

Journal *of* Proceedings

of the

House of Delegates

of

Maryland

2014 Regular Session

Volume II

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Annapolis, Maryland
Friday, February 7, 2014

The House met at 11:07 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 133 Members present.

(See Roll Call No. 52)

The Journal of February 6, 2014 was read and approved.

EXCUSES:

Del. Beidle – personal

Del. Cane – illness

Del. Donoghue – illness

Del. Myers – personal

Del. Norman – funeral

Del. Sophocleus – illness

Del. Valentino-Smith – medical

INTRODUCTION OF BILLS

House Bill 1095 – Delegates Proctor and Vallario

AN ACT concerning

Creation of a State Debt – Charles County – Piscataway Indian Museum

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 Cedarville Band of Piscataway Indians, 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 1096 – Delegates DeBoy and Malone

AN ACT concerning

Creation of a State Debt – Baltimore County – Leadership Through Athletics

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 Leadership Through Athletics, 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 1097 – Garrett County Delegation

AN ACT concerning

Garrett County – Alcoholic Beverages – Sunday Sales for On-Premises Consumption

FOR the purpose of authorizing the holder of certain alcoholic beverages licenses in Garrett County to sell alcoholic beverages for consumption on the licensed premises on certain Sundays under certain circumstances; submitting this Act to a referendum of the qualified voters of certain election districts and precincts of election districts in Garrett County; and generally relating to the sale of alcoholic beverages in Garrett County on Sundays.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 11–512
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1098 – Delegate Niemann

AN ACT concerning

Housing Discrimination – Source of Income

FOR the purpose of prohibiting a person from refusing to sell or rent a dwelling to any person because of 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; establishing a certain exception to provisions of law prohibiting discrimination in housing based on source of income; authorizing a housing development that meets certain criteria to apply for a certain exemption from certain prohibitions; requiring a housing coordination office that receives a certain application to evaluate and approve or disapprove the application within a certain period of time; authorizing the evaluation period to be extended under certain circumstances; establishing that certain prohibitions are not enforceable against an applicant while an application is pending; authorizing a housing coordination office to require a certain application to be renewed; authorizing an owner of a housing development to appeal the disapproval of an application to the Department of Housing and Community Development; establishing that certain prohibitions are not enforceable against an owner while an appeal is pending; establishing certain policies of the State; establishing that certain provisions of law do not affect certain local ordinances under certain circumstances; establishing that certain provisions of law do not require a dwelling to be made available to an individual under certain circumstances; establishing that certain provisions of law do not prohibit a person from verifying a potential buyer's or renter's source of income or amount of income in a certain manner; providing for the construction of this Act; establishing that this Act is not intended to require or compel a landlord to rent to a certain tenant under certain circumstances; providing that this Act does not limit any rights or remedies that are otherwise available to a landlord or tenant under any other law; defining certain terms; 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, 20–703, 20–704(a), and 20–705

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Government

Section 20–705.1

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1099 – Delegate Bohanan

AN ACT concerning

Creation of a State Debt – St. Mary’s County – St. Peter Claver Museum of St. Inigoes, Maryland

FOR the purpose of authorizing the creation of a State Debt in the amount of \$45,000, the proceeds to be used as a grant to the St. Peter Claver Catholic Church Museum of St. Inigoes, Maryland, for certain development or improvement purposes; providing for disbursement of the loan proceeds; 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 1100 – Delegate Bohanan

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2007 – St. Mary’s County – SMARTCO’s Computer Technology Learning Center

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2007 to provide that a certain grant for the SMARTCO’s Computer Technology Learning Center may not terminate before a certain date; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2007.

BY repealing and reenacting, with amendments,
Chapter 488 of the Acts of the General Assembly of 2007
Section 1(3) Item ZA02(BY)

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

House Bill 1101 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Advertising Regulations

FOR the purpose of prohibiting a licensed retailer from possessing on its premises certain advertising items with a value exceeding a certain amount; specifying that the Comptroller may authorize a specified licensed retailer to possess on the premises certain advertising items with a value exceeding a certain amount under certain circumstances; prohibiting certain alcoholic beverages entities

from sponsoring, organizing, or participating in a certain number of promotional activities under certain circumstances; prohibiting the Comptroller from adopting certain rules and regulations that impose different limitations regarding the furnishing of table tents and table umbrellas to a licensed retailer; clarifying language; making stylistic changes; and generally relating to alcoholic beverages and advertising regulations.

BY adding to

Article 2B – Alcoholic Beverages
Section 12–114
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages
Section 16–302
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1102 – Delegates Barve, Barnes, Gilchrist, and Simmons

AN ACT concerning

Creation of a State Debt – Montgomery County – Casey Community Center

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 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 1103 – Delegates Rosenberg, Carter, and Oaks

AN ACT concerning

Baltimore City – Vehicle Laws – Stopping, Standing, and Parking

FOR the purpose of authorizing Baltimore City to enact an ordinance that allows a person to stop, stand, or park a vehicle on certain sidewalks if Baltimore City makes certain determinations; requiring Baltimore City to consider certain

factors in enacting an ordinance under this Act; and generally relating to stopping, standing, and parking a vehicle in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–1003(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–1003(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

**House Bill 1104 – Delegates Jacobs, Arentz, Eckardt, Haddaway–Riccio,
Norman, Smigiel, and Weir**

AN ACT concerning

Striped Bass Allocation – Individual Transferable Quotas – Prohibited

FOR the purpose of prohibiting, as of a certain date, the Department of Natural Resources from allocating any of the State’s commercial quota for a certain striped bass fishery through the individual transferable quota system or another substantially similar system; defining “individual transferable quota system”; and generally relating to the prohibition against the use of the individual transferable quota system to allocate the State’s commercial quota for a certain striped bass fishery.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–701(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–701(j)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1105 – Delegate Clippinger

AN ACT concerning

Criminal Law – Home Detention – Eligibility

FOR the purpose of establishing that an individual who has been convicted of a crime committed while the individual was on home detention may not participate in a home detention program; and generally relating to home detention.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 11–726
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1106 – Calvert County Delegation

AN ACT concerning

Calvert County – Alcoholic Beverages – Volunteer Fire Companies and Fraternal Organizations

FOR the purpose of adding volunteer fire companies and fraternal organizations to the list of organizations for which a Class C beer, wine and liquor license may be issued in Calvert County; specifying a certain license fee; altering a certain license fee; specifying that the license in a volunteer fire company or fraternal organization allows only for the sale of liquor by the drink and on the premises; and generally relating to alcoholic beverages in Calvert County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 6–301(a)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–301(f)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1107 – Calvert County Delegation

AN ACT concerning

Calvert County – Alcoholic Beverages – Bottle Clubs – Prohibitions

FOR the purpose of prohibiting in Calvert County an establishment commonly known as a bottle club that is not licensed by the Board of License Commissioners from giving, serving, dispensing, keeping, or allowing to be consumed on its premises or on premises under its control or possession any alcoholic beverages; establishing a certain penalty for a violation of this Act; and generally relating to alcoholic beverages in Calvert County.

BY renumbering

Article 2B – Alcoholic Beverages

Section 20–103.1

to be Section 20–103.2

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 20–103.1

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1108 – Delegates Frush, Bobo, Braveboy, Fraser–Hidalgo, Glenn, and Hucker

AN ACT concerning

Landlord and Tenant – Retaliatory Actions – Conditions for Relief and Timing of Prohibited Actions

FOR the purpose of altering the conditions under which relief may be provided to a tenant for certain retaliatory actions taken by a landlord of residential property under certain circumstances; altering the time after a tenant’s protected action after which a certain action by a landlord may not be deemed to be retaliatory under certain circumstances; and generally relating to retaliatory actions of a landlord of residential property.

