the application of this Act; and generally relating to the killing of a decedent.

BY adding to

Article – Estates and Trusts

Section 11–112

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1212 – Delegates Frick, Bobo, Cardin, Carr, DeBoy, Murphy, Pendergrass, Reznik, Sophocleus, F. Turner, and Zucker**

AN ACT concerning

**Consumer Protection – Negative Option Feature – Restrictions**

FOR the purpose of prohibiting a merchant from using a negative option feature in connection with a sale of consumer goods or consumer services or a free trial offer for consumer goods or consumer services unless the merchant provides the consumer with a written disclosure of the terms and conditions of the negative option feature; providing that a negative option feature used in connection with

a sale of consumer goods or consumer services or a free trial offer for consumer goods or consumer services is not enforceable unless the consumer has expressly accepted the terms of the negative option feature in writing, as evidenced by a written or electronic signature; providing that a violation of certain provisions of this Act is an unfair or deceptive trade practice within the meaning of the Maryland Consumer Protection Act and is subject to certain enforcement and penalty provisions; defining certain terms; and generally relating to the use of negative option features in connection with the sale of consumer goods or consumer services or a free trial offer for consumer goods or consumer services.

BY adding to

Article – Commercial Law

Section 14–1324

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1213 – Delegates Frick, Gutierrez, Guzzone, Jones, B. Robinson, and Zucker**

AN ACT concerning

**State Personnel – Program to Improve Employee to Supervisor Ratio and Employee Span of Control Review Board**

FOR the purpose of requiring the Secretary of Budget and Management, in collaboration with the heads of units in the Executive Branch of State Government, to establish a program to improve the ratio of certain State employees to supervisors beginning on certain dates; requiring the Secretary to waive certain requirements under certain circumstances; providing that certain program requirements do not apply under certain circumstances; establishing the Employee Span of Control Review Board; providing for the membership of the Board; requiring the Department of Budget and Management to provide staff for the Board; requiring the Board to establish certain guidelines for a certain program and to consider requests for certain waivers or delayed implementation dates for certain units of State government; authorizing certain agency heads or presidents of public institutions of higher education to request certain waivers or delays beginning on a certain date; prohibiting certain Board members from participating in certain decisions under certain circumstances; requiring the Board to provide certain notice to certain units of State government; requiring certain agency heads or presidents of public institutions of higher education to provide certain documentation describing certain efforts; requiring the Board to make a certain determination before approving a waiver or delay; requiring the Secretary to report to the Governor and the General Assembly on or before a certain date each year; providing for the contents of the report; providing for the application of this Act; defining a certain term; and

generally relating to a program to improve the ratio of Executive Branch employees to supervisors and the Employee Span of Control Review Board.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 4–107  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

#### **House Bill 1214 – Delegate Walker**

AN ACT concerning

##### **Sales and Use Tax – Snack Food – Application**

FOR the purpose of specifying that a certain exemption from the sales and use tax does not apply to certain snack food; repealing a certain exemption from the sales and use tax for certain snack food; providing that the sales and use tax does not apply to the sale of a certain product through vending machines; defining a certain term; and generally relating to the application of the sales and use tax to snack food.

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 11–206  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

#### **House Bill 1215 – Delegate Walker**

AN ACT concerning

##### **Consumer Protection – Home Appliances – Warranty Enforcement**

FOR the purpose of requiring a manufacturer of home appliances or its agent to repair or correct a nonconformity in a home appliance at no cost to the consumer if the home appliance does not conform to the manufacturer's express warranties; providing that a manufacturer's obligation to repair or correct a nonconformity under this Act applies only if the consumer satisfies certain conditions; requiring a manufacturer, under certain circumstances and at the option of the consumer, to replace a home appliance with a comparable home appliance or accept return of a home appliance and refund the purchase price less certain reasonable allowances; requiring that a refund of the purchase price be made to

the consumer and any holder of a perfected security interest in the home appliance in a certain manner; providing that the manufacturer is responsible for the cost of returning a home appliance to the manufacturer; providing for certain affirmative defenses; establishing a certain presumption; providing for the extension of the term of a manufacturer's express warranty by any time during which a home appliance is out of service for repair of a nonconformity; providing for the extension of the term of a manufacturer's express warranty and a certain out-of-service period if repair services are not available for certain reasons; providing that this Act does not limit the rights and remedies that otherwise are available to a consumer under any other law; providing that a consumer is not required to resort to a certain informal dispute settlement procedure before certain provisions of this Act apply; providing that a consumer who resorts to an informal dispute resolution procedure may not be precluded from seeking other available remedies; providing that an agreement for the purchase of a home appliance is void to the extent that it attempts to waive, limit, or disclaim certain rights of a consumer; providing that a manufacturer that fails to comply with certain provisions of this Act is liable to the consumer for certain damages; authorizing a court to award reasonable attorney's fees to a prevailing plaintiff in an action brought under this Act; authorizing a court to order a party to pay to the other party reasonable attorney's fees if it appears that an action is brought in bad faith or is frivolous in nature; requiring that an action brought under this Act be brought within a certain time; providing that a violation of certain provisions of this Act is an unfair or deceptive trade practice within the meaning of the Maryland Consumer Protection Act; prohibiting a consumer who recovers damages under certain provisions of this Act from recovering damages for the same violation under a certain provision of the Maryland Consumer Protection Act; providing for the application of this Act; defining certain terms; and generally relating to home appliances and the enforcement of manufacturers' express warranties on home appliances.

BY adding to

Article – Commercial Law

Section 14–15A–01 through 14–15A–08 to be under the new subtitle “Subtitle 15A. Home Appliance Warranty Enforcement Act”

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1216 – Delegates A. Kelly, Bobo, Costa, Cullison, Eckardt, Elliott, Feldman, Hammen, Hubbard, Kach, Kipke, Pena–Melnik, Rosenberg, Tarrant, and V. Turner**

AN ACT concerning

**Health Insurance – Federal Mental Health Parity and Addiction Equity Act – Consumer Bill of Rights**

FOR the purpose of requiring certain carriers that offer a certain health insurance policy or contract to provide, in the mental health and substance use disorder benefits sections of the health insurance policy or contract documents, certain notices and other information relating to the federal Mental Health Parity and Addiction Equity Act; requiring a carrier to provide certain policy or contract information or documents to a member within a certain period of time; requiring a carrier to post on its Web site and provide by certain means within a certain period of time a release of information authorization form; defining certain terms; making the provisions of this Act applicable to health maintenance organizations; and generally relating to information in health insurance documents relating to compliance with the federal Mental Health Parity and Addiction Equity Act.

BY adding to

Article – Health – General

Section 19–706(oooo)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Insurance

Section 15–128

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1217 – Delegates Valderrama and Pena–Melnyk**

AN ACT concerning

#### **Food Service Facilities – Letter Grading**

FOR the purpose of requiring the Department of Health and Mental Hygiene to establish and implement a system for grading and classifying health inspection results for certain food service facilities; requiring the Department to provide certain food service facilities with letter grade cards; requiring certain food service facilities to immediately post letter grade cards under certain circumstances; prohibiting the Department from providing a letter grade card to a food service facility if the Department orders the closing of the facility; prohibiting a letter grade card from being defaced, marred, camouflaged, or hidden from public view; requiring certain food service facilities to post letter grade cards in a conspicuous manner; requiring the Department to conduct second inspections of certain food service facilities under certain circumstances; authorizing certain food service facilities to request certain hearings to contest



certain letter grades; authorizing a food service facility to defer posting a letter grade pending the results of a subsequent inspection; requiring a food service facility to remove a letter grade card under certain circumstances and post a sign provided by the Department advising the public of certain information regarding the inspection of the facility; requiring the Department to regrade certain inspection results and issue new letter grade cards under certain circumstances; defining certain terms; and generally relating to the grading of health inspection results for food service facilities in the State.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 21–309(a)(2) and 21–313  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health – General  
Section 21–313.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 21–316  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

## **House Bill 1218 – Delegates Szeliga and Aumann**

### **EMERGENCY BILL**

AN ACT concerning

### **Consumer Protection – Payment by Credit Card – Prohibition of Surcharge**

FOR the purpose of prohibiting a certain merchant from imposing a certain surcharge on a buyer who elects to use a credit card to make payment in a certain sales transaction; providing that this Act does not prohibit a merchant from offering a discount for a certain purpose if the discount is offered to all prospective buyers; providing that a violation of this Act is an unfair or deceptive trade practice within the meaning of the Maryland Consumer Protection Act and is subject to certain penalty and enforcement provisions; defining certain terms; making this Act an emergency measure; and generally relating to surcharges for making payments by credit card.

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 13–301(14)(xxiii)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Commercial Law  
Section 14–1324  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1219 – Delegates Cullison, Braveboy, Hubbard, Hucker, Love, McHale, McMillan, S. Robinson, M. Washington, and Zucker**

AN ACT concerning

**Consumer Protection – Required Notice by Financial Institutions –  
Nonpublic Personal Information**

FOR the purpose of requiring certain financial institutions that disclose to certain affiliates and nonaffiliated third parties certain nonpublic personal information to include a certain notice in certain statements; establishing certain content, placement, and font size requirements for the notice; defining certain terms; declaring the intent of the General Assembly; and generally relating to consumer protection and notice requirements for financial institutions.

BY adding to  
Article – Commercial Law  
Section 14–1324  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1220 – Delegates Swain, Carter, Valderrama, Valentino–Smith, and Vallario**

AN ACT concerning

**Invalidation and Destruction of Unexecuted Warrant, Summons, or Other  
Criminal Process – Failure to Appear Designation**

FOR the purpose of specifying that a certain provision of law relating to invalidation and destruction of an unexecuted warrant, summons, or other criminal process may not be construed to nullify or remove a failure to appear designation that has been placed on an individual's driving record by the Motor Vehicle Administration; limiting the circumstances under which a certain State's Attorney may argue against the invalidation and destruction of a certain warrant, summons, or other criminal process; making clarifying and stylistic changes; and generally relating to invalidation and destruction of an unexecuted warrant, summons, or other criminal process.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 4–109  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

#### **House Bill 1221 – Delegates Vitale and Ready**

AN ACT concerning

##### **State Board of Morticians and Funeral Directors – Practice of Mortuary Science – Trade Names**

FOR the purpose of altering a prohibition on practicing mortuary science under a certain name to allow a person to practice mortuary science under a name other than the name that appears on that person's license; and generally relating to the regulation of the practice of mortuary science by the State Board of Morticians and Funeral Directors.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 7–503  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government  
Operations.

#### **House Bill 1222 – Delegate Weir**

AN ACT concerning

##### **Real Property – Landlord Defenses in Nuisance Actions**

FOR the purpose of establishing a complete defense to any nuisance action brought under State or local law against a landlord if the tenant's actions are the basis for the action and certain actions have been taken by the landlord or the District Court in a suit to repossess the premises based on a breach of the lease; and generally relating to landlord defenses in nuisance actions.

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 8–402.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1223 – Delegates McMillan, Beidle, Fisher, Frush, George, Hogan, Kipke, Pena–Melnik, Ready, Schuh, Sophocleus, Stocksdale, Vitale, and Wood**

AN ACT concerning

**Homestead Property Tax Credit – Eligibility Verification and Application –  
Extension and Notice**

FOR the purpose of altering the date after which the homestead property tax credit may not be authorized or granted unless a certain application is filed with the State Department of Assessments and Taxation; requiring each county to provide a certain notification to homeowners about the homestead tax credit; and generally relating to the homestead tax credit.

BY repealing and reenacting, without amendments,  
Article – Tax – Property  
Section 9–105(d)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 9–105(d)(6) and (f)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1224 – Delegates Stein, Cardin, and Morhaim**

AN ACT concerning

**Public Safety – Gas Pipelines – Emergency Response Planning**

FOR the purpose of requiring the Maryland Emergency Management Agency (MEMA), in consultation with certain persons, to establish emergency response standards for certain gas transmission companies; requiring a gas transmission company to submit to MEMA an emergency response plan that meets certain minimum federal standards; requiring MEMA to review the emergency response plan of a gas transmission company and to require certain amendments or updates as needed to protect public safety; requiring a gas transmission company to meet with a certain local fire department to discuss and review emergency response plans; defining certain terms; and generally relating to gas pipeline safety.

BY adding to

Article – Public Safety

Section 15–101 through 15–103 to be under the new title “Title 15. Gas Pipeline Safety”

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1225 – Delegate Kach**

AN ACT concerning

**Criminal Law – Drive–By Shooting – Forfeiture of Motor Vehicle**

FOR the purpose of prohibiting a person, while in or having just exited a motor vehicle, from recklessly discharging a firearm at or toward another motor vehicle or building or at or toward another person or an occupied building or motor vehicle; requiring the forfeiture of a certain motor vehicle, subject to certain requirements; and generally relating to discharging firearms from motor vehicles.

BY adding to

Article – Criminal Law

Section 4–110

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1226 – Delegate Simmons**

AN ACT concerning

**Creation of a State Debt – Montgomery County – Metropolitan Ballet Theatre  
Relocation and Expansion**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of Metropolitan Ballet Theatre & Academy, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1227 – Delegates Braveboy and O'Donnell**

**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

**General Assembly – Appointment to Vacancy in Office – Procedure**

FOR the purpose of prohibiting, except under certain circumstances, the Governor from refusing to appoint the individual whose name was submitted by a certain central committee to fill a vacancy in the office of Delegate or Senator; authorizing, under certain circumstances, a central committee to withdraw the name of an individual submitted to the Governor; requiring, if a name is withdrawn, the central committee to submit a new name within a certain time period; making stylistic changes; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing a repeal of the Maryland Constitution

Article III – Legislative Department

Section 13

BY proposing an addition to the Maryland Constitution

Article III – Legislative Department

Section 13

Read the first time and referred to the Committee on Rules and Executive Nominations.

**House Bill 1228 – Delegates Valentino-Smith, Braveboy, Howard, Mitchell,  
Pena-Melnyk, Stukes, Summers, Swain, V. Turner, Valderrama,  
Vallario, and Vaughn**

AN ACT concerning

**Commission to Study the Disproportionate Justice Impact on Minorities**

FOR the purpose of establishing the Commission to Study the Disproportionate Justice Impact on Minorities; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to identify, study, report on, and make recommendations regarding certain matters; requiring the Commission to hold a certain number of public hearings within a certain period of time; requiring the Commission to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Commission to Study the Disproportionate Justice Impact on Minorities.

Read the first time and referred to the Committee on Judiciary.

**House Bill 1229 – Delegate Weir**

AN ACT concerning

**Motor Vehicle Registration Fees – Exemptions – Surviving Spouses of Veterans**

FOR the purpose of repealing a requirement that the surviving spouse of a deceased disabled veteran be of a certain age to qualify for a certain exemption from motor vehicle registration fees; exempting from motor vehicle registration fees a certain vehicle owned by an individual who meets certain requirements and is the surviving spouse of a veteran who died in combat or from a combat-related injury; and generally relating to exemptions from motor vehicle registration fees.

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 13–903(a)(9) and (10)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Transportation  
Section 13–903(a)(11)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1230 – Delegates Dumais, Clippinger, Glass, Glenn, Hough, Ivey, A. Kelly, Lee, Luedtke, McDermott, A. Miller, Parrott, Rosenberg,**

**Simmons, Smigiel, Swain, Valderrama, Valentino-Smith, and Waldstreicher**

AN ACT concerning

**Domestic Violence – Persons Eligible for Relief and Orders to Vacate Home**

FOR the purpose of altering, for purposes of certain provisions of law relating to domestic violence, the definition of “person eligible for relief” to include an individual who has had a sexual relationship with a certain respondent and an individual involved in a certain intimate relationship with a certain respondent; establishing that a final protective order may order the respondent to vacate the home immediately and award temporary use and possession of the home to the person eligible for relief or, in certain instances, to an adult living in the home, if the person eligible for relief and the respondent intended to share the home together on a nontemporary basis; and generally relating to domestic violence.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 4–501(m) and 4–506(d)

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1231 – Delegates McMillan, Cardin, and Serafini**

AN ACT concerning

**State Aid – Business Transparency and Financial Disclosure Act**

FOR the purpose of requiring certain corporations that receive certain State subsidies of at least a certain amount to file a certain annual disclosure report with the granting body that provides the subsidy; requiring the disclosure report to contain certain information; requiring the disclosure report to be provided on or before a certain date; requiring a granting body to publish the disclosure report on its Web site on or before a certain date; defining certain terms; and generally relating to the filing of certain disclosure reports.