BY repealing and reenacting, with amendments,

Article – Real Property

Section 8–208.1

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1109 – Delegates Swain, Anderson, Arora, Carter, Clippinger, Cluster, Conaway, Dumais, Hough, K. Kelly, McComas, McDermott, Niemann, Rosenberg, Valderrama, Vallario, Waldstreicher, and A. Washington

AN ACT concerning

Criminal Procedure – Search Warrants – Procedures

FOR the purpose of requiring an application for a search warrant to be dated; providing the ways in which an application for a search warrant may be submitted to a judge; providing the ways in which an applicant for a search warrant and a judge may converse about a search warrant application; providing the ways in which a judge may issue a search warrant; requiring a judge to file a copy of a certain search warrant, application, and affidavit with the court; requiring a certain law enforcement officer to give a copy of a certain search warrant, application, and affidavit to a certain occupant or leave a copy of the warrant, application, and affidavit at certain premises; requiring a certain law enforcement officer to prepare a certain return which shall include a certain date and time; requiring a certain law enforcement officer to give a copy of a certain return to a certain occupant or leave a copy at certain premises; requiring a certain law enforcement officer to file a copy of a certain return with the court; 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 2013 Supplement)

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

House Bill 1110 – Delegates Parrott, Arentz, Dwyer, Glass, Krebs, McDermott, Otto, and Serafini

AN ACT concerning

Public Schools and Libraries – Access to Obscene Materials and Child Pornography – Prohibited

FOR the purpose of requiring the State Superintendent of Schools to make certain notifications under certain circumstances; prohibiting county boards of education, public schools, and certain libraries from allowing access to certain materials; requiring county boards, public schools, and certain libraries to adopt, implement, and submit certain policies and procedures; requiring the

State Superintendent or a designee to regularly monitor county boards, public schools, and certain libraries for compliance with certain policies and procedures; requiring the State Department of Education to authorize the State Comptroller to withhold funds under certain circumstances; requiring the State Superintendent to authorize the State Comptroller to withhold funds under certain circumstances; defining certain terms; and generally relating to prohibiting access to obscene materials and child pornography.

BY adding to

Article – Education
Section 5–213(d), 7–436, and 23–207
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Education
Section 23–205(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Education
Section 23–205(e), 23–506.1, and 23–507
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1111 – Delegates Barve, Gilchrist, A. Miller, and Simmons

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; 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 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation
Section 21–801.1(b), (d), and (e)

Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Transportation
Section 21–801.1(g)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1112 – Frederick County Delegation

AN ACT concerning

Frederick County – Orphans’ Court Judges – Salary

FOR the purpose of increasing the salary of the Chief Judge and each associate judge of the Orphans’ Court for Frederick County; providing that this Act does not apply to the salary or compensation of the judges of the Orphans’ Court for Frederick County during a certain term of office; making stylistic changes; and generally relating to the Orphans’ Court for Frederick County.

BY repealing and reenacting, with amendments,

Article – Estates and Trusts
Section 2–108(l)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1113 – Delegates Swain and Vaughn

AN ACT concerning

Creation of a State Debt – Prince George’s County – Capitol Heights Public Works Facility

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 Mayor and Town Council of the Town of Capitol 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 1114 – Delegates Barve, Branch, and A. Miller

AN ACT concerning

Income Tax – Depreciation Modification – First-Year Depreciation

FOR the purpose of altering the calculation of a certain Maryland income tax modification for depreciation of certain property to provide an additional allowance for the taxable year the property is placed in service; providing for the application of this Act; and generally relating to a Maryland income tax modification for the depreciation of certain property.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–210.1(b)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–310
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1115 – Delegate Swain

AN ACT concerning

Change in Electricity Supply – Written Permission Required

FOR the purpose of prohibiting an electricity supplier or certain other person from making certain changes in the electricity supplier for a customer or adding a new charge for a certain service or option without first obtaining the customer's written permission; and generally relating to customer choice of electricity suppliers.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–507(g)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1116 – Delegates Proctor and Vallario

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2012 – Charles County –
Heritage House**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2012 to repeal a certain requirement that a certain grantee provide a matching fund for a certain Heritage House project; 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, as amended by
Chapter 430 of the Acts of the General Assembly of 2013
Section 1(3) Item ZA03(AB)

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

**House Bill 1117 – Delegates Barve, Arora, Barkley, Carr, Cullison, Dumais,
Fraser–Hidalgo, Gilchrist, Gutierrez, Hixson, Kaiser, A. Kelly, Kramer,
Lee, Luedtke, Mizeur, Reznik, S. Robinson, Simmons, Waldstreicher,
and Zucker**

AN ACT concerning

**Creation of a State Debt – Montgomery County – MdBio STEM Education
Equipment Project**

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 MdBio 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 1118 – Delegates Clagett, Barve, Beidle, DeBoy, Frick, Olszewski,
and Walker**

AN ACT concerning

Economic Development – Office of the Business Ombudsman – Establishment

FOR the purpose of establishing the Office of the Business Ombudsman in the Office of the Governor; specifying the purpose of the Office of the Business Ombudsman; requiring the Office to establish, maintain, and update each year a certain list of business assistance programs and services; requiring the Office to implement a certain business fairness and responsiveness service; requiring the Office to develop and maintain a certain program regarding permits required for business initiatives, projects, and activities; requiring the Office to establish and implement certain procedures to assist certain applicants for permits; requiring the Office to submit a certain report to the Governor and certain standing committees of the General Assembly each year; requiring the Governor to include certain funds in the State budget in certain fiscal years; defining certain terms; and generally relating to the Office of the Business Ombudsman.

BY adding to

Article – Economic Development

Section 14–201 through 14–204 to be under the new subtitle “Subtitle 2. Office of the Business Ombudsman”

Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

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

House Bill 1119 – Delegate Haddaway–Riccio

AN ACT concerning

Board of Electricians – Licensing and Regulation of Electricians – Phase Out of Local Licenses

FOR the purpose of altering the purpose, composition, powers, and duties of the State Board of Master Electricians; changing the name of the State Board of Master Electricians to the Board of Electricians; authorizing the Board to issue an apprentice license and a journeyman license under certain circumstances; authorizing the Board to adopt a State electrical code; repealing certain powers of the Board in connection with a proceeding; repealing certain subpoena and injunction powers of the Board; requiring a county to enforce the State electrical code or a certain local electrical code; requiring the Board to enforce the State electrical code in a county under certain circumstances; requiring the Board to set certain fees by regulation beginning on a certain date; requiring the fees to approximate the cost of maintaining the Board and be based on certain calculations performed by the Secretary of Labor, Licensing, and Regulation; requiring the Board to publish a certain fee schedule; requiring the Board to pay certain fees to the Comptroller; requiring the Comptroller to distribute certain fees to a certain fund; requiring an individual to be licensed by the Board before providing or assisting in providing electrical services in the State; phasing out certain local electricians licenses over a certain period of time;

providing that a certain local license is no longer valid on or after a certain date; altering certain licensing requirements; establishing a continuing education requirement as a condition of journey person license renewal; prohibiting a local jurisdiction from issuing a certain reciprocal license based on a license issued by another local jurisdiction; establishing a staggered renewal period for licenses; altering the circumstances under which the Board may deny a license to an applicant, reprimand a licensee, or suspend or revoke a license; requiring an advertisement for electrical services to contain certain information; requiring a master electrician to display certain information in a certain manner; prohibiting a person from taking certain actions without a license; establishing certain penalties for certain violations; establishing the Board of Electricians Fund; requiring any unspent portion of the Fund in excess of a certain amount to revert to the General Fund at the end of each fiscal year; crediting certain earnings to the General Fund; requiring the Secretary to make a certain calculation for certain purposes; establishing that certain fees in effect on a certain date remain in effect until certain other fees are adopted and made effective; providing for the application of this Act; altering, adding, and repealing certain defined terms; making stylistic and conforming changes; providing for the termination of certain provisions of this Act; providing for the delayed effective date of certain provisions of this Act; and generally relating to the Board of Electricians and the licensing and regulation of electricians.

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 6–101 through 6–103; 6–201 through 6–205 and 6–208 under the amended subtitle “Subtitle 2. Board of Electricians”; and 6–301 through 6–503, 6–505, 6–601, 6–602, 6–604, 6–606, and 6–701

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing

Article – Business Occupations and Professions

Section 6–206, 6–207, 6–603, and 6–605

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Business Occupations and Professions

Section 6–206, 6–207, and 6–605 through 6–610

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Business Occupations and Professions

Section 6–504, 6–506, and 6–702

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–603
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article – Business Regulation
Section 2–106.9 and 2–106.10
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing
Article – Business Occupations and Professions
Section 6–320 through 6–602
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)
(As enacted by Section 2 of this Act)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 6–101
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)
(As enacted by Section 1 of this Act)

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

**House Bill 1120 – Delegates George, Afzali, Eckardt, Frank, Myers, Parrott,
Schulz, and Stocksdales**

EMERGENCY BILL

AN ACT concerning

**Drivers' Licenses, Identification Cards, and Moped Operators' Permits –
Enhanced Identification Documents**

FOR the purpose of requiring the Motor Vehicle Administration to make available to an applicant for a driver's license, identification card, or moped operator's permit the opportunity to upgrade the document to be an enhanced identification document; establishing that the Administration may only issue an enhanced identification document to certain individuals who provide certain documentation; requiring an individual who applies for an enhanced identification document to provide to the Administration a certain biometric identifier at a certain time and in a certain manner; requiring the

Administration to select for use for an enhanced identification document only a biometric identifier that meets certain federal standards and requirements; authorizing the Administration to establish a certain fee for the issuance and renewal of an enhanced identification document; defining certain terms; making this Act an emergency measure; and generally relating to the upgrade of drivers' licenses, identification cards, and moped operators' permits to be enhanced identification documents.

BY adding to

Article – Transportation
Section 12–305
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1121 – Delegates Clippinger, Guzzone, Hammen, and McHale

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 1122 – Delegates Mizeur, Barnes, Bobo, Carr, Cullison, Fraser-Hidalgo, Gilchrist, Gutierrez, Healey, Holmes, Hubbard, Huckler, Luedtke, McMillan, Morhaim, Niemann, B. Robinson, S. Robinson, Simmons, Stein, F. Turner, M. Washington, and Wilson

AN ACT concerning

Shale Gas Drilling Safety Review Act of 2014

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; prohibiting the Department of

the Environment from requiring, accepting, or initiating a process for a certain comprehensive gas development plan until certain conditions and requirements are met; 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 of the Environment 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 2013 Supplement)

BY adding to
Article – Environment
Section 14–107.1
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1123 – Delegates Clagett, Barkley, Barve, Beidle, Conway, DeBoy, Donoghue, Elliott, Frick, Gaines, Jameson, Kaiser, A. Miller, Myers, Olszewski, Schulz, Stocksdale, F. Turner, Walker, and Zucker

AN ACT concerning

Maryland Economic Development Act of 2014

FOR the purpose of altering the State income tax rate on the Maryland taxable income of corporations; allocating a portion of the revenue from the income tax on corporations to the Transportation Infrastructure Bank established under this Act; establishing the Transportation Infrastructure Bank as a body corporate and politic and an instrumentality of the State; requiring that money in the Bank be held in a special, nonlapsing, revolving loan fund in the Transportation Trust Fund; 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; providing that the Bank is not an entity subject to certain State or federal laws; establishing the Transportation Infrastructure Bank Board; providing for the membership, terms, duties, and various other matters concerning the Board and its operations; requiring the Department of Transportation to administer the Bank under the direction of the Board; requiring the Board 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; 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 the State or a political subdivision of the State; providing that loans or other assistance provided by the Bank do not obligate the State or a political subdivision of the State to impose any tax and are payable solely from funds in the Bank; authorizing the Board to establish certain accounts; authorizing an eligible borrower or project sponsor to apply for project financing from the Bank; requiring applicants for loans and other financial assistance from the Bank to provide certain information and meet certain criteria; requiring the Board to utilize certain guidelines for scoring projects; requiring that certain loans or other financial assistance be evidenced or guaranteed by certain project obligations; authorizing the Board to sell project obligations and apply the proceeds in a certain manner; authorizing the Board 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 Board 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 developing the economy of the State by reducing the tax rate on corporations and investing in infrastructure.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)76. and 77.
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)78.
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Tax – General
Section 2–614.1
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General
Section 2–615 and 10–105(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Transportation
Section 9–101 through 9–901 to be under the new title “Title 9. Transportation
Infrastructure Bank”
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1124 – Delegates Luedtke, Barkley, Barnes, Bobo, Cardin, Carr, DeBoy, Frush, Gilchrist, Gutierrez, Guzzone, Haddaway–Riccio, Healey, Hixson, Huckler, Kach, A. Kelly, Kramer, Malone, McIntosh, McMillan, Mizeur, S. Robinson, Rosenberg, Stein, Tarrant, F. Turner, Waldstreicher, and A. Washington

AN ACT concerning

Criminal Law – Possession of Dangerous and Wild Animals

FOR the purpose of altering the list of entities and individuals to which certain provisions relating to dangerous and wild animals, including a prohibition on importing into the State, offering for sale, trading, bartering, possessing, breeding, or exchanging certain animals, do not apply; prohibiting the holder of a certain federal exhibitor’s license from possessing certain animals not possessed by the holder on a certain date under certain circumstances; authorizing a holder of a certain federal exhibitor’s license to replace certain animals that were owned by the holder on a certain date if certain conditions are met; prohibiting a person from allowing a member of the public to come in direct contact with certain animals; requiring an owner of certain animals to report certain potential exposures to disease to the local animal control authority within a certain period of time; and generally relating to the possession of dangerous and wild animals.

BY repealing and reenacting, with amendments,

Article – Criminal Law
Section 10–621
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1125 – Delegates Parrott, Dwyer, Glass, Hogan, Jacobs, McDermott, McDonough, A. Miller, Otto, and Serafini

AN ACT concerning

Vehicle Laws – Rules of the Road – Authorized Turns on Red After Yielding

FOR the purpose of creating for certain authorized turns an exception to the requirement that vehicular traffic facing a steady circular red signal stop at the near side of the intersection at certain points; authorizing vehicular traffic facing a steady red signal to cautiously enter the intersection and make a right turn after yielding to any traffic coming from the left or a left turn from a one-way street onto another one-way street after yielding to any traffic coming from the right; and generally relating to authorized turns by vehicular traffic facing a steady red signal.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–202(a) and (k) and 21–502(a)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–202(h)(1) and (i)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1126 – Delegates Haddaway–Ricchio, Eckardt, and Vitale

AN ACT concerning

Criminal Law – Synthetic Marijuana – Prohibition

FOR the purpose of prohibiting a person from purchasing, using, or possessing certain synthetic marijuana; prohibiting a person from distributing synthetic marijuana under certain circumstances; establishing penalties for a violation of this Act; providing that property seized in connection with enforcement of this Act is

subject to forfeiture in accordance with certain provisions of law; providing for the applicability of this Act; defining certain terms; and generally relating to synthetic marijuana.