BY adding to

Article – State Finance and Procurement

Section 7–407

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.



**House Bill 1232 – Delegates Swain, Valderrama, Valentino-Smith, and Vallario**

AN ACT concerning

**Issuance of Search Warrant by Electronic Means Act of 2013**

FOR the purpose of expanding a certain provision of law requiring an application for a search warrant to be in writing to authorize an application for a search warrant to be submitted through any electronic or digital means; and generally relating to search warrants.

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 1–203(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1233 – Delegates George, Dwyer, and W. Miller**

AN ACT concerning

**Criminal Procedure – Law Enforcement Agencies – Use of Drones**

FOR the purpose of prohibiting a law enforcement agency from using a drone to gather evidence or other information without a warrant, except under certain circumstances; authorizing an aggrieved party to initiate a certain civil action against a law enforcement agency; establishing that evidence obtained or collected in violation of this Act is not admissible as evidence in a criminal prosecution in a court of law in this State; defining certain terms; and generally relating to the use of drones by law enforcement.

BY adding to  
Article – Criminal Procedure  
Section 1–203.1  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1234 – Delegate Frank**

AN ACT concerning

**Election of Circuit Court Judges – Random Ordering of Names**

FOR the purpose of requiring a local board of elections to conduct a random drawing of the names of the candidates for election for circuit court judge to determine the order of the names on the ballot; requiring the drawing to be conducted in the manner required by the State Board of Elections; and generally relating to the placement of names on the ballot of candidates for election as judge of the circuit court.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 9–210(j)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1235 – Delegate McDermott**

AN ACT concerning

**Vehicle Laws – Law Enforcement Vehicles – Tinted Windows**

FOR the purpose of exempting a vehicle used by a law enforcement agency from a prohibition against affixing certain tinting materials to a vehicle's windows; and generally relating to law enforcement.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 22–406(i)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1236 – Delegates Hixson and A. Miller**

AN ACT concerning

**Recordation and Transfer Taxes – Low Income Housing Projects –  
Controlling Interest**

FOR the purpose of establishing the consideration used to calculate the recordation and State and county transfer tax on certain transactions for which a controlling interest is conveyed; providing for the application of this Act; and generally relating to State and county transfer taxes.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 12–103(a), 13–203(a), and 13–412  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to  
Article – Tax – Property  
Section 12–103(a–1), 13–203(a–1), and 13–412(c)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1237 – Delegate Bromwell (By Request – State Board of Pharmacy)**

AN ACT concerning

**Health Care Practitioners – Prescription Drug or Device Dispensing –  
Medical Facilities or Clinics That Specialize in Treatment Reimbursable  
Through Workers’ Compensation Insurance**

FOR the purpose of repealing a certain exception from the requirement that an individual be licensed by the Board of Pharmacy before the individual may practice pharmacy in the State; requiring a dentist, physician, or podiatrist who dispenses a prescription drug or device in the course of treating a patient at a medical facility or clinic that specializes in the treatment of medical cases reimbursable through workers’ compensation insurance to obtain a dispensing permit and meet certain other requirements; and generally relating to dispensing of prescription drugs or devices by dentists, physicians, or podiatrists.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 12–102(g)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1238 – Delegate Hucker**

AN ACT concerning

**Utility Companies – Removal of Lines from Utility Poles**

FOR the purpose of requiring certain electric companies and telephone companies to coordinate with certain companies the timing of the removal of certain lines so that certain lines are removed within a certain period of time; authorizing the Public Service Commission to adopt certain regulations or issue certain orders; and generally relating to the removal of lines from poles owned by utility companies.

BY adding to

Article – Public Utilities  
Section 7–215 and 8–109  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1239 – Montgomery County Delegation and Prince George’s County Delegation**

AN ACT concerning

**Washington Metropolitan Area Transit District – Establishment of Sales  
Outlets in Prince George’s County  
MC/PG 117–13**

FOR the purpose of requiring the Washington Suburban Transit Commission to take any action necessary to enter the Washington Suburban Transit District into a contract or agreement with the Washington Metropolitan Transit Authority to establish at least three sales outlets in Prince George’s County at which senior citizens may purchase discounted fare cards; requiring sales outlets established in accordance with this Act to be located at certain locations in Prince George’s County; and generally relating to the Washington Suburban Transit District and sales outlets in Prince George’s County.

BY adding to

The Public Local Laws of Montgomery County  
Section 87–12(b)  
Article 16 – Public Local Laws of Maryland  
(2004 Edition and December 2012 Supplement, as amended)

BY adding to

The Public Local Laws of Prince George’s County  
Part III, Section 12(b)  
Article 17 – Public Local Laws of Maryland  
(2007 Edition and 2010 Supplement, as amended)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1240 – Howard County Delegation**

AN ACT concerning

**Howard County – Alcoholic Beverages – Continuing Care Retirement  
Community License  
Ho. Co. 10–13**

FOR the purpose of establishing in Howard County a Class C (Continuing Care Retirement Community) beer, wine and liquor license; establishing qualifications for a licensee; authorizing a licensee to keep for sale and sell at retail to a resident or a guest of the community beer, wine, and liquor for consumption on the premises; providing for an annual license fee; and generally relating to alcoholic beverages in Howard County.

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 6–301(o)(1)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

BY adding to  
Article 2B – Alcoholic Beverages  
Section 6–301(o)(6)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1241 – Delegates Jacobs and Wood**

AN ACT concerning

**Fishing – Sustainable Fisheries Enforcement Fund**

FOR the purpose of establishing the Sustainable Fisheries Enforcement Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department of Natural Resources to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; applying a certain surcharge to certain angler's licenses, commercial fishing licenses, and recreational fishing licenses; requiring that a certain surcharge be credited to the Sustainable Fisheries Enforcement Fund to finance certain enforcement activities of the Natural Resources Police Force; defining a certain term; providing for a delayed effective date; and generally relating to the Sustainable Fisheries Enforcement Fund.

BY adding to

Article – Natural Resources  
Section 1–211  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Natural Resources  
Section 4–604(a) and 4–701(a) and (d)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Natural Resources  
Section 4–604(f), 4–701(e) and (p), and 4–745  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 1242 – Delegates McDermott and Smigiel**

AN ACT concerning

#### **Correctional Services – Inmate Health Care Services – Billing**

FOR the purpose of declaring a certain legislative intent relating to inmate health care services and implementation of certain solutions and processes and use of certain savings; requiring the Department of Public Safety and Correctional Services to implement certain measures and certain automated health care billing systems that meet certain requirements; requiring the Department to conduct certain reviews of certain claims; requiring the Department to implement certain health care claims and audit recovery services; authorizing the Department to contract with a vendor to implement certain technologies based on certain reimbursement models; providing that reimbursement models with a vendor may include certain performance guarantees; providing for the application of this Act; defining a certain term; and generally relating to inmate health care services.

BY adding to

Article – Correctional Services  
Section 10–802  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1243 – Delegates Jacobs, Hershey, Otto, Weir, and Wood**

AN ACT concerning

**Environment – Water Pollution Control – Penalties**

FOR the purpose of altering certain civil and administrative penalties for certain water pollution control violations; requiring the Department of the Environment to distribute certain proceeds from the penalties to the Fisheries Research and Development Fund for a certain use; and generally relating to penalties for water pollution control violations.

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 9–331.1(a)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 9–342  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 4–209  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1244 – Delegates Jacobs, Hershey, Otto, Weir, and Wood**

AN ACT concerning

**Oyster Dredging – Waters North of the Chesapeake Bay Bridge and Kent Narrows Bridge**

FOR the purpose of adding the waters of Anne Arundel County, Baltimore County, Cecil County, Harford County, Kent County, and Queen Anne’s County that lie north of the Chesapeake Bay Bridge and the Kent Narrows Bridge to the areas of State waters in the Chesapeake Bay where a person may catch oysters by dredge; and generally relating to oyster dredging in the Chesapeake Bay.

BY repealing and reenacting, with amendments,

Article – Natural Resources  
Section 4–1012  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1245 – Delegates Rosenberg, Bobo, Carr, Cullison, Gutierrez, Hubbard, A. Kelly, Kipke, Luedtke, and Tarrant**

AN ACT concerning

**Mental Health and Substance Use Disorder Safety Net Act of 2013**

FOR the purpose of requiring the Department of Public Safety and the Department of Health and Mental Hygiene (DHMH) to establish a certain Prison In–Reach Program; requiring each county board of education to include behavioral health services with school health services; requiring DHMH to report to the Governor and the General Assembly on or before a certain date on a plan for statewide implementation of the School Health Program; requiring the Alcohol and Drug Abuse Administration to implement a certain program throughout the State to promote early identification of substance abuse; requiring the Director of the Mental Hygiene Administration to provide a certain annual report to the Governor and the General Assembly on the progress of the Administration in implementing certain evidence–based practices; requiring DHMH to develop a certain reimbursement methodology for the reimbursement of community behavioral health providers; requiring DHMH to implement a certain plan to provide funding support for community behavioral health providers; requiring the Governor to provide certain funding in certain fiscal years in a certain manner for providing housing assistance and residential levels of care for certain individuals; requiring the Mental Hygiene Administration to require each core service agency to enter into memoranda of understanding with local detention centers to establish a certain data sharing initiative; requiring the Mental Hygiene Administration, in coordination with the Department of Aging and core service agencies, to implement a certain geriatric behavioral health specialist program; requiring the Governor to include in the annual budget bill certain funding to implement the Maryland Mental Health Crisis Response System; requiring the Mental Hygiene Administration to implement a certain Mental Health First Aid program; requiring DHMH and the State Department of Education, in collaboration with certain schools, to implement a Behavioral Health Integration in Pediatric Primary Care program (B–HIPP); providing for the purpose of B–HIPP; requiring B–HIPP to provide certain services; requiring the Governor to include in the annual budget bill certain funding for B–HIPP; repealing a certain provision of law that makes the Maryland Mental Health Crisis Response System contingent on the receipt of certain funding; repealing a certain provision of law that makes contingent on the receipt of certain funding the requirement that DHMH suspend, instead of terminate, Maryland Medical



Assistance Program benefits for certain individuals who are incarcerated or admitted to an institution for the treatment of mental disease; stating the intent of the General Assembly; requiring DHMH to conduct a certain examination of certain funding sources and to provide a certain report, on or before a certain date, to the Governor and the General Assembly; defining a certain term; and generally relating to mental health, substance use disorder, and behavioral health services.

BY adding to

Article – Correctional Services

Section 9–614

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 7–401(a) and 7–415

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General

Section 8–1101 to be under the new subtitle “Subtitle 11. Early Intervention Services”; 10–906, 10–907, 10–1204, 10–1205, and 10–1501 to be under the new subtitle “Subtitle 15. Mental Health First Aid”; and 10–1601 through 10–1605 to be under the new subtitle “Subtitle 16. Behavioral Health Integration in Pediatric Primary Care Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 10–207

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 10–1404

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

(As enacted by Chapter 82 of the Acts of the General Assembly of 2005)

BY repealing

Chapter 371 of the Acts of the General Assembly of 2002

Section 2

BY repealing

Chapter 82 of the Acts of the General Assembly of 2005  
Section 2

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1246 – Delegates Luedtke, Barkley, Bobo, Carr, Hixson, Lafferty, Mizeur, S. Robinson, Rosenberg, Summers, Tarrant, Waldstreicher, and Zucker**

AN ACT concerning

**Business Relief and Tax Fairness Act of 2013**

FOR the purpose of altering a certain fee collected by the State Department of Assessments and Taxation for the filing of certain documents by certain corporations and business entities; requiring certain corporations to compute Maryland taxable income using a certain method; requiring, subject to regulations adopted by the Comptroller, certain groups of corporations to file a combined income tax return reflecting the aggregate income tax liability of all the members of the group; requiring the Comptroller to adopt certain regulations; requiring certain regulations to be consistent with certain regulations adopted by the Multistate Tax Commission; defining certain terms; providing for the application of this Act; and generally relating to fees collected by the State Department of Assessments and Taxation and the Maryland corporate income tax.

BY repealing and reenacting, without amendments,

Article – Corporations and Associations  
Section 1–203(a)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Corporations and Associations  
Section 1–203(b)(3)(ii)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY adding to

Article – Tax – General  
Section 10–402.1  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General  
Section 10–811  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1247 – Delegates O'Donnell, Afzali, Anderson, Aumann, Bates, Beidle, Beitzel, Branch, Braveboy, Bromwell, Burns, Cane, Cardin, Carr, Carter, Clagett, Cluster, DeBoy, Donoghue, Eckardt, Elliott, Feldman, Fisher, Frank, Frush, George, Glass, Glenn, Griffith, Haddaway–Riccio, Haynes, Healey, Hershey, Hogan, Holmes, Howard, Impallaria, Jacobs, Jameson, Jones, Kach, A. Kelly, K. Kelly, Krebs, Lafferty, McComas, McDermott, McIntosh, W. Miller, Morhaim, Myers, Niemann, Norman, Oaks, Otto, Pena–Melnik, Proctor, Ready, S. Robinson, Rosenberg, Schulz, Serafini, Smigiel, Stein, Stifler, Stocksdales, Tarrant, F. Turner, V. Turner, Vitale, Walker, A. Washington, M. Washington, Weir, and Wilson**

AN ACT concerning

**State Government – Frederick Douglass and Harriet Tubman Memorial  
Statues – Placement and Commission**

FOR the purpose of requiring that a Frederick Douglass Memorial Statue and a Harriet Tubman Memorial Statue be placed on the grounds of the State House in a certain location; requiring the Commission on Artistic Property to oversee the care and maintenance of the statues; establishing the Commission on the Frederick Douglass and Harriet Tubman Memorial Statues; providing for the composition, chair, and staffing of the Commission on the Frederick Douglass and Harriet Tubman Memorial Statues; prohibiting a member of the Commission on the Frederick Douglass and Harriet Tubman Memorial Statues from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission on the Frederick Douglass and Harriet Tubman Memorial Statues to develop and implement a process to create certain memorial statues and take other certain action relating to the creation of the memorial statues; requiring the Commission on the Frederick Douglass and Harriet Tubman Memorial Statues to submit a certain interim report to the Governor and the General Assembly on or before a certain date; providing for the termination of a certain provision of this Act; and generally relating to the Frederick Douglass and Harriet Tubman Memorial Statues.

BY repealing and reenacting, without amendments,

Article – State Government  
Section 9–1016 and 9–1021(a)(1)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1248 – Delegate Jameson (By Request)**

AN ACT concerning

**Workers' Compensation – Average Weekly Wage – Volunteer Company Member**

FOR the purpose of altering the method of computing the average weekly wage for workers' compensation benefits for certain members of a volunteer ambulance, ambulance and rescue, or fire company in Baltimore County; providing that the average weekly wage for workers' compensation benefits for certain members of volunteer companies shall be the greater of certain salaries or wages; and generally relating to the computation of the average weekly wage of members of volunteer fire companies.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 9–602(b) and (g)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1249 – Delegate Haynes**

AN ACT concerning

**Baltimore City – School Construction – Block Grants**

FOR the purpose of establishing the Baltimore City Public Schools Construction Authority; providing for the purpose, duties, membership, appointment, terms, and compensation of the Authority; requiring the Authority to appoint an executive director and establishing the duties of that position; authorizing the Authority to employ or retain employees or contractors as appropriate; authorizing the Authority, under certain circumstances, to acquire and take title to property, enter into contracts, fix and collect certain rents and other charges, mortgage or encumber a project and its site, make a loan, contract for certain services, and receive certain contributions and gifts; specifying that the Authority shall be responsible for certain school facilities construction and capital improvement projects; authorizing the Authority or other issuer of bonds to hold title to certain properties or improvements to certain properties under certain circumstances; specifying that certain expenses incurred by the Authority are payable only from certain funds; requiring certain audits of the

Authority; requiring certain audits to be submitted by a certain date to certain entities; declaring the intent of the General Assembly that the Authority shall remain in existence as long as certain debt is outstanding; authorizing the issuance of certain bonds; setting certain requirements, guidelines, and procedures for the issuance of certain bonds; specifying that certain projects financed under this Act shall be approved by the Interagency Committee on School Construction; requiring the Authority, the Baltimore City Board of School Commissioners, and the Interagency Committee on School Construction to enter into a certain memorandum of understanding; limiting the amount of certain outstanding debt of the Authority; specifying that the Authority may secure certain bonds by a trust agreement and setting the requirements, guidelines, and procedures for that trust agreement; authorizing certain financial entities to invest certain funds in certain bonds; specifying that certain bonds issued under this Act are not a debt, liability, moral obligation, or a pledge of the faith and credit of the State or any subdivision of the State; providing how proceeds from the sale of certain bonds may be expended; authorizing the issuance of refunding bonds and bond anticipation notes under certain circumstances and subject to certain provisions; exempting the Authority, its agent, lessee, and the principal and interest on certain bonds from State and local taxes; requiring the State to provide a certain block grant each year for school construction projects in Baltimore City; providing for the funding and an annual increase in the amount of funding for certain school construction projects in Baltimore City; specifying the uses for a certain block grant; authorizing the Baltimore City Board of School Commissioners to acquire, construct, reconstruct, equip, maintain, repair, or renovate facilities at any location in Baltimore City through another entity acting as its agent and enter into contracts with public or private entities for such purposes; specifying that a transfer of a certain interest in a public school building in connection with financing the cost of improvements to that building is not a sale, lease, or disposal of that building; increasing the amount of bonds that the Baltimore City Board of School Commissioners may have outstanding; specifying that the amount of outstanding debt of the Baltimore City Board of School Commissioners does not include bonds issued by an entity other than the Board, including bonds issued by the Authority or other issuer of bonds; defining certain terms; authorizing the Maryland Health and Higher Educational Facilities Authority to issue bonds on behalf of the Authority; and generally relating to school construction projects in Baltimore City.

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 10–301  
Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 4–114, 4–115, 4–119, 4–126, 4–306.1, 4–306.2(a) and (b), and 5–301(i)

Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 4–401 through 4–424 to be under the new subtitle “Subtitle 4. Baltimore City Public Schools Construction Authority”; and 5–301(c–1)

Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 1250 – Delegates Valderrama, Clippinger, and Valentino-Smith**

AN ACT concerning

#### **Crimes – Threat of Mass Violence**

FOR the purpose of prohibiting a person from threatening to commit, or causing to be committed, a certain crime of violence that would place others at substantial risk of death or serious physical injury if there are certain probable consequences of the threat; establishing that this Act applies to a threat made by oral or written communication or electronic mail; establishing that a person who violates this Act is guilty of the felony of making a threat of mass violence; establishing a penalty for a violation of this Act; requiring a court to order a person convicted under this Act to reimburse certain persons; providing for the venue for a prosecution under this Act; defining certain terms; and generally relating to the felony of making a threat of mass violence.

BY adding to

Article – Criminal Law

Section 3–1001 to be under the new subtitle “Subtitle 10. Threat of Mass Violence”

Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 1251 – Delegates Clippinger, Anderson, Barnes, Guzzone, Hucker, Kaiser, Rosenberg, Valderrama, and Waldstreicher**

AN ACT concerning

#### **Public Safety – Firearms – Firearms Sales Prohibition**

FOR the purpose of prohibiting the sale or transfer of a regulated firearm or ammunition by a business that derives a certain percentage of the business’s

gross revenues from the sale of certain goods; providing that a violation of this Act is a civil penalty; establishing certain procedures for the issuance of a citation under this Act; and generally relating to regulated firearms and ammunition sales prohibitions.

BY adding to

Article – Public Safety

Section 5–142.1

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1252 – Delegates A. Kelly, Bobo, Costa, Cullison, Eckardt, Elliott, Feldman, Hammen, Hubbard, Kach, Kipke, Pena–Melnik, Rosenberg, Tarrant, and V. Turner**

AN ACT concerning

**Health Insurance – Federal Mental Health Parity and Addiction Equity Act –  
Utilization Review Criteria and Standards**

FOR the purpose of requiring the information that a private review agent submits to the Maryland Insurance Commissioner in conjunction with a certain application to include certification by the private review agent that the criteria and standards to be used in conducting utilization review are, for review of mental health and substance use disorder benefits, in compliance with the federal Mental Health Parity and Addiction Equity Act; prohibiting a private review agent from using criteria and standards to conduct utilization review unless the criteria and standards used by the private review agent are, for review of mental health and substance use disorder benefits, in compliance with the federal Mental Health Parity and Addiction Equity Act; making a stylistic change; and generally relating to utilization review criteria and standards used by private review agents for review of mental health and substance use disorder benefits under health insurance and compliance with the federal Mental Health Parity and Addiction Equity Act.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15–10B–05(a)(11) and 15–10B–11(8)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Insurance

Section 15–10B–11(9)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1253 – Delegates Jacobs, Otto, Weir, and Wood**

AN ACT concerning

**Natural Resources – Commercial Fishing – Licensing**

FOR the purpose of altering the annual fees and surcharges for certain commercial fishing licenses and authorizations; requiring that tidal fish licensees with certain authorizations obtain a harvester registration from the Department of Natural Resources; establishing a certain annual fee for the harvester registration; establishing that the harvester registration is nontransferable; authorizing the Department to issue a permit to commercially harvest certain fish species, subject to certain annual fees; authorizing the Department to adopt regulations establishing a permit to commercially harvest certain other fish species, subject to a certain maximum annual fee; repealing a provision of law authorizing a tidal fish licensee to catch striped bass for sale on payment of a certain annual surcharge; altering the amount of a certain annual surcharge for seafood marketing programs assessed on tidal fish licensees; exempting certain nonresident tidal fish licensees from a certain required annual surcharge; requiring the Department to accept applications for certain commercial fish license authorizations and to maintain a waiting list of candidates for each fishing activity in a certain order; repealing provisions of law that authorize the Department to establish and issue a commercial fishing apprenticeship permit, accept applications and annual fees for the permit, issue a certain license to a person who has completed an apprenticeship, adopt certain regulations related to the criteria required for an apprenticeship permit, and otherwise administer a commercial fishing apprenticeship permit process; authorizing a tidal fish licensee to renew a harvester registration annually; repealing a certain provision of law authorizing certain tidal fish license conversions; requiring certain licensees to possess a harvester registration when engaged in certain commercial fishing activity; altering certain standards for determining when a person is required to obtain a seafood dealer authorization; requiring certain persons to obtain a bait harvester permit under certain circumstances; establishing an annual fee for a bait harvester permit; requiring a licensee to provide the Department certain notification and pay a certain pound net activity registration fee in a certain time frame before setting a pound net; authorizing the Governor annually to include a certain appropriation in the State budget for a certain purpose; providing for certain corrections of cross-references and terminology; clarifying certain language; and generally relating to commercial fishing licensing.

BY repealing and reenacting, with amendments,



Article – Natural Resources  
Section 4–701, 4–702, and 4–711(i)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing

Article – Natural Resources  
Section 4–701.1  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Natural Resources  
Section 4–711(a), (b), and (h)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Natural Resources  
Section 4–711(i)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1254 – Delegates Costa, Afzali, Clagett, Cullison, Elliott, Frank, Hogan, Kipke, Krebs, Oaks, Pena–Melnyk, Ready, Reznik, Schulz, Tarrant, and V. Turner**

AN ACT concerning

### **Public Health – Forensic Laboratories – Regulation**

FOR the purpose of requiring that inspections of certain forensic laboratories be conducted with a certain frequency; requiring the Secretary of Health and Mental Hygiene to authorize a certain nonprofit accreditation body to inspect certain forensic laboratories in the State; requiring certain forensic laboratories to obtain accreditation from a certain nonprofit accreditation body before applying for a certain license; requiring the Secretary to approve a certain nonprofit accreditation body to accredit forensic laboratories in the State; requiring a licensee to submit evidence to the Secretary of current accreditation from a certain nonprofit accreditation body in order to renew its license; specifying certain matters relating to the implementation of certain provisions of this Act about which the Forensic Laboratory Advisory Committee must advise the Secretary; defining a certain term; and generally relating to the regulation of forensic laboratories in the State.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 17-2A-01, 17-2A-02, 17-2A-08, and 17-2A-12(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General

Section 17-2A-03.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Judiciary.

### **House Bill 1255 – Delegates Niemann and Malone**

AN ACT concerning

#### **Motor Vehicles – Towing Services – Licensing**

FOR the purpose of requiring a tow truck registered in the State to display a certain registration sticker in a certain manner; prohibiting, after a certain date, a person from registering a tow truck unless the person obtains a certain license; authorizing a police department to take an improperly registered tow truck into custody, subject to reclamation under certain circumstances; requiring, after a certain date, a person to obtain a license from the Motor Vehicle Administration before driving a tow truck in the State, operating a towing service in the State, or operating a certain vehicle storage facility in the State; requiring the Administration to adopt certain regulations governing towing services by a certain date; establishing the Towing Regulation Advisory Board in the Administration; providing for the membership, officers, duties, meetings, and terms for the Advisory Board; authorizing the Governor to remove a member of the Advisory Board under certain circumstances; requiring the Administration to staff the Advisory Board; prohibiting compensation and providing for reimbursement for expenses for a member of the Advisory Board; authorizing the Administration to investigate a complaint alleging a towing violation under certain standards and procedures; authorizing the Administration to establish certain fees; establishing the Towing Services Fund; establishing the purpose of the Fund; providing for the funding of the Fund and uses of money in the Fund; requiring the Administration to provide certain information on a towing service licensee to a person on payment of a certain fee; establishing certain minimum qualifications for a towing service license; establishing certain application and renewal procedures for a towing service license; requiring the Administration to reinstate certain towing service licenses under certain circumstances; establishing the duties of a towing service licensee; establishing certain administrative and criminal penalties for certain violations of this Act;

establishing certain standards for determining certain administrative penalties; providing for an administrative hearing before the Administration imposes certain penalties under this Act; establishing certain employment restrictions and prohibited acts for a towing service licensee; defining certain terms; providing for the construction of this Act; and generally relating to the licensing of towing services.

BY repealing and reenacting, without amendments,

Article – Transportation  
Section 13–920(a) and 27–101(a) and (b)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 13–920(g)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Transportation  
Section 13–920(k) and (l); 15–901 through 15–919 to be under the new subtitle  
“Subtitle 9. Towing Services”; and 27–101(ff)  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

### **House Bill 1256 – Delegate Rosenberg**

AN ACT concerning

#### **Workers’ Compensation – Occupational Disease – Post–Traumatic Stress Disorder**

FOR the purpose of creating a presumption that a first responder suffering from post–traumatic stress disorder is suffering from a certain occupational disease and is compensable under certain circumstances; providing that a certain employee who is eligible for benefits under this Act or that employee’s dependents shall receive the benefits in addition to certain retirement benefits; defining a certain term; providing for the application of this Act; and generally relating to workers’ compensation.

BY adding to

Article – Labor and Employment  
Section 9–503(e)  
Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 9–503(e)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1257 – Delegates McIntosh, Bobo, Healey, Lafferty, and Niemann**

AN ACT concerning

### **Land Use – Clarifications and Corrections**

FOR the purpose of clarifying certain provisions of law relating to zoning, planning, subdivision, and other land use laws of the State; altering the contents of a certain annual report to refer to approved rather than adopted plans; requiring certain counties on the tidal waters of the State to designate certain areas for certain purposes; clarifying that code counties as well as charter counties shall adopt certain visions and may adopt certain regulations; clarifying a certain requirement of consistency with the plan for certain zoning laws and other local laws; altering a certain deadline concerning inclusion of certain plan elements and the consequences of failing to include them in the plan; prohibiting a member of a legislative body from serving as a member of a certain planning commission; clarifying the method of appointment process for a vacancy on a planning commission; requiring certain local jurisdictions to appoint one or more alternate members of a planning commission or a board of appeals; altering the grounds and procedures for removing a member of a planning commission or certain boards of appeals; requiring a planning commission to provide a copy of certain documents to certain regional units; authorizing a county and a municipal corporation to employ an appropriate mediation and conflict resolution service for certain purposes; authorizing the inclusion of and notice for certain conditions and limitations in a certain annexation agreement; altering certain purposes for certain zoning regulations and subdivision regulations; altering a certain prohibition on the negotiation for sale of certain lots in certain unapproved subdivisions; requiring a certain report on certain restrictions to include certain information concerning certain waivers; clarifying the relationship between the purposes of a program for the transfer of development rights with certain other development management programs and techniques; clarifying the authority of a public principal in negotiating certain agreements in connection with a development rights and responsibilities agreement; providing for the removal of a member of a historic district commission or historic preservation commission in a certain manner; requiring a certain annual financial report of the Maryland–National Capital Park and Planning Commission to be audited rather than certified in a certain manner;

altering the scope of a certain exemption concerning certain property owned for certain purposes by a member of the Commission; altering the standard for issuance of a certain subpoena by the Commission's merit system board; authorizing the Commission to name, rename, number, and renumber certain roads and properties in the Maryland–Washington Regional District; authorizing the Commission to issue or renew certain tax anticipation notes at a certain interest rate; specifying that certain procedures concerning certain amendments are applicable to both individual map amendments and sectional map amendments in the regional district; clarifying the start of a certain review period for a preliminary subdivision plan in Prince George's County; clarifying the procedure to be followed in connection with a petition for judicial review of an action of a county planning board in the regional district; correcting obsolete nomenclature; making conforming changes; altering a certain definition; and generally relating to land use.

BY repealing and reenacting, with amendments,

Article – Land Use

Section 1–207(c)(2), 1–415, 1–417, 1–418, 2–102, 3–203(c), 3–206(b)(3), 3–303, 3–304, 4–103, 4–202, 4–302, 5–102(c)(5), 5–301(a), 7–104(b), 7–201, 7–302, 8–202(d), 10–302(2)(vi), 10–403, 14–101(m), 15–115, 15–120(b)(2), 16–108(a), 17–212(a), 18–112, 18–208(b), 22–402(a)(1), 22–407(a)(1), 23–104(c)(1)(vii), 23–205(b)(1), and 23–401

Annotated Code of Maryland  
(2012 Volume)

BY adding to

Article – Land Use

Section 1–412 and 8–202(d)

Annotated Code of Maryland  
(2012 Volume)

BY repealing and reenacting, without amendments,

Article – Land Use

Section 23–205(a)

Annotated Code of Maryland  
(2012 Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1258 – Delegates Hough, Aumann, Bates, Boteler, Cluster, Frank, McDermott, McMillan, Murphy, B. Robinson, Schulz, Stocksdales, F. Turner, Waldstreicher, and Wood**

AN ACT concerning

**Mental Hygiene – Reform of Laws and Delivery of Services**

FOR the purpose of modifying certain standards for involuntary admissions of individuals with mental disorders to certain facilities or a Veterans' Administration hospital under certain circumstances; modifying certain standards for emergency evaluations of individuals with mental disorders under certain circumstances; modifying certain standards for clinical review panel approval; establishing the Task Force on the Delivery of Services to Individuals with Mental Illness; providing for the membership and staffing of the Task Force; requiring the Governor to designate the chair of the Task Force; providing that a member of the Task Force may not receive compensation as a member of the Task Force but is entitled to certain reimbursement; requiring the Task Force to examine certain issues and make certain reports to the Governor and General Assembly; defining certain terms; making stylistic changes; providing for the termination of certain provisions of this Act; and generally relating to the reform of mental hygiene laws and delivery of services to individuals with mental illness.

BY renumbering

Article – Health – General  
Section 10–631 through 10–633, respectively  
to be Section 10–632 through 10–634, respectively  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General  
Section 10–613, 10–617(a), 10–620, 10–622(a) and (c), 10–623(b), 10–626(a), and  
10–708(g)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General  
Section 10–708(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General  
Section 10–631  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General  
Section 10–633(a)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

(As enacted by Section 1 of this Act)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 10–633(e)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1259 – Delegates Glenn, B. Robinson, and Conaway**

AN ACT concerning

**Crimes – Elder Abuse or Neglect – Restrictions on Pretrial Release**

FOR the purpose of prohibiting a District Court commissioner from authorizing the pretrial release of a defendant charged with causing abuse or neglect of a vulnerable adult in the first or second degree; providing that a judge may authorize the pretrial release of the defendant on certain conditions; requiring the judge to order the continued detention of the defendant if neither suitable bail nor other conditions will reasonably ensure that the defendant will not flee or pose a danger to a certain person or the community before the trial; and generally relating to elder abuse or neglect.