BY adding to

Article – Criminal Law

Section 5–711

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1127 – Delegate Tarrant

AN ACT concerning

Health Insurance – Incentives for Health Care Practitioners

FOR the purpose of altering the circumstances under which a health insurance carrier is not prohibited from providing bonuses or other incentive–based compensation to a health care practitioner; and generally relating to incentives for health care practitioners under health insurance.

BY repealing and reenacting, without amendments,

Article – Insurance

Section 15–113(a) and (b)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15–113(c)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1128 – Delegates Swain and Vaughn

AN ACT concerning

Creation of a State Debt – Prince George’s County – Fairmount Heights Municipal 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 Mayor and Town Council of the Town

of Fairmount 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 1129 – Delegates Fisher, Afzali, Bates, Boteler, Cluster, Dwyer, Eckardt, Elliott, Glass, Haddaway–Riccio, Hogan, Hough, Jacobs, Kipke, McDermott, McMillan, Myers, Norman, Otto, Ready, Schuh, Schulz, Serafini, Smigiel, Stocksdales, Szeliga, and Vitale

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 and 2013 Supplement)

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

House Bill 1130 – Delegates Zucker, Tarrant, Bromwell, Costa, Cullison, Elliott, Frank, Hubbard, Kach, A. Kelly, Kipke, Krebs, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Ready, Reznik, and V. Turner

AN ACT concerning

Health Insurance – Uniform Claims Form – Electronic Submission by Insured

FOR the purpose of authorizing an insured, a member, or a subscriber to submit a certain claims form by electronic transfer, under certain circumstances; specifying when an insurer, a nonprofit health service plan, or a health maintenance organization must comply with this Act; and generally relating to submission of a claims form under health insurance.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 15–1004(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–1004(b)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1131 – Delegate Conway

AN ACT concerning

Creation of a State Debt – Delmar Public Library

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 Delmar Public Library Commission, 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 1132 – Delegates Bromwell and Szeliga

AN ACT concerning

Creation of a State Debt – Baltimore County – Perry Hall Creative Playground

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 Perry Hall Recreation and Parks Council 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 1133 – Delegates O’Donnell, Bohanan, and Wood

AN ACT concerning

St. Mary’s County – Archery Hunting – Safety Zone

FOR the purpose of establishing for archery hunters in St. Mary’s 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 St. Mary’s County.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–410(g)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1134 – Delegates Clippinger, Hammen, and McHale

AN ACT concerning

Creation of a State Debt – Baltimore City – Leadenhall Community Outreach 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 Trustees of the Leadenhall Baptist 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 1135 – Delegates Jacobs, Arentz, and Smigiel

AN ACT concerning

Kent County – Gaming – Permits

FOR the purpose of increasing the number of gaming permits that the Board of County Commissioners of Kent County may issue in a single year to an

organization that meets certain qualifications; and generally relating to gaming in Kent County.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 13–1702 and 13–1703(a) through (c)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 13–1703(e)(3)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1136 – Delegates Rosenberg, Carter, and Oaks

AN ACT concerning

Video Lottery Terminals – Local Impact Grants – Schedule and Reporting Requirements for Baltimore City

FOR the purpose of requiring that Baltimore City establish a certain schedule for the distribution and expenditure of certain local impact grants from video lottery terminal proceeds; altering a certain reporting requirement; and generally relating to the distribution of proceeds from video lottery terminals for local impact grants to Baltimore City.

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–1A–27(a)(3)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–31
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1137 – Delegate Dumais

AN ACT concerning

Crimes – Robbery, Burglary, or Theft of Property – Controlled Dangerous Substances

FOR the purpose of clarifying that the crime of robbery includes robbing or attempting to rob another of certain controlled dangerous substances; establishing the offense of breaking and entering the storehouse of another with the intent to steal, take, or carry away certain controlled dangerous substances; providing that a certain penalty applies to a certain offense; clarifying that the crime of theft includes the theft of certain controlled dangerous substances; defining certain terms; and generally relating to controlled dangerous substances.

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 3–401(a), (d)(1), and (e), 3–402, 6–201(a), 7–101(a) and (i)(1), and 7–104(a) through (g)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 3–401(d)(2)(xiii) and (xiv), 6–201(d) through (h), 6–203, and 7–101(i)(2)(xiii) and (xiv)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Criminal Law

Section 3–401(d)(2)(xv), 6–201(d), and 7–101(i)(2)(xv)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1138 – Delegates Smigiel, Jacobs, and Otto

AN ACT concerning

Education – County Boards of Education – Control and Management of Public Schools

FOR the purpose of providing that the decisions of a county board of education regarding matters relating to the standards, curriculum, and courses of study in the public schools in their jurisdiction are final and may not be subject to certain review; repealing certain control over the public schools and educational interests of the State; providing that the guidelines for the program of instruction for public schools in the State by the State Board of Education are

voluntary; providing that each county board has the control and management of all public schools it operates in its jurisdiction; authorizing a county board to establish a public school within its jurisdiction subject to consultation with the State Superintendent of Schools; repealing the requirement that a new public school be approved by the State Superintendent; making conforming and stylistic changes; and generally relating to the control and management of public schools by county boards of education.

BY repealing and reenacting, with amendments,

Article – Education

Section 2–205(g) and (h), 4–101, 4–108, 4–109, and 4–111

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1139 – Delegates Olszewski and Kach

AN ACT concerning

Environment – Stormwater Remediation Fees – Reduction of Fees

FOR the purpose of requiring certain counties and municipalities to establish certain policies and procedures to reduce a stormwater remediation fee for both residential and nonresidential property owners; requiring certain policies and procedures to include certain fee reductions; and generally relating to stormwater remediation fees.

BY repealing and reenacting, with amendments,

Article – Environment

Section 4–202.1(f)

Annotated Code of Maryland

(2013 Replacement Volume)

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

House Bill 1140 – Delegate Luedtke

AN ACT concerning

Local Gaming – Charitable Casino Events

FOR the purpose of authorizing certain qualified organizations to conduct certain charitable casino events; prohibiting certain qualified organizations from operating certain gaming devices; requiring that certain charitable casino events be conducted by members of certain qualified organizations; prohibiting certain individuals from benefiting financially from certain charitable casino

events; authorizing certain charitable casino events to occur with a certain frequency and in a certain manner; requiring certain organizations to apply for certain permits; requiring certain qualified organizations to submit certain reports; prohibiting qualified organizations from offering certain prizes; requiring certain qualified organizations to conduct certain casino events in accordance with certain procedures; authorizing qualified organizations to enter into certain contracts with gaming vendors; requiring the State Lottery and Gaming Control Commission to adopt certain regulations; authorizing the Commission to establish and collect certain fees; authorizing the Commission to conduct certain criminal background checks; defining certain terms; and generally relating to charitable casino events in the State.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 12–101, 12–103, 12–113, and 13–101

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Criminal Law

Section 13–2A–01 through 13–2A–07 to be under the new subtitle “Subtitle 2A.
Charitable Casino Events”

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

**House Bill 1141 – Delegates Swain, Barkley, Healey, Oaks, Stocksdale,
Summers, V. Turner, and Vallario**

AN ACT concerning

Correctional Services – Revocation of Parole – Repeal of Sunset

FOR the purpose of repealing the termination date for a certain provision of law authorizing the parole commissioner who conducted the hearing on the revocation of an inmate’s order of parole to require the inmate to serve any unserved portion of the sentence originally imposed on the inmate; and generally relating to the revocation of parole.