BY adding to

Article – Criminal Procedure

Section 5–202(h)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1260 – Delegates Glenn, B. Robinson, and Conaway**

AN ACT concerning

**Crimes – Elder Abuse or Neglect – Increased Penalties**

FOR the purpose of altering the penalties for the crime of causing abuse or neglect of a vulnerable adult in the first or second degree; and generally relating to elder abuse or neglect.

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 3–604(b) and 3–605(b)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 3–604(c) and 3–605(c)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1261 – Delegate Davis**

AN ACT concerning

**Creation of a State Debt – Prince George’s County – City of District Heights  
Senior Day Facility Expansion**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Mayor and City Commissioners of the City of District Heights for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1262 – Delegates A. Miller, Carr, Lee, Luedtke, McComas, Reznik,  
B. Robinson, S. Robinson, F. Turner, and Waldstreicher**

AN ACT concerning

**Public Health – Synthetic Infill Turf Fields – Informational Signs**

FOR the purpose of requiring the owner or operator of a facility with a synthetic infill turf field to post a certain sign in a conspicuous location at the field informing users of the field of certain health and safety recommendations of the Department of Health and Mental Hygiene; and generally relating to the posting of health and safety recommendations at synthetic infill turf fields.

BY adding to  
Article – Health – General  
Section 24–1601 to be under the new subtitle “Subtitle 16. Synthetic Infill Turf  
Fields”  
Annotated Code of Maryland



(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1263 – Delegate Frank**

AN ACT concerning

**Prosecution of Offenses Related to Practicing Medicine Without a License –  
Statute of Limitations – Repeal**

FOR the purpose of repealing the requirement that a prosecution for an offense under a certain provision of law of practicing, attempting to practice, or offering to practice medicine without a license be instituted within a certain number of years after the offense was committed; making conforming changes; and generally relating to the prosecution of offenses related to practicing medicine without a license.

BY repealing

Article – Courts and Judicial Proceedings

Section 5–106(r)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Real Property

Section 14–117(l)

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY renumbering

Article – Courts and Judicial Proceedings

Section 5–106(s) through (cc), respectively

to be Section 5–106(r) through (bb), respectively

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1264 – Delegates George, Afzali, Arora, Aumann, Barkley, Barnes, Barve, Bates, Beidle, Beitzel, Bohanan, Clagett, Donoghue, Eckardt, Elliott, Frank, Frush, Glenn, Haddaway–Riccio, Hogan, Hough, Ivey, Jacobs, Jameson, Kach, K. Kelly, Kipke, Kramer, Krebs, McComas, McConkey, McDermott, McMillan, Minnick, Myers, O'Donnell, Olszewski, Otto, Ready, Reznik, Schuh, Serafini, Sophocleus,**

**Stocksdale, Szeliga, Vitale, Walker, A. Washington, Weir, Wood, and Zucker**

AN ACT concerning

**Task Force to Study Forfeiture of Retirement Benefits for Public Officials  
Charged with or Convicted of a Crime**

FOR the purpose of establishing the Task Force to Study Forfeiture of Retirement Benefits for Public Officials Charged with or Convicted of a Crime; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the Joint Committee on Pensions on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Forfeiture of Retirement Benefits for Public Officials Charged with or Convicted of a Crime.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1265 – Delegates Dumais, Haddaway–Riccio, Hough, McDermott, Mitchell, Stocksdale, Szeliga, and Valentino–Smith**

AN ACT concerning

**Patient Safety Early Intervention Programs**

FOR the purpose of authorizing hospitals, related institutions, and certain insurers to establish patient safety early intervention programs; requiring patient safety early intervention programs to provide for timely review of certain reports of adverse events for a certain purpose; requiring patient safety early intervention programs to have a process to engage in certain activities within a reasonable time after the occurrence of certain adverse events under certain circumstances; prohibiting the use of certain statements made during certain discussions held in accordance with certain patient safety early intervention programs as evidence of liability or as evidence of an admission against interest in certain actions and proceedings; defining certain terms; and generally relating to patient safety early intervention programs and the admissibility of evidence.

BY adding to

Article – Courts and Judicial Proceedings

Section 10–920.1

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General

Section 19–304.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1266 – Delegates Lafferty, Davis, Bobo, Frush, Niemann, and Valderrama**

AN ACT concerning

**Energy – Landfill Diversion – Municipal Solid Waste Portfolio Standard**

FOR the purpose of establishing a municipal solid waste portfolio standard; requiring the Department of the Environment to implement and manage a municipal solid waste portfolio standard for each county in the State during certain years; requiring each county to submit a certain report each year to the Department; requiring each county to pay certain compliance fees into the Maryland Strategic Energy Investment Fund under certain circumstances; limiting what the fees paid into the Fund may be used for; providing that the Department has certain power and authority to implement certain provisions of law; requiring that the Department, by a certain date, designate an individual to oversee compliance with the municipal solid waste portfolio standard requirements; stating the duties of the individual that oversees compliance with the municipal solid waste portfolio standard requirements; requiring the Department to provide a certain status report to the General Assembly, the Maryland Energy Administration, and the Public Service Commission on or before a certain date; requiring the Department to adopt regulations to implement the provisions of this Act; altering one of the purposes of the Maryland Strategic Energy Investment Program; requiring the Administration to provide funding assistance to implement the purposes of the municipal solid waste portfolio standard; adding compliance fees from the municipal solid waste portfolio standard as a revenue source for the Fund; requiring that the Administration use the Fund to provide assistance to implement the purposes of the municipal solid waste portfolio standard; requiring that the Administration's report on the uses and expenditures of the Fund include certain information related to the municipal solid waste portfolio standard; specifying the intent and findings of the General Assembly; defining certain terms; making conforming changes; and generally relating to the establishment of a municipal solid waste portfolio standard.

BY adding to

Article – Public Utilities

Section 7–801 through 7–807 to be under the new subtitle “Subtitle 8.  
Municipal Solid Waste Portfolio Standard”  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–20B–02  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9–20B–03 through 9–20B–05 and 9–20B–12  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1267 – Delegates Kramer, Arora, Barkley, Carr, Frick, George,  
Luedtke, McDonough, Mizeur, Stocksdales, and Wood**

AN ACT concerning

**Nursing Homes and Assisted Living Facilities – Sex Offenders**

FOR the purpose of requiring a certain registrant who applies for admission to a nursing home or an assisted living program to provide certain notification to the nursing home or assisted living program during the admission process; adding to the information that must be included in a registration statement; requiring a certain supervising authority to send a copy of a registration statement to a certain nursing home or assisted living program within a certain time period under certain circumstances; prohibiting a facility from knowingly employing an identified registrant; requiring a facility to check the Sex Offender Registry on a certain Web site to make a certain determination; authorizing a facility to decline admission to an identified registrant; requiring and authorizing a facility to take certain action if an identified registrant is a resident of the facility; requiring the Maryland Medical Assistance Program to pay for certain accommodations under certain circumstances; requiring a facility to provide certain written notice to each prospective and current resident or guardian of the resident; defining certain terms; providing that a facility is not liable for certain actions; and generally relating to sex offenders and nursing homes and assisted living programs.

BY adding to  
Article – Criminal Procedure  
Section 11–705(k)

Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 11–706(a) and 11–708  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Health – General  
Section 19–2401 through 19–2405 to be under the new subtitle “Subtitle 24.  
Employment and Admission of Registered Sex Offenders in Assisted  
Living Programs and Nursing Homes”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government  
Operations.

**House Bill 1268 – Delegates Dwyer, Boteler, Glass, Impallaria, Kipke,  
McConkey, McDonough, W. Miller, Norman, Ready, Schuh, Stocksdales,  
Vitale, and Wood**

AN ACT concerning

**Official Oaths – Educational Course Requirement  
(Maryland Oath of Office Affirmation Act)**

FOR the purpose of requiring that, before taking the oath of office, an individual elected or appointed to an office take a certain course on certain topics that is offered by certain entities; requiring that the course include a certain number of hours of instruction and certain content and materials, and use, under certain circumstances, a certain dictionary; and generally relating to an educational course requirement for certain officials before taking the official oath of office.

BY adding to  
Article – State Government  
Section 16–106.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government  
Operations.

**House Bill 1269 – Delegates Braveboy, Gutierrez, Beidle, Bobo, Cane, Carr,  
Elliott, George, Haddaway-Riccio, Hogan, Hucker, Kach, A. Kelly,**

**Krebs, Lee, McMillan, Mizeur, O'Donnell, Parrott, B. Robinson,  
S. Robinson, Rosenberg, and Wilson**

AN ACT concerning

**Task Force to Study Redistricting in Maryland**

FOR the purpose of establishing a Task Force to Study Redistricting in Maryland; specifying the composition, powers, and duties of the Task Force; providing for the staffing of the Task Force; requiring the Task Force to report its findings and recommendations, including suggested constitutional and legislative changes, to the Governor and to the General Assembly by a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Redistricting in Maryland.

Read the first time and referred to the Committee on Rules and Executive Nominations.

**House Bill 1270 – Delegate Frush**

AN ACT concerning

**Health Care Facilities and Pharmacies – Sale of Tobacco Products –  
Prohibition**

FOR the purpose of establishing, as a condition of licensure, that tobacco products be prohibited from being sold in certain hospitals, related institutions, and nursing homes; requiring that certain regulations prohibit the sale of tobacco products in certain freestanding medical facilities and hospice facilities; requiring the Secretary of Health and Mental Hygiene to adopt certain regulations that prohibit the sale of tobacco products in certain freestanding ambulatory care facilities; prohibiting certain pharmacies from selling tobacco products in the pharmacies; and generally relating to health care facilities and pharmacies and prohibiting the sale of tobacco products.

BY adding to

Article – Health – General

Section 19–319(j), 19–3A–02(c), 19–3B–03(e), and 19–903(b)(4)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–1401.2

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 12–403(b)(20) and (21)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health Occupations

Section 12–403(b)(22)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1271 – Delegate Rosenberg**

AN ACT concerning

#### **Courts – Unauthorized Use of Name or Likeness**

FOR the purpose of authorizing a certain individual whose name or likeness has commercial value and is used for a commercial or advertising purpose without the written consent of the individual or a certain person to bring an action to enjoin the unauthorized use and to recover damages for loss or injury sustained by the use; authorizing certain individuals or persons to bring a certain action after the death of a certain individual; prohibiting an action under this Act from being filed after a certain period; prohibiting certain persons from being held liable under this Act under certain circumstances; authorizing an individual to extinguish the right of all persons to license the use of the individual's name or likeness for commercial or advertising purposes after the death of the individual by testamentary instrument; providing for the construction and application of this Act; defining certain terms; and generally relating to the unauthorized use of a name or likeness of an individual.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–1901 through 3–1904 to be under the new subtitle “Subtitle 19.

Unauthorized Use of Name or Likeness”

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

BY adding to

Article – Estates and Trusts

Section 4–415

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1272 – Delegate Rosenberg**

AN ACT concerning

**Maryland College Sports Fans and Athletes Bill of Rights**

FOR the purpose of establishing a Maryland College Sports Fans and Athletes Bill of Rights; providing that the final decision concerning the membership or association of certain institutions of higher education with certain athletics organizations rests with the governing board of that institution; defining certain terms; providing for the application of this Act; specifying certain responsibilities for certain public institutions of higher education and the athletic programs with regard to student athletes; specifying certain rights for student athletes at certain public institutions of higher education; providing that certain provisions of this Act may not take effect until the Secretary of Higher Education makes a certain certification to the Legislative Policy Committee of the General Assembly; and generally relating to the Maryland College Sports Fans and Athletes Bill of Rights.

BY repealing and reenacting, without amendments,

Article – Education

Section 12–104(a), 14–101(a), and 14–402(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY adding to

Article – Education

Section 12–104(o), 14–104(s), and 14–404(i); and 15–201 through 15–204 to be under the new subtitle “Subtitle 2. Student Athletes Bill of Rights”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1273 – Calvert County Delegation**

AN ACT concerning

**Education – Calvert County Board of Education – Annual Audit**

FOR the purpose of requiring the Calvert County Board of Education to report to certain recipients the results of a certain audit of its financial transactions and accounts within a certain number of months after the close of the fiscal year for



the Calvert County Board of Education; and generally relating to the reporting of the results of the annual audit of the Calvert County Board of Education.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 5–109  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1274 – Delegates Mizeur, Holmes, Bobo, Cardin, Carr, Frick, Frush, Guzzone, Healey, Hixson, Hubbard, Hucker, Lee, Love, Luedtke, A. Miller, Morhaim, Murphy, Niemann, Pena–Melnik, Stein, A. Washington, and M. Washington**

AN ACT concerning

**Maryland Hydraulic Fracturing Moratorium and Right to Know Act of 2013**

FOR the purpose of prohibiting the Department of the Environment from issuing a certain permit for the hydraulic fracturing of a well for the exploration or production of natural gas until certain conditions are met; requiring the Department of the Environment and the Department of Natural Resources to issue a certain risk assessment at a certain time; authorizing the Department of the Environment to establish and collect a certain fee under certain circumstances; requiring certain regulations adopted by the Department of the Environment to include certain restrictions or prohibitions on hydraulic fracturing; requiring certain regulations adopted by the Department to provide certain protection to public health and the environment; requiring the Department of the Environment and the Department of Natural Resources to jointly brief certain committees of the General Assembly on a certain report and certain risk assessment within a certain period of time; declaring the intent of the General Assembly; making stylistic changes; defining certain terms; altering certain definitions; and generally relating to the hydraulic fracturing of a well for the exploration or production of natural gas in the State.

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 14–102  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Environment  
Section 14–107.1  
Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1275 – Delegates Cardin, Bobo, Frick, A. Kelly, Niemann, Stukes,  
V. Turner, and Vaughn**

AN ACT concerning

**Public Safety – Regulated Firearms – Firearm and Permit Surcharge**

FOR the purpose of requiring a certain surcharge to be imposed on certain regulated firearm purchases and certain handgun permit applications; requiring all money received from the surcharge to go into a certain fund; requiring the Department of State Police in collaboration with the Department of Health and Mental Hygiene to adopt certain regulations; establishing the Mental Health Services Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary of Health and Mental Hygiene to administer the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring the Secretary of Health and Mental Hygiene to prepare a report to be submitted to the General Assembly and the Department of Legislative Services on the Fund; providing that any unspent portion of the Fund may not be transferred to the General Fund; defining a certain term; and generally relating to a surcharge on firearms and permits.

BY adding to

Article – Public Safety

Section 5–142.1 and 5–309.1

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General

Section 10–906

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)69. and 70.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)71.

Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1276 – Delegates Hough, Afzali, Arora, Eckardt, Hogan, and McComas**

AN ACT concerning

**Statewide Information Technology Master Plan – Security Policy**

FOR the purpose of requiring the statewide information technology master plan developed by the Secretary of Information Technology to include a certain policy requiring certain vendors to establish that an information technology product or piece of equipment is safe from embedded security threats; and generally relating to the statewide information technology master plan.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 3A–304  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1277 – Delegates Cardin, Bobo, A. Kelly, Niemann, Stukes, V. Turner, and Vaughn**

AN ACT concerning

**Sales and Use Tax – Ammunition – Developmental Disabilities Funding**

FOR the purpose of increasing the sales and use tax rate for ammunition; distributing the revenue from the sales and use tax on ammunition to a certain fund used to pay for services for individuals with developmental disabilities; and generally relating to the sales and use tax on ammunition.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 7–205(a), (b), and (c)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

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

Section 7–205(d)(1)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to  
Article – Tax – General  
Section 2–1302.2 and 11–104(j)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 2–1303  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 11–104(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1278 – Delegates Fisher, Boteler, Dwyer, George, and Serafini**

AN ACT concerning

**Corporations and Associations – “Crowdfunding” Laws – Restrictions and Compliance**

FOR the purpose of prohibiting the Securities Commissioner of the Division of Securities from issuing any orders or adopting any rules, forms, or regulations regarding issuers, securities, and funding portals that are regulated under a certain federal Act concerning a means of raising capital known as “crowdfunding”; specifying that any issuer, security, or funding portal that is regulated under the federal Act and is in compliance with the federal Act is deemed to be in compliance with certain provisions of State law; defining a certain term; and generally relating to issuers, securities, and funding portals regulated under federal law.

BY adding to  
Article – Corporations and Associations  
Section 11–104  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1279 – Delegates Niemann, Bobo, Carr, Carter, Frush, Glenn, and Hubbard**

AN ACT concerning

**Statewide Building Codes – Maryland Accessibility Code – Enforcement**

FOR the purpose of authorizing an aggrieved individual to commence a civil action to obtain relief for a violation of the Maryland Accessibility Code by a person that operates a building of four or more dwelling units under certain circumstances; authorizing a court that finds that a violation of the Maryland Accessibility Code has occurred to grant certain relief and award certain costs and damages under certain circumstances; and generally relating to enforcement actions brought by aggrieved individuals under the Maryland Accessibility Code.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 12–202  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1280 – Delegates Haynes, Glenn, Cullison, DeBoy, Gaines, Gutierrez, Guzzone, Jones, Mizeur, B. Robinson, Stukes, V. Turner, and Zucker**

AN ACT concerning

**Collective Bargaining – State Labor Relations Board and State Higher Education Labor Relations Board – Enforcement Authority**

FOR the purpose of requiring the State Labor Relations Board and the State Higher Education Labor Relations Board to decide certain controversies and disputes; providing that certain decisions of the boards shall be the exclusive and final administrative decisions; authorizing the boards to order a respondent to make certain payments to a complainant under certain circumstances; authorizing the boards to bring a certain action to enforce a certain order under certain provisions of law and in a certain court; repealing certain provisions of law relating to the boards' authority to petition a circuit court to order a person to comply with a certain order; and generally relating to collective bargaining and the enforcement authority of the State Labor Relations Board and the State Higher Education Labor Relations Board.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions  
Section 3–207 and 3–2A–07  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing

Article – State Personnel and Pensions  
Section 3–209 and 3–2A–09  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1281 – Delegates Carter, Braveboy, Carr, Dwyer, Glenn, Oaks,  
B. Robinson, and F. Turner**

AN ACT concerning

**Law Enforcement Officers – Entrance–Level and Annual Training  
Requirements  
(Christopher’s Law)**

FOR the purpose of altering entrance–level and annual training conducted by the State and each county and municipal police training school that are required by the Police Training Commission to include certain training consistent with certain provisions; and generally relating to entrance–level and annual training requirements for law enforcement officers.

BY repealing and reenacting, with amendments,

Article – Public Safety  
Section 3–207  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1282 – Delegates Eckardt, Beidle, Jacobs, McDermott, Otto, and  
Smigiel**

AN ACT concerning

**Agricultural Land Condemnation Board**

FOR the purpose of establishing the Agricultural Land Condemnation Board; specifying the membership of the Board and terms of membership; authorizing the Secretary of Agriculture to remove a member under certain circumstances; requiring the Board to elect officers in a manner determined by the Board;

authorizing the Board to determine the times and places of its meetings; prohibiting a member of the Board from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the State or a local entity to notify the Board in writing of its intent to condemn certain land for certain purposes; requiring the Board to hold a public meeting and issue a written decision under certain circumstances; prohibiting the State or a local entity from initiating condemnation of certain land for certain purposes without receiving approval from the Board; requiring the State or a local entity to present certain information to the Board; authorizing a property owner of a proposed condemnation site to present certain information to the Board; requiring the Board to approve the proposed condemnation if the Board determines that there is no reasonable and prudent alternative; authorizing the Board to waive the State or a local entity's presentation under certain circumstances; defining certain terms; and generally relating to the establishment, membership, and duties of the Agricultural Land Condemnation Board.

BY adding to

Article – Agriculture

Section 2–1301 through 2–1308 to be under the new subtitle “Subtitle 13.  
Agricultural Land Condemnation Board”

Annotated Code of Maryland

(2007 Replacement Volume and 2012 Supplement)

BY adding to

Article 24 – Political Subdivisions – Miscellaneous Provisions

Section 1–113

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1283 – Delegates Mizeur, Barkley, Barnes, Bobo, Braveboy, Cane, Frick, Frush, Glenn, Hubbard, Hucker, Kaiser, Luedtke, A. Miller, V. Turner, and M. Washington**

AN ACT concerning

### **Prevailing Wage Enforcement Act**

FOR the purpose of requiring the Department of Labor, Licensing, and Regulation to collect and retain a certain civil penalty rather than have the penalty paid into the General Fund; requiring a contractor to pay certain liquidated damages for late submission of payroll records to a certain division in the Department and not to the General Fund; requiring a contractor to pay certain liquidated damages for failing to pay a certain laborer or employee the prevailing wage to a certain division in the Department and not to the General Fund; requiring a

person found to have made a certain false or fraudulent representation or omission regarding a prevailing wage payroll record to pay a penalty to a certain division in the Department and not to the General Fund; and generally relating to the prevailing wage rates for public work contracts.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 17–219, 17–220, 17–222, and 17–224(f)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 17–221  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

#### **House Bill 1284 – Delegate Conaway**

AN ACT concerning

##### **Baltimore City Public Schools – Requirement to Demolish Closed Schools**

FOR the purpose of requiring the Baltimore City Board of School Commissioners to demolish certain closed public school buildings in Baltimore City within a certain period of time under certain circumstances; and generally relating to the requirement for the Baltimore City Board of School Commissioners to demolish certain closed public school buildings.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 4–115  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

#### **House Bill 1285 – Prince George’s County Delegation**

AN ACT concerning

##### **Prince George’s County – Public School Construction Fee and Fund – Authority to Establish and Administer PG 402–13**



FOR the purpose of authorizing the Prince George's County Council to enact certain laws or ordinances to establish and collect a public school construction fee to be paid by certain business establishments and to establish and administer a public school construction trust fund; requiring a law or an ordinance enacted by the County Council under this Act to require that the fees collected under the law or ordinance be deposited in the public school construction trust fund and used only for certain purposes; defining a certain term; providing for the termination of this Act; and generally relating to the authority of the Prince George's County Council to establish and administer a public school construction fee and fund.

BY adding to

Article – Education

Section 5–313

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

#### **House Bill 1286 – Delegates Braveboy and Carr**

AN ACT concerning

#### **Education – Due Process Hearings for Children with Disabilities – Burden of Proof**

FOR the purpose of requiring certain public agencies to bear a certain burden of proof in due process hearings that are held to resolve a dispute relating to the provision of a free appropriate public education to children with disabilities; and generally relating to the burden of proof in certain due process hearings.

BY repealing and reenacting, with amendments,

Article – Education

Section 8–413

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

#### **House Bill 1287 – Delegate Niemann**

AN ACT concerning

#### **Public–Private Partnerships – Appeals Jurisdiction and Time Requirements**

FOR the purpose of establishing that the Court of Special Appeals has jurisdiction over certain immediate appeals related to certain public–private partnerships;

establishing certain time limits related to certain appeals; providing for the application of this Act; and generally relating to appeals related to public-private partnerships.

BY adding to

Article – Courts and Judicial Proceedings  
Section 12–310  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement  
Section 10A–101(a)(5)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1288 – Delegates Stocksdales, Aumann, Bates, Boteler, Frank, and Wood**

AN ACT concerning

**Accountability in Education Act of 2013**

FOR the purpose of requiring a county board of education to pay a public institution of higher education a certain percent of certain tuition and fees for noncredit remedial education courses under certain circumstances; requiring a county board to remit payment within a certain number of days on receipt of a certain notification from a public institution of higher education; requiring a public institution of higher education to submit an invoice to a certain county board for certain tuition and fees; prohibiting a public institution of higher education from charging certain students more than a certain amount for noncredit remedial education courses; defining certain terms; providing for the application of this Act; and generally relating to the tuition and mandatory fees for enrollment in noncredit remedial education courses.

BY adding to

Article – Education  
Section 5–119 and 15–113  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1289 – Delegates Tarrant and Mitchell**

AN ACT concerning

**Baltimore City Board of School Commissioners – Transportation Services –  
Preference for In-State Contractors**

FOR the purpose of requiring the Baltimore City Board of School Commissioners of the Baltimore City Public School System to give a resident bidder a certain preference on procurements for certain school transportation services; defining certain terms; and generally relating to a preference by the Baltimore City Board of School Commissioners for businesses located in the State that provide certain transportation services.

BY adding to

Article – State Finance and Procurement

Section 14-401.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1290 – Delegate Frank**

AN ACT concerning

**Health Occupations Boards – Disciplinary Procedures – Prohibition on Stays**

FOR the purpose of prohibiting a hearing of charges filed by certain health occupations boards from being stayed or challenged by certain procedural defects; prohibiting an order of certain health occupations boards from being stayed pending judicial review; altering the circumstances under which an order of certain health occupations boards may not be stayed; repealing obsolete provisions of law regarding the stay of orders of certain health occupations boards; making a conforming change; and generally relating to the disciplinary procedures of health occupations boards.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 1A-310, 1A-311, 2-315, 2-316, 3-315, 3-316, 4-318, 4-319, 5-312, 5-313, 7-319, 7-320, 9-315, 10-316, 10-317, 11-315, 11-317, 11-318, 13-317, 13-318, 16-313, 16-315, 17-511, 19-312, 19-313, 20-314, and 20-315

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1291 – Delegate Hucker**

AN ACT concerning

**Business Occupations and Professions – Private Process Service – Licensing and Certification**

FOR the purpose of requiring the licensure as a private process service agency of any person who provides certain private process service; providing for the terms and renewals of the licenses, qualifications for and duties of licensees, display of licenses, and required records of a licensee; establishing certain administrative, financial, and surety bond requirements for a licensed private process service agency; establishing the qualifications for and duties of certified private process servers; providing for the denial, reprimand, suspension, or revocation of private process service agency licenses and private process server certification; establishing certain exceptions to certain license and certification requirements; establishing certain powers of and imposing certain duties on the Secretary of State Police; prohibiting certain acts; imposing certain penalties for certain violations; defining certain terms; and generally relating to the licensing of private process service agencies and the certification of private process servers.

BY adding to

Article – Business Occupations and Professions

Section 13.5–101 through 13.5–701 to be under the new title “Title 13.5. Private Process Servers”

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1292 – Delegates O’Donnell, Fisher, Proctor, and Vallario**

AN ACT concerning

**Calvert County – Alcoholic Beverages Licenses – Retirement Communities**

FOR the purpose of establishing a Continuing Care Retirement Community license in Calvert County; authorizing the license to be issued for a club that meets certain requirements; authorizing a licensee to sell beer, wine, and liquor to certain individuals under certain circumstances; providing for an annual license fee; and generally relating to alcoholic beverages licenses in Calvert County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 6–301(f)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 6–301(f)(3)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1293 – Delegate A. Kelly**

AN ACT concerning

**Higher Education and Health Occupations – Nurse Midwifery Program –  
Study**

FOR the purpose of requiring the University of Maryland, Baltimore, in cooperation with the Maryland Higher Education Commission, the Johns Hopkins School of Nursing, and the State Board of Nursing, to conduct a certain study and make certain recommendations to certain committees of the General Assembly on or before a certain date regarding certain nurse midwifery programs; and generally relating to a study of nurse midwifery programs.

Read the first time and referred to the Committee on Appropriations.

**House Bill 1294 – Delegate Rudolph**

AN ACT concerning

**Procurements by Maryland Department of Transportation – Accidental  
Death and Dismemberment Benefits Required**

FOR the purpose of prohibiting the Maryland Department of Transportation from deeming a bidder or offeror as prequalified if the Department determines that the bidder or offeror fails to provide accidental death and dismemberment benefits for its employees; providing that a prospective bidder or offeror that is not prequalified that makes a bid or offer on a procurement by the Department may not be deemed a responsible bidder or offeror unless the bidder or offeror submits evidence satisfactory to the Department that the bidder or offeror provides accidental death and dismemberment benefits for its employees; and generally relating to a requirement that bidders and offerors in procurements by the Maryland Department of Transportation provide accidental death and dismemberment benefits for their employees.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement

Section 13–204  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1295 – Delegate Carr**

AN ACT concerning

#### **Procurement – State Funds – Energy Efficient Outdoor Lighting Fixtures**

FOR the purpose of expanding the prohibition on the use of State funds to install or replace certain luminaires by including funds to operate certain luminaires in the prohibition and applying the prohibition to all permanent outdoor luminaires unless the luminaires meet certain requirements; establishing certain requirements for luminaires intended for certain lighting purposes; establishing certain circumstances that require the use of certain fully shielded luminaires; providing that certain requirements do not apply to certain public work contracts; adding to certain requirements that the Board is authorized to waive; requiring the Board of Public Works to adopt certain regulations to establish a certain process and schedule for certain waiver requests; defining certain terms; altering a certain definition; and generally relating to the use of State funds and energy efficient outdoor lighting fixtures.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 14–412  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1296 – Delegates Cullison and Frank**

AN ACT concerning

#### **State Board of Physicians – Quasi–Judicial Powers – Revision**

FOR the purpose of authorizing the State Board of Physicians to issue a cease and desist order or obtain injunctive relief for taking any action that may be grounds for discipline under a certain provision of law and that poses a certain risk to a patient; requiring the Board to adopt certain regulations to carry out a certain provision of law; and generally relating to the quasi–judicial powers of the State Board of Physicians.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 14–206  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1297 – Delegates Zucker, Arora, Barkley, Bobo, Braveboy, Burns, Clagett, Feldman, Haddaway–Riccio, Hershey, Hucker, Jameson, Kaiser, A. Kelly, Kramer, Lee, Love, Luedtke, McHale, Minnick, Olszewski, Schuh, Schulz, Vaughn, and Walker**

AN ACT concerning

**Consumer Protection – Security Freezes – Children in Foster Care Settings**

FOR the purpose of requiring the Social Services Administration of the Maryland Department of Human Resources to request a security freeze on the consumer report or a certain record of certain protected consumers who are minor children in the custody of a local department of social services who have been placed in a foster care setting in accordance with certain application procedures; requiring a consumer reporting agency to place a security freeze for a protected consumer under certain circumstances and within a certain period of time; requiring a consumer reporting agency to create a certain record under certain circumstances; prohibiting a consumer agency from releasing certain information while a security freeze is in place; providing that a security freeze remains in effect until a certain request is made or the security freeze is removed in accordance with a certain provision of this Act; providing that a certain protected consumer or the Social Services Administration may request the removal of a certain security freeze by submitting a certain request in a certain manner under certain circumstances; requiring a consumer reporting agency to remove a certain security freeze within a certain period of time; prohibiting a consumer reporting agency from charging a certain fee; requiring the Social Services Administration to send each month to each consumer reporting agency by electronic transmission a certain list of children and a request for a security freeze for each child on the list; allowing a consumer reporting agency to remove a security freeze or delete a certain record under certain circumstances; providing that the exclusive remedy for a certain violation shall be a certain complaint filed with the Commissioner of Financial Regulation; requiring the Social Services Administration, on the entry of a certain order for adoption, to provide certain notice to the adoptive parent of certain provisions of law; requiring the Social Services Administration to send to each consumer reporting agency by electronic means a certain list on the effective date of this Act; requiring a consumer agency that receives a certain

list to delete certain information from a certain file and place a security freeze for the consumer record of the protected consumer; defining certain terms; and generally relating to consumer reports and security freezes.

BY adding to

Article – Commercial Law

Section 14–1212.3

Annotated Code of Maryland

(2005 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1298 – Delegates McMillan, Dwyer, Sophocleus, and Vitale**

AN ACT concerning

#### **Anne Arundel County – Superintendent of Schools – Compensation**

FOR the purpose of prohibiting the Anne Arundel County Board of Education from compensating the county superintendent of schools for nonsalary benefits earned in a certain manner; and generally relating to the compensation for the Anne Arundel County superintendent of schools.