BY repealing and reenacting, with amendments,

Chapter 381 of the Acts of the General Assembly of 2011

Section 3

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

House Bill 1142 – Delegates Clagett, Beitzel, Bohanan, DeBoy, Eckardt, Guzzone, Haddaway–Riccio, Olszewski, B. Robinson, Rudolph, Schulz, Smigiel, Sophocleus, Stocksdales, Wood, and Zucker

AN ACT concerning

Corporate Income Tax – Rate Reduction

FOR the purpose of altering the State income tax rate on the Maryland taxable income of certain corporations; 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 2013 Supplement)

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

House Bill 1143 – Delegates Frush, Bobo, Braveboy, Fraser–Hidalgo, Glenn, and Hucker

AN ACT concerning

Landlord and Tenant – Retaliatory Actions – Types of Prohibited Actions

FOR the purpose of altering the types of actions that a landlord of residential property may not take for certain reasons under certain provisions of law concerning retaliatory actions; making clarifying changes; and generally relating to retaliatory actions of a landlord of residential property.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–208.1
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1144 – Delegates Jacobs, Arentz, Eckardt, Haddaway–Riccio, Norman, and Smigiel

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 2013 Supplement)

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

House Bill 1145 – Delegates Kaiser, Bohanan, and Guzzone

AN ACT concerning

Maintenance of Effort – Qualifying Nonrecurring Costs – Methods of Approval

FOR the purpose of authorizing a county board of education and a county governing body to request certain information regarding certain agreements, meetings, or negotiations relating to certain cooperation and partnership elements when a certain budget is submitted; adding certain qualifying nonrecurring costs to the list of qualifying nonrecurring costs in relation to the maintenance of effort calculation; establishing processes for how certain qualifying nonrecurring costs are to be approved; requiring the State Board of Education and the State Department of Education to convene a certain workgroup to work on certain issues and develop certain guidelines; stating the intent of the General Assembly that the State Board approve certain start-up costs to implement certain standards and a certain test as certain qualifying nonrecurring costs; and generally relating to education funding.

BY adding to
Article – Education
Section 5–101(g)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 5–202(d)(6)

Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1146 – Delegate Barkley

AN ACT concerning

**Private Passenger Motor Vehicle Liability Insurance – Underinsured
Motorist Excess Coverage**

FOR the purpose of providing for a certain alternative limitation on certain liability for an insurer that provides certain uninsured motorist coverage under certain circumstances; requiring certain insurers to offer certain underinsured motorist excess coverage under certain circumstances; providing for the characteristics of that underinsured motorist excess coverage, including what the coverage protects, how the coverage obligates the issuer, and how the selection of the coverage applies to certain policies and endorsements; providing for waivers of certain coverage in certain manners under certain circumstances; establishing a certain exception to a certain limitation on duplicate or supplemental recovery of certain benefits; defining a certain term; providing for the application of this Act; and generally relating to private passenger motor vehicle liability insurance and underinsured motorist excess coverage.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 19–509(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 19–509(g), 19–510, and 19–513
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article – Insurance
Section 19–509.2
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 17–103(b)
Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1147 – Delegates McHale, Clippinger, Hammen, and Olszewski

AN ACT concerning

Public Utilities – Fixed Charges for Taxicab Services – Baltimore City

FOR the purpose of authorizing a taxicab permit holder to make a fixed charge for any trip by taxicab between certain locations in Baltimore City or between points within Baltimore City as approved by the Public Service Commission; requiring that a fixed charge made under this Act be calculated on a mileage basis approved by the Commission; and generally relating to fixed charges for taxicab services.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 10–210
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1148 – Delegates Jacobs, Norman, Otto, and Smigiel

AN ACT concerning

Recreational Striped Bass Fishery – Study on Reporting Requirements

FOR the purpose of requiring the Department of Natural Resources to conduct a study on the establishment of reporting requirements for the recreational striped bass fishery; requiring the study to examine certain issues relevant to the reporting requirements; requiring the Department 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 study on the establishment of reporting requirements for the recreational striped bass fishery.

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

House Bill 1149 – Delegates Barnes, Carr, Clippinger, Glenn, Gutierrez, Guzzone, Hixson, Hucker, Kaiser, A. Kelly, Mitchell, Mizeur, Morhaim, S. Robinson, Stein, Vaughn, A. Washington, and M. Washington

AN ACT concerning

Public Utilities – Renewable Energy Portfolio Standards

FOR the purpose of increasing the renewable energy portfolio standards for electricity derived from Tier 1 renewable sources for certain years; increasing the minimum required percentage of Tier 1 renewable energy that must be derived from solar energy in certain years; establishing renewable energy portfolio standards for certain years; providing for the application of this Act; and generally relating to renewable energy portfolio standards.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–703
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1150 – Delegates Swain, Bobo, Howard, Niemann, and Waldstreicher

AN ACT concerning

All-Terrain Vehicles – Protective Equipment

FOR the purpose of prohibiting an individual from operating or riding on an all-terrain vehicle unless the individual is wearing protective headgear and an eye-protective device that meet certain standards; defining a certain term; and generally relating to required equipment for individuals operating or riding on all-terrain vehicles.

BY adding to
Article – Transportation
Section 21–1207.3
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1151 – Delegates A. Kelly, Bobo, Carr, Cullison, Gutierrez, Lafferty, S. Robinson, Rosenberg, and Stein

AN ACT concerning

Open Meetings Act – Public Body – Definition

FOR the purpose of altering the definition of “public body” for the purposes of the Open Meetings Act to include a multimember subcommittee of a standing committee of either house of the General Assembly; and generally relating to the Open Meetings Act.

BY repealing and reenacting, with amendments,
Article – State Government
Section 10–502(h)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1152 – Delegates Gaines, Healey, and A. Washington

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2007 – Prince George’s County
– Historic Greenbelt Theater**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2007 to provide that certain grants for the Historic Greenbelt Theater may not terminate before a certain date; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2007.

BY repealing and reenacting, with amendments,
Chapter 488 of the Acts of the General Assembly of 2007
Section 1(3) Item ZA01(AY) and Item ZA02(BN)

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

House Bill 1153 – Delegates Jacobs, Arentz, Otto, 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 nuisance 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
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 20–301
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1154 – Delegates George, Boteler, Cluster, Costa, Frank, Glass, Impallaria, Krebs, McConkey, McDermott, Myers, Norman, Parrott, Ready, Schuh, Serafini, Stukes, Szeliga, and Vitale

AN ACT concerning

Public Schools – Parent Consent and Student Privacy

FOR the purpose of requiring a public school or county board of education to obtain certain data related to a certain student or a family member of the student only from, or with the consent of, the parent or guardian of the student; requiring a public school to provide a certain written notice to each student and the parent or guardian of each student enrolled in the school regarding the collection of certain student data; requiring a public school or county board to obtain a certain written consent before storing certain student data in an electronic format; prohibiting a public school or county board from collecting certain student data after a student graduates from high school; prohibiting a public school or county board from disclosing certain student data to any person, except for a certain required transfer to the Maryland Longitudinal Data System, unless certain information has been removed; authorizing a parent or guardian of a student to choose not to have the student participate in a certain assessment if written notice is provided to the school principal on or before a certain day; requiring a student who is not participating in a certain assessment that is a requirement for graduation from a public high school in the State to complete a certain alternative assessment or project; requiring a county superintendent, a school principal, or any other authorized individual to designate an absence lawful and excuse a student if the parent or guardian of the student provides written notice that the absence is due to a certain objection; requiring an education agency or a State agency to obtain a certain written consent before storing certain student data or transferring certain student data to the Maryland Longitudinal Data System; defining a certain

term; and generally relating to parent consent and the privacy of public school students in the State.