BY repealing and reenacting, with amendments,

Article – Education

Section 4–202

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 1299 – Delegates McMillan, Beidle, Niemann, Norman, Stein, and Weir**

AN ACT concerning

#### **Lead Poisoning – Risk Reduction Standard – Frequency of Testing**

FOR the purpose of requiring an owner of an affected property with windows that were installed after a certain date to pass the test for lead–contaminated dust with a certain frequency; requiring an owner of an affected property with windows that were installed after a certain date to pass the test for lead–contaminated dust before a pregnant woman or a child occupies the property and on notification that an individual occupying the affected property is pregnant; making conforming changes; and generally relating to the frequency of testing to satisfy the risk reduction standard for certain affected properties.



BY repealing and reenacting, without amendments,  
Article – Environment  
Section 6–815(a)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Environment  
Section 6–815(b) and (c)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 8–401(b)(1)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article 24 – Political Subdivisions – Miscellaneous Provisions  
Section 19–103  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1300 – Delegates Szeliga, Aumann, Anderson, Cluster, and McDermott**

AN ACT concerning

**Public Safety – Handgun Permit Background Check – Armored Car Company Employees**

FOR the purpose of authorizing the Secretary of State Police to accept certain background checks from certain armored car companies in place of a certain criminal history records check performed by the Department of Public Safety and Correctional Services under certain circumstances; and generally relating to handgun permit background checks.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 5–305  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1301 – Delegate Jones**

AN ACT concerning

**State Board of Cosmetologists – Limited Licenses – Hairstylist**

FOR the purpose of establishing a limited license to provide hair services under the State Board of Cosmetologists; specifying the level of supervision required for an apprentice hairstylist; requiring the Board to adopt regulations to set certain curriculum standards for certain students; requiring an applicant for a limited license to provide hair services to meet certain requirements; requiring the Board to adopt regulations to establish certain standards; defining the scope of practice for a limited license to provide hair services; authorizing a beauty salon to operate as a limited practice beauty salon by providing only hair services; altering a certain reference to a basis for misrepresentation; authorizing a hairstylist to provide hair services in certain locations; defining certain terms; making stylistic and conforming changes; and generally relating to a limited license to provide hair services issued by the State Board of Cosmetologists.

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 5–101, 5–205, 5–301, 5–305, 5–310, 5–501, 5–604, and 5–605

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1302 – Delegates Dumais, Serafini, Fisher, George, Hixson, Luedtke, McMillan, Myers, O'Donnell, Simmons, and F. Turner**

AN ACT concerning

**Commission on Tax Policy, Reform, and Fairness**

FOR the purpose of establishing the Commission on Tax Policy, Reform, and Fairness; specifying the membership of the Commission; providing for the appointment of a Senate cochair and House cochair of the Commission; providing for the staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to study, consider, and make recommendations regarding certain matters; requiring the Commission to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Commission on Tax Policy, Reform, and Fairness.

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1303 – Delegates Dumais, Anderson, Carter, Ivey, Lee, Oaks, Rosenberg, and Valderrama**

AN ACT concerning

**Maryland Legal Services Corporation Funding – Abandoned Property Funds**

FOR the purpose of altering the distributee of certain abandoned property funds that the Comptroller is required to distribute each year; altering the amount that the Comptroller is required to distribute; repealing certain provisions of law requiring the Governor to appropriate a certain amount in certain budgets each year to the Maryland Legal Services Corporation Fund; repealing certain provisions of law authorizing the Governor to transfer a certain amount to the Fund from a certain portion of abandoned property funds; altering a certain source of money in the Fund; and generally relating to Maryland Legal Services Corporation funding.

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 17–317(a)  
Annotated Code of Maryland  
(2005 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 11–401 and 11–402  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1304 – Delegates McComas, Boteler, Carter, Cluster, DeBoy, Dumais, Eckardt, Glass, Hogan, Krebs, McConkey, McDermott, Otto, B. Robinson, Simmons, Sophocleus, Stocksdales, and Wood**

AN ACT concerning

**Privileged Communications – Critical Incident Stress Management and Peer Support**

FOR the purpose of prohibiting a critical incident stress management team member from disclosing certain confidential information acquired from a law enforcement officer, a correctional officer, or an emergency responder in the course of duty; prohibiting a critical incident stress management team member from being compelled to testify in certain proceedings before a governmental

unit; prohibiting an individual who participates in a critical incident stress management team intervention from disclosing certain confidential information; prohibiting an individual who participates in a critical incident stress management team intervention from being compelled to testify in certain proceedings before a governmental unit; prohibiting a peer support member from disclosing certain confidential information acquired from a law enforcement officer or an emergency responder in the course of duty; prohibiting a peer support member from being compelled to testify in certain proceedings before a governmental unit; prohibiting an individual who is present during the provision of peer support services from disclosing certain confidential information; prohibiting an individual who is present during the provision of peer support services from being compelled to testify in certain proceedings before a governmental unit; establishing certain exceptions to certain privileges; defining certain terms; and generally relating to privileged communications acquired during the course of critical incident stress management team interventions and in the provision of peer support services.

BY adding to

Article – Courts and Judicial Proceedings

Section 9–112.1

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

### **House Bill 1305 – Delegates McMillan and George**

AN ACT concerning

#### **City of Annapolis – Alcoholic Beverages – Residency Requirement**

FOR the purpose of specifying that an applicant for an alcoholic beverages license in the City of Annapolis may meet the residency requirement by residing anywhere in Anne Arundel County for a certain number of years before filing an application for the license; making stylistic changes; and generally relating to alcoholic beverages licenses in the City of Annapolis.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 10–103(b)(4)

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

### **House Bill 1306 – Delegates Gutierrez, Bobo, Carr, and Hucker**

AN ACT concerning

**Public Banking Institutions – Authorization and Task Force**

FOR the purpose of authorizing a political subdivision to establish a public banking institution within the jurisdiction of the political subdivision and act as an incorporator to establish the public banking institution; requiring a political subdivision to file with the Commissioner of Financial Regulation in the Department of Labor, Licensing, and Regulation for examination and approval certain copies of the articles of incorporation of a certain public banking institution; requiring the Commissioner to adopt regulations establishing the required contents of the articles of incorporation of a public banking institution and the process for approving the articles; requiring a political subdivision to file for record an endorsed copy of the articles with the State Department of Assessments and Taxation under certain circumstances; specifying that articles of incorporation are not effective unless the Commissioner has endorsed the articles as approved; requiring a certain public banking institution to comply with certain provisions of law; establishing the Maryland State Banking Task Force to review and evaluate the creation of a Maryland State Bank; providing for the membership and staffing of the Task Force; prohibiting members of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring a final report on or before a certain date; providing for the termination of certain provisions of this Act; defining a certain term; and generally relating to public banking institutions and the Maryland State Banking Task Force.

BY adding to

Article – Financial Institutions

Section 1–212

Annotated Code of Maryland

(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

**House Bill 1307 – Delegates Valderrama and V. Turner**

AN ACT concerning

**Juvenile Services – Group Homes and Institutions – Notice**

FOR the purpose of requiring the Department of Juvenile Services to provide a certain notice to a certain law enforcement agency before contracting with a certain group home or institution for the placement of certain children; and generally relating to group homes and institutions for juveniles.

BY repealing and reenacting, with amendments,

Article – Human Services

Section 9–231  
Annotated Code of Maryland  
(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1308 – Delegates Healey, Glenn, Beidle, Bobo, Cane, Hucker, Lafferty, McIntosh, Niemann, S. Robinson, Stein, Weir, and Wilson**

AN ACT concerning

**Residential Real Property – Prohibition on Nonjudicial Evictions**

FOR the purpose of prohibiting certain persons from taking possession or threatening to take possession of residential property from a certain protected resident in a certain manner; establishing that certain persons may take possession of residential property from a certain protected resident only under certain circumstances; prohibiting a landlord from taking possession or threatening to take possession of a dwelling unit from a tenant or tenant holding over in a certain manner; establishing that a landlord may take possession of a dwelling unit from a tenant or tenant holding over only under certain circumstances; prohibiting a mobile home park owner from taking possession or threatening to take possession of leased premises from a resident in a certain manner; establishing that a mobile home park owner may take possession of leased premises from a resident only under certain circumstances; providing certain remedies for a violation of this Act; providing that the remedies are not exclusive and that certain persons may recover certain other damages under any other applicable law; defining certain terms; and generally relating to nonjudicial evictions.

BY adding to

Article – Real Property  
Section 7–112, 8–216, and 8A–1102  
Annotated Code of Maryland  
(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1309 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Education – Consolidated and Coordinated  
Procurement  
PG 405–13**

FOR the purpose of requiring the Prince George's County Board of Education and the County Executive of Prince George's County to review certain procurement policies and practices to determine whether certain areas of duplication ought to be consolidated and coordinated; requiring the county board and the County Executive jointly to submit a certain annual report concerning procurements to the General Assembly and the Prince George's County Delegation; specifying certain information that is to be included in the annual report; and generally relating to consolidated and coordinated procurement by the Prince George's County Board of Education and the county administration.

BY adding to

Article – Education

Section 3–1008

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1310 – Delegates Dumais, Carter, Frank, Frush, Gaines, Haddaway–Riccio, Hough, Howard, McComas, McDermott, Mitchell, Morhaim, Rosenberg, Stocksdales, Szeliga, Valentino–Smith, and M. Washington**

AN ACT concerning

**Health Care Malpractice Claims – Definition of “Health Care Provider”**

FOR the purpose of altering the definition of “health care provider” for purposes of health care malpractice claims; providing for the application of this Act; and generally relating to health care malpractice claims.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–2A–01(f)

Annotated Code of Maryland

(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1311 – Delegate Carter**

AN ACT concerning

**Crimes – Trafficking of Human Organs – Penalties**

FOR the purpose of prohibiting a person from recruiting, transporting, transferring, harboring, or receiving an individual, either living or deceased, for the purpose

of removing one or more of the individual's organs by certain means; prohibiting a person from transporting or transplanting an organ obtained in a certain manner to one or more other persons under certain circumstances; providing penalties for a violation of this Act; defining a certain term; and generally relating to organ trafficking.

BY adding to

Article – Criminal Law

Section 3–608

Annotated Code of Maryland

(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1312 – Delegates Parrott, Bates, Beidle, Burns, DeBoy, Donoghue, Elliott, Frank, George, Glass, Kach, Kipke, Krebs, McComas, McDonough, W. Miller, Minnick, O'Donnell, Ready, Smigiel, Sophocleus, Stocksdale, Szeliga, and Wood**

AN ACT concerning

### **Pain–Capable Unborn Child Protection Act**

FOR the purpose of prohibiting, except under certain circumstances, the performance or inducement or attempted performance or inducement of an abortion of a pregnant woman unless a certain determination as to the probable age of the unborn child is made by a certain physician; providing that the failure of a physician to perform certain actions is deemed unprofessional conduct; prohibiting the performance or inducement or attempted performance or inducement of an abortion of a pregnant woman if the probable age of an unborn child is a certain number of weeks, except under certain circumstances; requiring an abortion to be performed in a certain manner under certain circumstances; requiring certain physicians to submit a certain report to the Department of Health and Mental Hygiene that includes certain information; requiring the Department to issue a certain public report by a certain date each year that includes certain information; requiring the Department to adopt certain regulations on or before a certain date; establishing certain civil and criminal penalties; authorizing certain persons to bring a civil action under certain circumstances; authorizing certain persons to apply to a certain court for permanent or temporary injunctive relief against a certain person under certain circumstances; providing for the award of certain attorney's fees under certain circumstances; requiring a court to make a certain determination in a certain proceeding; requiring a court to issue certain orders under certain circumstances; requiring certain persons to use a pseudonym to bring a certain action in court under certain circumstances; providing for the construction of various provisions of this Act; stating certain findings of the General Assembly;



defining certain terms; and generally relating to the Pain–Capable Unborn Child Protection Act.

BY adding to

Article – Health – General

Section 20–217 through 20–225 to be under the new part “Part V. Pain–Capable Unborn Child Protection Act”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **House Bill 1313 – Delegate Cullison**

AN ACT concerning

#### **State Board of Physicians – Consultation, Qualification for Licensure, License Renewal, and Representation to the Public**

FOR the purpose of authorizing certain physicians engaged in certain consultations to practice medicine without a license from the State Board of Physicians under certain circumstances; authorizing certain applicants to qualify for licensure under certain circumstances; requiring the Board to send certain notices and certain data sheets to certain licensees by certain means; making certain stylistic changes; prohibiting certain physicians from making certain representations unless the physician is board certified; defining certain terms; and generally relating to the licensure of physicians in the State.

BY renumbering

Article – Health Occupations

Section 14–101(c) through (o), respectively

to be Section 14–101(d) through (p), respectively

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health Occupations

Section 14–101(c), 14–101.1, and 14–302.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–302, 14–307, 14–316(b), 14–401(e)(2)(i), 14–503, and 14–5C–06(a)(2)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1314 – Delegates Jameson, Clagett, Haddaway-Riccio, Love, Minnick, and Schulz**

AN ACT concerning

**Workers' Compensation – Medical Presumptions – Statute of Limitations on Claims**

FOR the purpose of altering the date by which a medical expert is required to conduct a certain study and report the findings of the study to the Department of Legislative Services; delaying the date by which a claim filed for an occupational disease may be based on alterations to a certain presumption; delaying the date by which alterations to a certain presumption may be construed to apply for a claim filed for an occupational disease; tolling the statute of limitations for a covered employee for a certain period of time under certain circumstances; and generally relating to occupational disease claims.

BY repealing and reenacting, without amendments,  
Article – Labor and Employment  
Section 9–503(c)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)  
(As enacted by Chapter 445 of the Acts of the General Assembly of 2012)

BY repealing and reenacting, without amendments,  
Article – Labor and Employment  
Section 9–711  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 445 of the Acts of the General Assembly of 2012  
Section 2, 4, 5, and 6

BY adding to  
Chapter 445 of the Acts of the General Assembly of 2012  
Section 4

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1315 – Delegates Clagett and Zucker**

AN ACT concerning

**Economic Development Programs – Data Collection and Tracking  
(Maryland Jobs Development Act)**

FOR the purpose of requiring the Department of Business and Economic Development to work with all units of the State that administer economic development programs to compile comprehensive data on all economic development programs administered in the State; requiring the Department to submit a certain report on all economic development programs administered in the State on or before a certain date each year; requiring the report to contain certain data in certain formats; requiring the Department to adopt certain regulations; and generally relating to data collection and tracking of economic development programs in the State.

BY adding to

Article – Economic Development  
Section 2–123  
Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1316 – Delegates Dumais, Frank, Frush, Gaines, Haddaway–Riccio, Hough, Howard, McComas, McDermott, McIntosh, Mitchell, Morhaim, Rosenberg, Stocksdale, Szeliga, Valentino–Smith, and Waldstreicher**

AN ACT concerning

**Postjudgment Interest – Medical Injury**

FOR the purpose of altering the legal rate of interest on a money judgment for a medical injury; providing for the application of this Act; and generally relating to the legal rate of interest on a money judgment for a medical injury.

BY adding to

Article – Courts and Judicial Proceedings  
Section 11–107(d)  
Annotated Code of Maryland  
(2006 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1317 – Delegate Hucker**

AN ACT concerning

**Labor and Employment – Division of Labor and Industry – Appropriations**

FOR the purpose of requiring the Governor, beginning in a certain fiscal year, to include in the annual budget bill submitted to the General Assembly an appropriation for the Division of Labor and Industry of certain minimum amounts to fund at least a certain number of positions for implementation of the Employment Standards Service Unit and the Prevailing Wage Unit; and generally relating to the Division of Labor and Industry and funding for the Employment Standards Service Unit and the Prevailing Wage Unit.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 2–107(g)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 1318 – Delegate Hucker**

AN ACT concerning

#### **Maryland Secure Choice Retirement Savings Program and Maryland Secure Choice Retirement Savings Trust**

FOR the purpose of establishing the Maryland Secure Choice Retirement Savings Program for eligible private sector employees; establishing the Maryland Secure Choice Retirement Savings Trust; establishing the Maryland Secure Choice Retirement Savings Investment Board to implement, maintain, and administer the Program and the Trust; providing for the composition, chair, and staffing of the Board; providing for the powers and duties of the Board, including investing certain assets, adopting an investment policy, hiring an investment management entity, disseminating information to employers and employees, submitting an annual audited financial report, establishing certain accounts within the Program, and establishing and maintaining a certain retirement investments clearinghouse; prohibiting the Board from taking certain actions; requiring eligible employers to offer the Program and requiring eligible employees to participate in the Program unless written notice to opt out is provided to the employer; providing for the method of payment of certain expenses incurred by the Board as a result of administering the Program; requiring the Board to adopt certain regulations; authorizing the Comptroller to enforce employer compliance with certain Program requirements; imposing certain penalties for noncompliance with certain Program requirements; requiring the Board to conduct a certain market analysis and report its findings to the Governor and the General Assembly; requiring certain conditions to be met before any plan, trust, administrative arrangement, or investment offering may be implemented; providing for the expiration of terms of certain initial Board members; defining certain terms; and generally relating to the Maryland

Secure Choice Retirement Savings Program and Maryland Secure Choice Retirement Savings Trust.