BY adding to

Article – Education

Section 7–121 and 7–204.1

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 7–301(b) and 24–707(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

**House Bill 1155 – Delegates Jacobs, Arentz, Eckardt, Haddaway–Riccio,
Norman, Otto, Smigiel, and Weir**

AN ACT concerning

**Oyster Dredging – Waters North of the Chesapeake Bay Bridge and Kent
Narrows Bridge**

FOR the purpose of authorizing a person to catch oysters by dredge in certain waters of the Chesapeake Bay north of the Chesapeake Bay Bridge and the Kent Narrows Bridge; making a stylistic change; 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 and 2013 Supplement)

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

House Bill 1156 – Delegate Hubbard

AN ACT concerning

**State Board of Chiropractic and Massage Therapy Examiners – Practice of
Chiropractic or Massage Therapy – Penalties and Exemptions**

FOR the purpose of prohibiting a person from knowingly recruiting, persuading, inducing, enticing, or encouraging another person to practice or attempt to

practice massage therapy without a license or to represent to the public that the other person is authorized to practice massage therapy; altering certain penalties relating to the practice of chiropractic or massage therapy without a license or to representing to the public that a person is authorized to practice chiropractic or massage therapy; establishing certain penalties for a violation of certain provisions of this Act; prohibiting certain individuals from practicing, attempting to practice, or offering to perform certain techniques except under certain circumstances; requiring the State Board of Chiropractic and Massage Therapy Examiners to adopt certain regulations relating to certain exemptions; providing for a delayed effective date for certain provisions of this Act; altering a certain definition; and generally relating to regulation of the practice of chiropractic or massage therapy.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 3–506, 3–5A–01(f), and 3–5A–02
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Health Occupations
Section 3–501(c)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1157 – Delegate Hubbard

AN ACT concerning

Health Occupations – Massage Therapy – Authority to Practice

FOR the purpose of requiring applicants for a license or registration from the State Board of Chiropractic and Massage Therapy Examiners 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 Board 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; requiring an individual to be registered by the Board before the individual may practice massage therapy in a certain setting; requiring an applicant for a certain license to have submitted to a certain criminal history records check to qualify for a license; altering certain

educational requirements an applicant for a license to practice massage therapy must meet to qualify for a license; requiring an applicant for a certain registration to have submitted to a certain criminal history records check to qualify for a registration; altering certain educational requirements an applicant for a registration to practice massage in a certain setting must meet to qualify for registration; requiring the Board to issue a license or registration to an applicant who pays a certain fee and meets certain requirements; requiring the Board to include certain information on each license and registration that the Board issues; requiring the Board to consider certain factors on receipt of the criminal history record of certain applicants in determining whether to grant a license or registration; repealing a certain provision of law that prohibits an individual who is registered to practice nontherapeutic 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 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 3–5A–01(c), (i), and (j), 3–5A–04, 3–5A–06, and 3–5A–11(b) to be under the amended subtitle “Subtitle 5A. Licensure and Registration of Massage Therapists”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations

Section 3–5A–05.1 and 3–5A–06.1

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing

Article – Health Occupations

Section 3–5A–01(h) and 3–5A–08

Annotated Code of Maryland

(2009 Replacement Volume and 2013 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 2013 Supplement)

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

House Bill 1158 – Delegate Rosenberg

AN ACT concerning

Tobacco Products – Unpackaged Cigars and Flavored Other Tobacco Products – Restrictions

FOR the purpose of prohibiting certain persons from purchasing, selling, distributing, holding for sale or distribution, or offering to sell or distribute to an individual in the State an unpackaged cigar; prohibiting certain persons from holding for sale or distribution, offering for sale or distribution, or selling or distributing flavored other tobacco products to a person in the State; providing that a certain statement or claim constitutes certain evidence; providing for the application of certain provisions of this Act; requiring the State Comptroller to enforce certain provisions of law, employ certain staff, and adopt certain regulations; establishing certain penalties; providing for a certain affirmative defense; providing that this Act does not preempt certain ordinances, resolutions, laws, or rules; stating the intent of the General Assembly; providing for the construction and application of this Act; defining certain terms; and generally relating to the sale and distribution of unpackaged cigars and flavored other tobacco products.

BY adding to

Article – Commercial Law

Section 11–5B–01 through 11–5B–03 to be under the new subtitle “Subtitle 5B. Sales of Unpackaged Cigars” and 11–5C–01 through 11–5C–03 to be under the new subtitle “Subtitle 5C. Sales of Flavored Other Tobacco Products”

Annotated Code of Maryland
(2013 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 10–106

Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1159 – Delegates Vitale, Eckardt, Haddaway–Ricchio, Hogan, and O’Donnell

AN ACT concerning

Cigarettes – County Retail License Holder – Prohibited Sales

FOR the purpose of prohibiting a person who holds a certain county license to sell cigarettes at retail from selling certain herbal incense or potpourri that includes a noncontrolled substance with a chemical structure that is substantially similar to the chemical structure of a controlled dangerous substance; authorizing the Comptroller to take certain disciplinary actions against certain license holders for a violation of this Act; establishing certain criminal penalties for a violation of this Act; and generally relating to prohibited sales by county retail cigarette license holders.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 16–306 and 16–309
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Business Regulation
Section 16–308.1
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1160 – Delegate Barnes

AN ACT concerning

Public Utilities – Transportation Network Services – Establishment

FOR the purpose of authorizing the establishment of transportation network services in the State; authorizing an individual to submit an application for registration as a transportation network operator; requiring a transportation network application company to approve or deny a certain application within a certain period of time; requiring a transportation network application company to conduct, or have a third party conduct, a certain criminal history records check using a certain database and obtain and review a driving record check for each applicant before approving an application for the applicant; prohibiting a transportation network application company from approving an application for an applicant who has been convicted of certain crimes; requiring a transportation network operator to meet certain qualifications; requiring a transportation network application company to create an application process for individuals to apply for registration as a transportation network operator;

requiring a transportation network application company to maintain certain records and a certain registry of transportation network operators; requiring a transportation network application company to submit certain information to the Public Service Commission; requiring a transportation network application company to conduct, or have a third party conduct, a safety inspection of a motor vehicle that will be used to provide transportation network services before the motor vehicle is used to provide transportation network services; requiring a transportation network application company to provide certain information on the transportation network application company's Web site; authorizing a transportation network application company or a transportation network operator to provide transportation network services at no cost, for a suggested donation, or for a certain fare; requiring a transportation network application company to disclose certain fare information to a passenger before the passenger arranges a trip with a transportation network application company or a transportation network operator; requiring a transportation network application company to transmit a certain electronic receipt to a passenger on completion of providing transportation network services; requiring a transportation network application company to implement a certain policy on the use of drugs or alcohol while an individual is arranging or providing transportation network services; requiring a transportation network application company to maintain certain insurance coverage; requiring a transportation network operator to provide certain insurance information if a certain accident occurs; specifying that a transportation network application company and a transportation network operator are not common carriers; exempting a person that provides transportation network services from certain provisions of law relating to rate regulation; exempting a motor vehicle used to provide transportation network services from certain provisions of law relating to for-hire driving services; specifying that certain provisions of law relating to for-hire driving services do not apply to a transportation network application company or a transportation network operator; defining certain terms; and generally relating to transportation network services.

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 1–101(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 1–101(e), (pp), (qq), and (rr), 4–101, and 10–102(b)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Public Utilities

Section 1–101(pp), (qq), and (rr) and 4–101.1; and 10.5–101 through 10.5–107 to be under the new title “Title 10.5. Transportation Network Services”
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1161 – Delegates Waldstreicher, Carr, Rosenberg, and Smigiel

AN ACT concerning

Criminal Procedure – Electronic Device Location Information – Warrant

FOR the purpose of prohibiting an agent of the State or a political subdivision of the State from obtaining certain location information without a warrant issued under this Act; authorizing a court to issue a certain warrant under certain circumstances; providing requirements for the warrant; allowing extensions of the warrant under certain circumstances; requiring a certain notification under certain circumstances; providing for the discovery and admissibility of certain evidence; providing certain exceptions to the warrant requirement under certain circumstances; requiring a certain court to make a certain report; requiring the Administrative Office of the Courts to make a certain annual report; defining certain terms; and generally relating to obtaining information concerning the location of electronic devices.

BY adding to

Article – Criminal Procedure
Section 1–203.1
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1162 – Delegate Hough

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 2013 Supplement)

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

House Bill 1163 – Delegates Summers, Hixson, Anderson, Bates, Beitzel, Bohanan, Boteler, Bromwell, Carter, Clagett, Conaway, Conway, Cullison, Davis, DeBoy, Gaines, George, Glass, Glenn, Harper, Hogan, Howard, Hubbard, Impallaria, Ivey, Jacobs, Jones, Kach, Kaiser, K. Kelly, Kipke, Lee, Luedtke, McDermott, McHale, A. Miller, W. Miller, Minnick, Myers, O'Donnell, Oaks, Otto, S. Robinson, Rudolph, Schuh, Schulz, Serafini, Smigiel, Stocksedale, Stukes, Szeliga, Tarrant, F. Turner, Valderrama, Vaughn, Walker, A. Washington, Weir, and Wilson

AN ACT concerning

Income Tax Credit – Hiring Qualified Veterans

FOR the purpose of allowing an individual or corporation to claim a credit against the State income tax for certain wages paid to certain qualified veterans; defining a certain term; providing for the application of this Act; and generally relating to a credit against the State income tax for hiring certain qualified veterans.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–704.7
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1164 – Delegates Luedtke, Barkley, Barnes, Cullison, Fraser–Hidalgo, Harper, Haynes, Hixson, Kaiser, Lafferty, Lee, Morhaim, Oaks, Olszewski, S. Robinson, and Zucker

EMERGENCY BILL

AN ACT concerning

Common Core State Standards and Partnership for Assessment of Readiness for College and Careers (PARCC) Implementation Review Workgroup

FOR the purpose of establishing the Common Core State Standards and Partnership for Assessment of Readiness for College and Careers (PARCC) Implementation

Review Workgroup; providing for the composition, chairs, 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 hold its first meeting on or before a certain date; requiring the Workgroup to assess certain needs, design certain plans, and make certain recommendations regarding certain matters; requiring the Workgroup to report its findings and recommendations to the Governor, the State Department of Education, and the General Assembly on or before a certain date; requiring the Workgroup to report any recommendations for legislation relating to certain matters to the Governor and the General Assembly on or before a certain date; making this Act an emergency measure; providing for the termination of this Act; and generally relating to the Common Core State Standards and PARCC Implementation Review Workgroup.

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

House Bill 1165 – Delegates Kramer, Barkley, Barnes, Braveboy, Burns, Clagett, Gaines, Glenn, Hucker, Love, McHale, Mitchell, Oaks, Olszewski, Vaughn, and A. Washington

AN ACT concerning

Jane E. Lawton Conservation Loan Program

FOR the purpose of altering the purpose of the Jane E. Lawton Conservation Loan Program; requiring an application for a loan under the Program to include certain information; requiring a borrower to document that certain anticipated energy cost savings according to a certain methodology after the completion of the project are greater than the total cost of the project to the borrower; repealing certain provisions relating to the deposit of a loan under the Jane E. Lawton Conservation Fund into a certain revolving loan fund of a county's economic development commission under certain circumstances; authorizing the Fund to be used to enhance the credit of financings offered by certain eligible banks and other financial institutions for projects; altering the period of time that the Maryland Energy Administration is required to reserve a certain portion of the money from the Fund for certain purposes; repealing certain provisions relating to the sale of excess electricity through certain markets generated by a certain project; authorizing the Administration to use the Fund to enhance the credit of a financing offered by a certain bank or other financial institution for a project; requiring that a certain credit enhancement be used for a certain purpose, facilitate the financing of a certain project, and be offered only to a certain bank or other financial institution; authorizing the Administration to assess a reasonable fee for a certain purpose; requiring the Administration to adopt certain regulations; altering certain definitions; repealing a certain definition; and generally relating to the Jane E. Lawton Conservation Fund.

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–20A–01, 9–20A–03, 9–20A–05(b), 9–20A–06, and 9–20A–07

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing

Article – State Government

Section 9–20A–09

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Government

Section 9–20A–09

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1166 – Delegates Anderson, Waldstreicher, Branch, Cardin, Carter, Clippinger, Conaway, Glenn, Gutierrez, Harper, Haynes, Holmes, Ivey, Luedtke, McIntosh, Mizeur, Oaks, Reznik, B. Robinson, Rosenberg, Simmons, Stukes, Swain, Tarrant, F. Turner, Valderrama, A. Washington, and Wilson

AN ACT concerning

Maryland Second Chance Act of 2014

FOR the purpose of authorizing a person to petition the court to shield certain court records and police records relating to a certain conviction 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; providing that a certain person is not entitled to shielding if the person is a defendant in a pending criminal proceeding; providing that a certain conviction is eligible for shielding at a certain time; requiring the court have a copy of a certain petition served on the State's Attorney; requiring the court to hold a hearing and order the shielding of certain records under certain circumstances; requiring the court to deny a certain petition under certain circumstances; 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 government service to disclose certain shielded information at a certain time or denying a person's application for a license, permit, registration, or government service solely because the person refused to disclose certain information; 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 certain conviction; providing that a shielded record shall remain fully accessible by certain persons; establishing penalties for a violation of this Act; 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 2013 Supplement)

BY adding to

Article – State Government

Section 10–616(w)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1167 – Delegates Hixson, Anderson, Barkley, Barve, Bates, Beitzel, Cane, Cardin, Conway, Cullison, DeBoy, Frick, Frush, Gaines, George, Glenn, Gutierrez, Guzzone, Haynes, Holmes, Howard, Hubbard, Ivey, Jones, Kaiser, Lafferty, Luedtke, A. Miller, Mitchell, Mizeur, Myers, Olszewski, Proctor, S. Robinson, Schulz, Serafini, Simmons, Sophocleus, Stukes, Summers, Swain, F. Turner, Vaughn, A. Washington, M. Washington, and Zucker

AN ACT concerning

Teachers and Principals – Performance Evaluation Criteria – Use of Student Growth Data

FOR the purpose of renaming certain model performance evaluation criteria; prohibiting certain performance evaluation criteria from requiring the use of certain student growth data before a certain year; prohibiting a county board of education from being required to adopt certain model performance evaluation criteria; and generally relating to the use of student growth data in performance evaluation criteria.