BY adding to

Article – Labor and Employment

Section 12–101 through 12–701 to be under the new title “Title 12. Maryland Secure Choice Retirement Savings Program and Maryland Secure Choice Retirement Savings Trust”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters and the Committee on Appropriations.

### **House Bill 1319 – Delegates Rosenberg, Carter, Oaks, and Tarrant**

AN ACT concerning

#### **Procurement – Competitive Sealed Proposals – Construction Contracts – Economic Inclusion Plans**

FOR the purpose of requiring certain universities to follow certain provisions of law regarding certain procurements for construction contracts; authorizing the use of competitive sealed proposals for certain procurements for construction; requiring certain procurements to comply with certain provisions of law regarding competitive sealed proposals; requiring certain offerors and contractors to make a certain effort to comply with certain provisions of law regarding minority business enterprise; requiring certain requests for proposals to include certain statements on economic inclusion plans and identify certain counties; authorizing a unit to conduct certain discussions on economic inclusion plans; requiring that economic inclusion plans be prepared by certain offerors to promote the involvement and training of certain locally owned businesses and local residents; requiring that economic inclusion plans include certain procedures, goals, processes, and information; authorizing certain units to waive certain requirements for economic inclusion plans under certain circumstances; requiring certain units to consider certain factors when evaluating an economic inclusion plan; requiring certain contractors to carry out certain economic inclusion plans; requiring certain third-party contractors to make certain determinations of compliance; authorizing certain actions to occur under certain circumstances; requiring the Board of Public Works to adopt certain regulations; requiring the Board to report to certain committees of the General Assembly on or before certain dates; providing for the termination of this Act; defining certain terms; and generally relating to procurement, competitive sealed proposals, construction contracts, and economic inclusion plans.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement

Section 11–203(e) and 13–104  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement  
Section 13–501 through 13–508 to be under the new subtitle “Subtitle 5.  
Competitive Sealed Proposals for Construction Contracts”  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1320 – Delegates Jones, Bobo, Braveboy, Cardin, Griffith, Gutierrez, Guzzone, K. Kelly, Kramer, Lafferty, McIntosh, Mitchell, Oaks, Proctor, Rosenberg, V. Turner, Waldstreicher, and M. Washington**

AN ACT concerning

**Baltimore City and Baltimore County – Child in Need of Supervision Pilot Program – Increase, Allocation, and Extension**

FOR the purpose of increasing and allocating the General Fund appropriation for and extending the termination date of the Child in Need of Supervision Pilot Program in Baltimore City and Baltimore County; requiring the Governor to include a certain General Fund appropriation in the budget bills for certain fiscal years for a certain purpose; requiring that certain funds be provided as grants to Baltimore County and Baltimore City for a certain purpose; and generally relating to the Child in Need of Supervision Pilot Program in Baltimore City and Baltimore County.

BY repealing and reenacting, with amendments,

Chapter 601 of the Acts of the General Assembly of 2005, as amended by  
Chapter 420 of the Acts of the General Assembly of 2009  
Section 3 and 5

BY repealing and reenacting, without amendments,

Chapter 601 of the Acts of the General Assembly of 2005, as amended by  
Chapter 420 of the Acts of the General Assembly of 2009  
Section 4

Read the first time and referred to the Committee on Judiciary.

**House Bill 1321 – Delegates Cardin, Stein, and Morhaim**

AN ACT concerning

**Procurement – Gas – Prohibition on Purchasing from Unsafe Transmission Company**

FOR the purpose of prohibiting a unit of State government from procuring gas from a gas transmission company that has not installed certain safety equipment on gas transmission lines under its ownership or control, that does not employ certain best practices and technology, or that does not comply with all applicable State and federal safety standards and reporting requirements; defining a certain term; and generally relating to the procurement of gas from a gas transmission company by a unit of State government.

BY adding to

Article – State Finance and Procurement

Section 14–416

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1322 – Delegate Clagett**

AN ACT concerning

**Transportation Infrastructure Bank**

FOR the purpose of establishing the Transportation Infrastructure Bank as a special revolving loan fund in the Transportation Trust Fund; establishing the Bank as a special, nonlapsing fund; requiring the Department of Transportation to administer the Bank; requiring the State Treasurer to hold money in the Bank and the Comptroller to account for the money in the Bank; specifying the contents of the Bank; requiring that interest on money in the Bank and certain payments be credited to the Bank; requiring that money in the Bank be used to provide loans and other financial assistance for transportation projects; requiring the Department to determine the projects for which loans or other financial assistance may be provided by the Bank; requiring project obligations to be payable from reliable repayment sources; providing for the interest rate and repayment schedule of project obligations; limiting the portion of the capitalization of the Bank that may be used to make grants to governmental entities; providing for the priority of the pledge of reliable repayment sources for project obligations; providing that loans or other assistance provided by the Bank are not a debt and do not pledge the full faith and credit of certain entities; providing that loans or other assistance provided by the Bank do not obligate certain entities to impose any tax and are payable solely from funds in the Bank; providing that the Bank is not an entity subject to certain State or federal laws; authorizing the Department to establish certain accounts;

providing that an eligible borrower or project sponsor may apply for project financing from the Bank; providing that only a governmental entity may apply for a grant from the Bank; requiring applicants for loans, grants, and other financial assistance from the Bank to provide certain information and meet certain criteria; requiring the Department to utilize certain guidelines for scoring projects; authorizing the Department to make certain grants to the Bank; requiring that certain loans or other financial assistance be guaranteed by certain project obligations; authorizing the Department to sell project obligations and apply the proceeds in a certain manner; authorizing the Department to require that an eligible borrower or project sponsor agree to take certain actions as a condition of a loan or other financial assistance or the acquisition of project obligations; authorizing an eligible borrower or project sponsor to take certain actions to carry out this Act; providing that contracts among eligible borrowers and project sponsors need not be identical and may be structured in a certain manner; providing that the Bank performs an essential governmental function and is exempt from taxation by the State and its political subdivisions; exempting the Bank from certain procurement laws; requiring the Department to submit a report twice annually to certain committees of the General Assembly that includes certain information about the activities of the Bank; defining certain terms; and generally relating to the Transportation Infrastructure Bank.

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)69. and 70.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)71.

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Transportation

Section 9–101 through 9–801 to be under the new title “Title 9. Transportation Infrastructure Bank”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means and the Committee on Appropriations.

**House Bill 1323 – Delegate Glenn**

AN ACT concerning



**State Government – State Boards and Commissions – Minority Party  
Representation**

FOR the purpose of requiring that the members of a State board or commission appointed by the Governor include, under certain circumstances, a certain number of members who are registered voters of the State and not registered as members of the majority party; defining a certain term; and generally relating to minority party representation on State boards and commissions.

BY adding to

Article – State Government

Section 8–505

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1324 – Delegates Stein, Cardin, and Morhaim**

AN ACT concerning

**Real Property – Use of Coercion, Threat, or Intimidation – Contracts Void**

FOR the purpose of prohibiting a person from coercing, threatening, or intimidating a property owner in a certain manner to induce that property owner to enter into a certain contract; establishing that a contract entered into in violation of this Act is void; establishing that, if a person violates this Act, certain contracts entered into for the same project are also void; authorizing a property owner to bring a certain action in a certain circuit court; authorizing the court, if it finds that a person has violated this Act, to award damages not exceeding a certain amount and order the person to pay certain costs and attorney's fees; defining a certain term; providing for the application of this Act; providing that existing obligations or contract rights may not be impaired by this Act; and generally relating to certain contracts entered into through coercion, threat, or intimidation.

BY adding to

Article – Real Property

Section 10–711

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1325 – Delegate Wood**

AN ACT concerning

**Transportation – Capital Projects – Life Cycle Cost Analysis**

FOR the purpose of requiring the Department of Transportation to adopt regulations to establish a methodology for applying life cycle cost analysis to the evaluation of certain capital projects; requiring that the life cycle cost analysis methodology address certain matters; requiring the Department to submit a report of the results of the life cycle cost analysis for certain projects to the Board of Public Works for certain purposes; defining a certain term; and generally relating to life cycle cost analysis of certain capital projects of the Department of Transportation.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 2–103.1(c)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

**House Bill 1326 – Delegates Mizeur, Elliott, Hogan, Smigiel, and Sophocleus**

AN ACT concerning

**Task Force to Improve the Business Climate in Maryland**

FOR the purpose of establishing a Task Force to Improve the Business Climate in Maryland; providing for the membership, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Improve the Business Climate in Maryland.

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1327 – Delegate Otto**

AN ACT concerning

**Agricultural Commodity – Assessment – Collection**

FOR the purpose of repealing the requirement that a certain assessment on an agricultural commodity be collected annually; repealing the requirement that a certain assessment be deducted by a purchaser on and after the date specified in a certain notification letter; requiring a purchaser to remit an assessment to a certified agency as directed by the Secretary of Agriculture; authorizing a certified agency to initiate judicial proceedings under certain circumstances; authorizing a certain certified agency to inspect certain books and records; making certain clarifying and conforming changes; making stylistic changes; and generally relating to the collection of an assessment on an agricultural commodity.

BY repealing and reenacting, with amendments,  
Article – Agriculture  
Section 10–108 and 10–111  
Annotated Code of Maryland  
(2007 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1328 – Delegates Smigiel, Glass, Hershey, Jacobs, McDermott, and Parrott**

AN ACT concerning

**Estates and Trusts – Special and Supplemental Needs Trusts – Regulations  
by State Agencies**

FOR the purpose of requiring each State agency that provides public benefits to individuals of any age with disabilities to adopt certain regulations that are not more restrictive than State statutes, regulations, or common law regarding trusts and that do not require disclosure of a beneficiary's personal or confidential information without the consent of the beneficiary; providing that nothing in a certain provision of law shall be interpreted to require a court order to authorize a disbursement from a special or supplemental needs trust; establishing that a certain regulation enacted by a State agency regarding pooled special needs trusts shall apply only to certain trust beneficiaries; making stylistic changes; and generally relating to special and supplemental needs trusts.

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 14–115  
Annotated Code of Maryland  
(2011 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**House Bill 1329 – Delegates Hixson, Barve, Carr, Cullison, Feldman, Lee, Luedtke, A. Miller, Mizeur, and S. Robinson**

AN ACT concerning

**Medical Assistance Programs – Fraud and Abuse Prevention**

FOR the purpose of requiring the Department of Health and Mental Hygiene to implement certain prepayment systems to prevent fraud and abuse in the payment of claims for the Maryland Medical Assistance Program and the Maryland Children’s Health Program; requiring the Department to use certain information to refine and enhance a certain system; declaring the intent of the General Assembly; defining a certain term; and generally relating to fraud and abuse prevention in medical assistance programs.

BY repealing and reenacting, without amendments,

Article – Health – General

Section 15–101(a) and (h)

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY adding to

Article – Health – General

Section 15–1001 through 15–1004 to be under the new subtitle “Subtitle 10. Fraud and Abuse Prevention”

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**House Bill 1330 – Chair, Economic Matters Committee (By Request – Departmental – Workers’ Compensation Commission)**

AN ACT concerning

**Workers’ Compensation – Insurance Coverage – Employer Compliance**

FOR the purpose of altering the procedures for the Workers’ Compensation Commission to enforce compliance with certain workers’ compensation insurance coverage requirements; altering the requirement for how certain employers secure compensation for certain covered employees; clarifying the Commission’s authority to order employers to secure compensation for certain covered employees; requiring the Commission to issue certain orders directing certain employers to attend certain hearings under certain circumstances; requiring the Commission to issue orders and penalties under certain circumstances; requiring the Commission to set a certain hearing under certain

circumstances; establishing certain penalties for employers that fail to secure compensation for their covered employees; providing that a failure to pay a penalty constitutes a default in payment of compensation and requiring that a judgment be entered in a certain manner; providing that a certain penalty is a lien under certain circumstances; authorizing the Uninsured Employers' Fund to bring civil actions to collect certain penalties or assessments under certain circumstances; requiring the Fund to provide certain notices to certain persons for failure to pay certain penalties; imposing joint and several liability on certain officers and members for certain violations under certain circumstances; requiring certain licensing units to suspend certain licenses or permits under certain circumstances; making certain provisions of this Act severable; making stylistic changes; making clarifying changes; and generally relating to the enforcement of compliance with workers' compensation coverage requirements.

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 9–402(a), 9–404(e) and (j), 9–405(b) and (f), 9–407, and 9–1012(a) and (c)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1331 – Delegates A. Kelly, Cullison, Gutierrez, Hucker, Luedtke, Mizeur, Pena–Melnyk, S. Robinson, Waldstreicher, and M. Washington**

AN ACT concerning

**Labor and Employment – Parental Leave – Birth or Adoption of a Child**

FOR the purpose of providing certain employees a total of six workweeks of parental leave in a 12–month period under certain circumstances; providing that the parental leave granted by an employer may be unpaid leave; providing that certain paid leave may be substituted for any part of the six workweeks of leave under certain circumstances; authorizing an employer to require an eligible employee to provide written notice of the eligible employee's intention to take parental leave under certain circumstances; authorizing an employer to require that certain requests for parental leave be supported by a certain certification issued by a certain health care provider; requiring that an eligible employee returning to work after taking leave be restored to the position of employment held by the employee when the leave began under certain circumstances; requiring an employer to maintain certain health coverage for the duration of the eligible employee's leave under certain circumstances; requiring an employer to keep certain records; requiring an employer to keep posted conspicuously in each place of employment a certain notice; requiring the Secretary of Labor, Licensing, and Regulation to adopt certain regulations; authorizing an employee to bring an action against an employer for certain damages under certain circumstances; prohibiting certain acts; providing for

certain penalties; defining certain terms; providing for the purposes of this Act; and generally relating to parental leave for the birth or adoption of a child.

BY adding to

Article – Labor and Employment

Section 3–1101 through 3–1116 to be under the new subtitle “Subtitle 11.  
Maryland Family and Medical Leave Act”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**House Bill 1332 – Delegates Tarrant, Cullison, Frank, Guzzone, Ivey, A. Kelly, Kipke, Oaks, Pena–Melnyk, Ready, Reznik, Rosenberg, Smigiel, and M. Washington**

AN ACT concerning

**Educational Institutions – Personal Electronic Account – Privacy Protections**

FOR the purpose of prohibiting an educational institution from requiring, requesting, suggesting, or causing a student or a prospective student to grant access to, allow observation of, or disclose information that allows access to or observation of the individual’s personal electronic account, not including a certain communication; prohibiting an educational institution from compelling a student or an applicant, as a condition of acceptance or participation in curricular or extracurricular activities, to add certain individuals to a certain list of contacts or to require, request, suggest, or cause a student or an applicant to change certain privacy settings; prohibiting an educational institution from taking or threatening to take certain actions against a student for the student’s refusal to disclose certain information relating to a personal electronic account or to add certain individuals to a certain list of contacts; prohibiting an educational institution from failing or refusing to admit any applicant as a result of the applicant’s refusal to disclose certain information relating to a personal electronic account or to add certain individuals to a certain list of contacts; providing that this Act may not be construed to prohibit a student or an applicant from allowing certain coaches or administrators to view certain communications of certain individuals; specifying that this Act does not apply to certain criminal investigations performed by an educational institution into certain communications of certain individuals or an investigation, an inquiry, or a determination conducted in accordance with a certain health or public safety policy or protocol of an educational institution into certain communications of certain individuals; specifying that this Act does not prohibit an educational institution from requesting or requiring a student to disclose certain access information to certain personal electronic accounts; specifying that this Act does not prohibit an educational institution from viewing, accessing, or utilizing information about certain individuals that may be obtained without any

required access information or that is in the public domain; specifying that this Act does not create a certain duty for an educational institution to search or monitor the activity of a personal electronic account; providing that an educational institution is not liable for failure to request or require that certain individuals grant access to, allow observation of, or disclose information that allows access to or observation of the individuals' personal electronic accounts; requiring certain educational institutions to report to the General Assembly any violation of this Act; defining certain terms; and generally relating to the personal electronic accounts of students and applicants of educational institutions.

BY adding to

Article – Education

Section 26–401 and 26–402 to be under the new subtitle “Subtitle 4. Personal Electronic Account Privacy Protection”

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations.

### **House Bill 1333 – Delegates Rosenberg and Haynes**

AN ACT concerning

#### **Family Investment Program – Family Literacy Pilot Program**

FOR the purpose of requiring the Secretary of Human Resources to establish the Family Literacy Pilot Program in the Department of Human Resources; limiting the Program to a certain number of recipients; requiring the Secretary to cooperate with local directors of social services and to consult with the Maryland State Department of Education and certain adult literacy providers regarding the establishment of the Program; establishing the purpose of the Program; providing for the components of the Program, including the implementation of certain policies and procedures in certain local departments that increase adult and family participation in certain programs; requiring the Program to target certain parents or caregivers in certain schools; providing a certain bonus to certain FIP recipients who complete certain programs; requiring the Secretary to submit a certain annual report to the Senate Finance Committee and the House Appropriations Committee; providing for the contents of the annual report; defining a certain term; providing for the termination of this Act; and generally relating to the Family Literacy Pilot Program and the Family Investment Program.

BY adding to

Article – Human Services

Section 5–318.1

Annotated Code of Maryland

(2007 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Appropriations and the Committee on Ways and Means.

**House Bill 1334 – Delegates A. Kelly, Cullison, Gutierrez, A. Miller, Pena–Melnyk, Reznik, S. Robinson, Waldstreicher, M. Washington, and Zucker**

AN ACT concerning

**Employment Discrimination – Leave for Pregnancy and Childbirth**

FOR the purpose of requiring that certain leave be included in reasonable accommodations for certain disabilities caused or contributed to by pregnancy or childbirth under certain circumstances; requiring certain employers to have certain employment policies; and generally relating to employment discrimination and leave for pregnancy and childbirth.

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 20–601(a) through (d) and 20–606(a)(4)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 20–609  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters and the Committee on Appropriations.

**House Bill 1335 – Delegates A. Miller, A. Kelly, Cullison, Kaiser, Pena–Melnyk, and S. Robinson**

AN ACT concerning

**Labor and Employment – Short–Term Disability Insurance for Pregnancy – Requirement**

FOR the purpose of requiring certain employers to offer certain short–term disability insurance to employees who are pregnant; requiring, under certain circumstances, the employer to pay a certain percentage of the premium costs of the short–term disability insurance; requiring that the short–term disability insurance provide income replacement for a certain number of days for certain



employees; specifying the percentage of income that must be replaced under certain circumstances; defining certain terms; and generally relating to short-term disability insurance for pregnancy.

BY adding to

Article – Labor and Employment

Section 3–713

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters and the Committee on Appropriations.

**House Bill 1336 – Delegates A. Miller, Arora, Cullison, A. Kelly, Lee, Luedtke, and Zucker**

AN ACT concerning

**Driver’s Education – Income Tax Credit – Assessment of Fees for Driving Offenses**

FOR the purpose of allowing an individual to claim a credit against the State income tax for certain driver education costs paid by the individual for a child, stepchild, or legal ward who receives free meals at school; providing for the amount of the credit; requiring the Motor Vehicle Administration to assess certain fees on certain licensees convicted of certain driving offenses; establishing procedures for payment of certain fees; authorizing the Administration to suspend the driver’s license of an individual who fails to pay certain fees; authorizing an individual whose driver’s license is suspended to request a hearing on a certain issue; establishing the Driver’s Education Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Administration to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the application of this Act; altering a certain definition; defining certain terms; and generally relating to an income tax credit for driver’s education costs to be subsidized by certain fees on individuals convicted of certain driving offenses.

BY adding to

Article – Tax – General

Section 10–733

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation

Section 12–120(a)  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY adding to

Article – Transportation  
Section 16–1001 through 16–1003 to be under the new subtitle “Subtitle 10.  
Assessment of Fees”  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**House Bill 1337 – Delegates Griffith, Bohanan, Guzzone, Jones, Mizeur,  
Proctor, Tarrant, and Zucker**

AN ACT concerning

**Maryland Public Art Initiative Program – Revisions**

FOR the purpose of altering a provision of law relating to the qualifications for appointment as a public member of the Maryland Commission on Public Art; requiring the Commission to include additional State agencies and departments in the Maryland Public Art Initiative Program; requiring the Commission to determine which projects are subject to a certain requirement of the Program; requiring the Commission, in cooperation with the Department of General Services, to be responsible for the management of the collection, including the inventory, conservation, preservation, and deaccession of all artwork acquired through the Program; altering the sources of funding for the Maryland Public Art Fund; repealing a certain provision of law relating to an annual appropriation for the Program in the State operating or capital budget; requiring certain State agencies or departments or other recipients of State funds for certain construction or renovation projects to set aside a certain percentage of the money allocated for the projects to be paid into the Fund; providing that money paid into the Fund under a certain percentage set aside requirement may be used for certain purposes; establishing the intent of the General Assembly that a certain percentage set aside requirement not result in an increase in certain costs; repealing certain provisions of law establishing that all artwork funded by the Program is the property of the Maryland Historical Trust; repealing certain provisions of law relating to the responsibilities of the Trust; establishing, with a certain exception, that all artwork funded by the Program is the property of the Commission; and generally relating to the Maryland Public Art Initiative Program.

BY repealing and reenacting, without amendments,

Article – Economic Development  
Section 4–601, 4–603(a), and 4–606

Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 4–603(b), 4–604, 4–605, and 4–608  
Annotated Code of Maryland  
(2008 Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations and the Committee on Appropriations.

### **House Bill 1338 – Prince George’s County Delegation**

AN ACT concerning

#### **Prince George’s County Juvenile Court and School Safety Workgroup PG 306–13**

FOR the purpose of establishing the Prince George’s County Juvenile Court and School Safety Workgroup; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Workgroup to develop certain policies and protocols, create a certain process, develop criteria for certain programs, hold certain meetings, and convene certain groups annually; requiring the Workgroup to report its findings and recommendations to the Prince George’s County Delegation on or before a certain date; requiring the Workgroup to report annually under certain circumstances; and generally relating to the Prince George’s County Juvenile Court and School Safety Workgroup.

BY adding to  
Article – Education  
Section 22–401 to be under the new subtitle “Subtitle 4. Prince George’s County Juvenile Court and School Safety Workgroup”  
Annotated Code of Maryland  
(2008 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Ways and Means.

### **House Bill 1339 – Delegates Minnick and Anderson**

AN ACT concerning

#### **Vehicle Laws – Towing, Recovery, and Storage – Methods of Payment**

FOR the purpose of repealing certain payment alternatives that under certain circumstances allow a person that provides certain vehicle towing, recovery, or storage services to avoid having to accept payment by at least two major, nationally recognized credit cards; repealing the authority of a vehicle storage facility to refuse to accept a personal check as payment under certain circumstances; requiring a police department or other person that stores an abandoned vehicle to accept payment for outstanding towing, preservation, and storage charges by cash or at least two major, nationally recognized credit cards; making a certain technical correction; and generally relating to methods of payment for towing, recovery, and storage charges.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 21–10A–05(c) and 25–203  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

## INTRODUCTION OF JOINT RESOLUTIONS

### House Joint Resolution 2 – Delegate Braveboy

A House Joint Resolution concerning

#### Ongoing Conflict in the Democratic Republic of the Congo

FOR the purpose of asserting that certain leaders and the international community need to break the cycle of violence in the Democratic Republic of the Congo and the surrounding region; urging that certain action be taken by certain persons to address certain issues in the Democratic Republic of the Congo; acknowledging the work of a certain individual and certain organizations; providing that a copy of this resolution be forwarded by the Department of Legislative Services to certain individuals; and generally relating to the ongoing conflict in the Democratic Republic of the Congo.

Read the first time and referred to the Committee on Rules and Executive Nominations.

## MESSAGE FROM THE SENATE

### FIRST READING OF SENATE BILLS

Senate Bill 8 – Senators Astle and Middleton

AN ACT concerning

**Gas Companies – Rate Regulation – Infrastructure Replacement Surcharge**

FOR the purpose of authorizing a gas company to recover certain costs associated with certain gas infrastructure replacement projects through a certain gas infrastructure replacement surcharge on customer bills; requiring project cost calculations to include certain elements; specifying when costs shall be collectible; specifying how the pretax rate of return shall be calculated and adjusted and what it shall include; prohibiting a certain monthly surcharge from exceeding a certain amount for certain customers; providing for the allocation of certain costs among customer classes; providing that certain adjustments for return on equity shall only be considered and determined in a certain base rate case; requiring the Public Service Commission to consider certain factors when establishing revenue requirements; authorizing the Commission to hold a public hearing on a plan within a certain period of time; requiring the Commission to take final action on a plan within a certain period of time; requiring the Commission to take final action on an amendment to ~~a~~ an approved plan within a certain period of time; authorizing the Commission to approve a plan under certain circumstances; requiring the Commission to approve a cost-recovery schedule under certain circumstances; requiring that a surcharge be in effect for a certain time; requiring a gas company to file base rate case applications within a certain period of time; specifying costs to be included in a surcharge when base rate applications are filed; authorizing a gas company to implement a plan under certain circumstances; requiring a gas company implementing a plan to make certain refunds under certain circumstances; requiring the Commission to authorize the gas company to increase a surcharge under certain circumstances; prohibiting the Commission from considering certain factors when reviewing a plan except under certain circumstances; requiring a gas company to file certain plan amendments each year with the Commission; authorizing the Commission to review certain plans and take certain actions based on the review; requiring a gas company to file a revised base rate schedule with the Commission to subtract certain costs from a surcharge under certain circumstances; stating the intent of the General Assembly with regard to the surcharge; defining certain terms; and generally relating to natural gas rate regulation and gas infrastructure replacement surcharges.

BY adding to

Article – Public Utilities

Section 4-210

Annotated Code of Maryland

(2010 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 25 – Senators Forehand and Klausmeier**

AN ACT concerning

**Vehicle Laws – Title and Registration – Transfer to Surviving Spouse**

FOR the purpose of establishing that when the interest in a vehicle of one joint owner passes by operation of law to another joint owner who is the surviving spouse, the surviving spouse is not required to apply for a new certificate of title or submit a certain certificate of title to the Motor Vehicle Administration until a certain time; authorizing a surviving spouse to drive a certain vehicle and allow the vehicle to be driven on a highway until a certain time without applying for a certain registration if the interest in the vehicle passes to the surviving spouse through joint ownership; prohibiting the Administration, on the death of a joint owner of a vehicle, from charging a fee to another joint owner who is the surviving spouse for the issuance of a new certificate of title for the vehicle; and generally relating to the title and registration of a vehicle transferred to a surviving spouse.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 13–114, 13–504, 13–801, and 13–802  
Annotated Code of Maryland  
(2012 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 13–805  
Annotated Code of Maryland  
(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 72 – Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)**

AN ACT concerning

**Motor Vehicles – Damage to Highways from Overweight or Oversized Vehicles – Liability and Penalties**

FOR the purpose of clarifying that a person who drives or moves certain overweight vehicle loads on a municipal highway is liable for certain damage caused to the highway; establishing that a person who drives or moves certain oversized loads on ~~certain~~ State, county, or municipal highways is liable for all damage caused to the highways as a result of driving or moving the oversized load; establishing a certain exception to liability if an overweight or oversize vehicle is operated in accordance with the terms and conditions of a certain permit; establishing

certain maximum civil penalties applicable to a person who causes certain damage to certain highways as a result of driving or moving certain oversized loads; establishing joint and several liability under certain circumstances for certain persons who are assessed a civil penalty under this Act; authorizing certain persons to bring an action for a civil penalty under this Act under certain circumstances; and generally relating to liability and penalties for damage to highways caused by oversized vehicles.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 24–208

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 75 – Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)**

AN ACT concerning

**Motor Vehicle Administration – Investigative Division – Issuance of Citations**

FOR the purpose of authorizing an employee of the Investigative Division of the Motor Vehicle Administration to issue citations to the same extent as a police officer under certain circumstances; altering the violations for which an employee of the Investigative Division may issue a citation under certain circumstances; making certain stylistic changes; and generally relating to the authority of employees of the Investigative Division of the Motor Vehicle Administration to issue citations.

BY repealing and reenacting, without amendments,

Article – Transportation

Section 11–147

Annotated Code of Maryland

(2012 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 12–104.1

Annotated Code of Maryland

(2012 Replacement Volume)

Read the first time and referred to the Committee on Environmental Matters.

**Senate Bill 79 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Department of Health and Mental Hygiene – Advisory Councils – Renaming and Termination**

FOR the purpose of renaming the State Advisory Council on Heart Disease and Stroke to be the State Advisory Council on Chronic Disease Prevention, Physical Fitness, and Healthy Eating; altering the duties and the membership of the Advisory Council; requiring the membership of the Advisory Council to represent certain diversity of the State; altering the length of a member's term and the number of times the Advisory Council must meet each year; ~~authorizing~~ requiring the Advisory Council to create certain subcommittees; providing for the purpose of the subcommittees; requiring the Advisory Council to maintain liaisons with certain entities and the business community; repealing certain provisions of law that establish and govern the State Advisory Council on Physical Fitness and the State Advisory Council on Arthritis and Related Diseases; specifying the terms of the initial members of the State Advisory Council on Chronic Disease Prevention, Physical Fitness, and Healthy Eating; requiring the Department of Health and Mental Hygiene to report to certain committees of the General Assembly on or before a certain date each year; repealing and altering certain definitions; making certain conforming changes; and generally relating to advisory councils in the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,

Article – Education

Section 7–409(f)(2)(viii)

Annotated Code of Maryland

(2008 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–201 through 13–206 to be under the amended subtitle “Subtitle 2. Chronic Disease Prevention Programs”; and 13–502

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY repealing

Article – Health – General

Section 13–401 through 13–410 and the subtitle “Subtitle 4. Physical Fitness”; and 13–505 through 13–509

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

BY renumbering

Article – Health – General



Section 13–510, 13–511, and 13–512, respectively  
to be Section 13–505, 13–506, and 13–507, respectively  
Annotated Code of Maryland  
(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**Senate Bill 117 – Senator Benson**

AN ACT concerning

**Crimes – Sale of Drug Paraphernalia to a Minor – Local Law Authorizing  
Business License Revocation for a Second or Subsequent Violation**

FOR the purpose of authorizing the governing body of a county or a municipal corporation to adopt a local law that authorizes the county or municipal corporation to revoke or not renew the business license of an establishment for the second or subsequent conviction of an employee of the establishment under certain circumstances; and generally relating to the sale of drug paraphernalia to a minor.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 5–619(d)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Judiciary.

**Senate Bill 195 – Senators Kelley, Astle, Benson, Forehand, Glassman,  
Jacobs, Jones–Rodwell, Kittleman, Mathias, Middleton, Pugh, and  
Rosapepe**

AN ACT concerning

**Hospitals – Notice to Patients – Outpatient Status and Billing Implications**

FOR the purpose of requiring a hospital, under certain circumstances, to provide certain notice to a patient of the patient's outpatient status, the billing implications of the outpatient status, and the impact of the outpatient status on the patient's eligibility for Medicare rehabilitation services; requiring the Department of Health and Mental Hygiene, in consultation with certain hospitals, to adopt by regulation ~~standard language for~~ standardized elements to be included in a certain written notice; and generally relating to notices provided by hospitals to patients.

BY adding to

Article – Health – General

Section 19–349.1

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 62)

### **ADJOURNMENT**

At 11:33 A.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Monday, February 11, 2013.