BY repealing and reenacting, with amendments,
Article – Education
Section 6–202(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1168 – Southern Maryland Delegation

AN ACT concerning

Electricity – Certificate – Wind Turbines – Limitation

FOR the purpose of prohibiting the Public Service Commission from granting final approval for, and a person from undertaking, construction of a certain wind-powered generating station within a certain area before a certain date; requiring the Commission to consider certain information when evaluating a proposal for a certificate of public convenience and necessity for certain facilities; providing for the termination of this Act; and generally relating to wind turbines and certificates of public convenience and necessity.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–207
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–207.1(a)(1)(ii)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1169 – Delegates F. Turner, Hixson, Beidle, Bohanan, Burns, DeBoy, Frush, Glass, Hammen, Healey, Hogan, Howard, Kaiser, Love, McDonough, McHale, Proctor, Ready, Rudolph, Stocksdale, and Stukes

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 10–736

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1170 – Delegate James

AN ACT concerning

Harford County – Alcoholic Beverages – Residency Requirements

FOR the purpose of altering certain residency requirements for certain business applicants for alcoholic beverages licenses in Harford County; altering a requirement that a certain applicant for certain alcoholic beverages licenses own a certain percentage of a certain business, subject to a certain exception; making certain stylistic and conforming changes; and generally relating to alcoholic beverages in Harford County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 9–101(a), (b), (c), and (k)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1171 – Delegates Carter, Anderson, and Summers

AN ACT concerning

State Retirement and Pension System – Correctional, Police, and Law Enforcement Officers – Forfeiture of Retirement Benefits for Criminal Conviction

FOR the purpose of prohibiting the payment of certain retirement benefits payable from the State Retirement and Pension System to certain correctional officers, police officers, and law enforcement officers who are convicted of or enter a plea of nolo contendere for certain crimes; requiring a certain court to order the forfeiture of certain retirement benefits under certain circumstances; providing for the return of certain accumulated contributions under certain circumstances; requiring a certain court to order the restoration of certain retirement benefits under certain circumstances; requiring a certain clerk of the court to provide a certain order to the Board of Trustees for the State Retirement and Pension System within a certain period of time; providing for the application of this Act; and generally relating to the forfeiture of certain retirement benefits by certain correctional officers, police officers, and law enforcement officers with a criminal conviction.

BY adding to

Article – State Personnel and Pensions

Section 21–701 to be under the new subtitle “Subtitle 7. Forfeiture of Benefits”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1172 – Delegate Costa

AN ACT concerning

Maryland Capital Consolidated Bond Loan of 2013 – Anne Arundel County – Southern Middle School and Southern High School Improvements

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2013 to provide that a certain grantee has until a certain date to provide a certain matching fund for a grant for certain improvements to Southern Middle School and Southern High School; and generally relating to an amendment to the Maryland Consolidated Capital Bond Loan of 2013.

BY repealing and reenacting, with amendments,

Chapter 424 of the Acts of the General Assembly of 2013

Section 1(3) Item ZA03(G)

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

House Bill 1173 – Delegate Kaiser

AN ACT concerning

Public Schools – Substitute Teachers – Qualifications, Training, and Study

FOR the purpose of requiring each county board of education to establish certain qualifications for substitute teachers employed by a county board; requiring a county board to require each substitute teacher to complete a certain orientation and training program; requiring county boards to train certain school administrators in certain issues related to substitute teachers; requiring a county superintendent to develop a certain in-service training program; requiring the State Department of Education to commission a certain study regarding substitute teaching in the State; requiring the study to include certain data; requiring the Department to submit a certain report to certain committees of the General Assembly on or before a certain date; and generally relating to qualifications, training, and a study of substitute teachers in public schools.

BY adding to

Article – Education

Section 6–201.2

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1174 – Delegate Dumais

AN ACT concerning

**Recreational Hunting or Fishing Licenses – Denial, Suspension, and
Required Disclosure**

FOR the purpose of altering a certain definition to establish that certain provisions of law governing the denial or suspension of licenses for failure to pay child support apply to recreational hunting and fishing licenses; requiring the Department of Natural Resources to require an applicant to provide under certain circumstances only certain information related to the applicant's Social Security number on an application for a recreational hunting or fishing license; requiring the Department to record certain information on the application; exempting recreational hunting and fishing license applications from the requirements that a licensing authority require a license applicant to disclose the full Social Security number and record the Social Security number on the application; altering the information that a request for information from a recreational hunting or fishing 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 recreational hunting or fishing license application that the

Department of Natural Resources is required to submit to the Child Support Enforcement Administration after receiving a request for information; repealing the requirement that an application for a hunting license contain the occupation of the applicant; making certain stylistic changes; making certain provisions of this Act subject to a certain contingency; and generally relating to information required to be disclosed to or by the Department of Natural Resources on or from a recreational hunting or fishing license application.

BY repealing and reenacting, without amendments,
Article – Family Law
Section 10–119.3(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 10–119.3(a)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 10–119.3
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)
(As enacted by Section 1 of this Act)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–202
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–205(l), 4–604(d) and (e), and 10–301(d) and (e)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1175 – Delegate Rudolph

AN ACT concerning

Creation of a State Debt – Cecil County – Historic Tome School

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 Bainbridge 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 1176 – Delegates Braveboy, Carr, Gutierrez, and A. Kelly

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Maryland Constitution – Congressional Districts – Requirements as to Territory, Form, and Boundaries

FOR the purpose of proposing an amendment to the Maryland Constitution to specify that the districts for the election of members of the Congress of the United States shall conform to certain requirements as to territory, form, natural boundaries, and political subdivision boundaries; 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 XV – Miscellaneous

Section 12

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

House Bill 1177 – Delegate Glass

AN ACT concerning

Maryland Transportation Authority – E-ZPass Discount Plans – Removal of Time Limitations

FOR the purpose of requiring that an E-ZPass discount plan for use of a transportation facilities project allow an account holder to utilize the full value of the plan by taking the total number of trips allowed under the plan over an unlimited period of time; prohibiting the Maryland Transportation Authority from increasing the cost of an E-ZPass discount plan in response to this Act; defining a certain term; and generally relating to E-ZPass discount plans offered by the Authority.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 4–312(a)(2)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 4–312(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1178 – Delegates Walker, V. Turner, and Valderrama

AN ACT concerning

Creation of a State Debt – Prince George’s County – Educare Resource 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 Educare Resource 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 1179 – Delegates Bobo and O’Donnell

AN ACT concerning

Public Ethics – Former Members of the General Assembly, Legislative Branch Officials, and Executive Branch Officials – Lobbying Restrictions

FOR the purpose of prohibiting a former member of the General Assembly from registering as a lobbyist for a certain period of time after the member leaves office; prohibiting certain former officials of the Executive Branch and former officials of the Legislative Branch from registering as a lobbyist for 2 years after leaving office; and generally relating to public ethics, former members of the General Assembly, former Legislative Branch officials, and former Executive Branch officials.

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–504(d)

Annotated Code of Maryland

(As enacted by Chapter ___ (H.B. 270) of the Acts of the General Assembly of 2014)

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

House Bill 1180 – Delegates Hixson, Luedtke, A. Miller, Serafini, and A. Washington

AN ACT concerning

Income Tax Credit – Environmental Improvement Equipment

FOR the purpose of allowing a credit against the State income tax for certain manufacturing expenses incurred for certain environmental improvement equipment; providing that the credit may not exceed a certain amount; providing that the credit may not be carried forward; requiring the Department of the Environment to consult with the Maryland Energy Administration and to provide certain information on its Web site; requiring the Department and the Comptroller to provide certain reports and to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to an income tax credit for certain manufacturing expenses.

BY adding to

Article – Tax – General

Section 10–736

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1181 – Delegates Hixson, Kaiser, A. Miller, and Walker

AN ACT concerning

Fairness in Negotiations Act – Sunset Repeal

FOR the purpose of repealing the termination date of certain provisions relating to the Public School Labor Relations Board; and generally relating to the Public School Labor Relations Board.

BY repealing and reenacting, with amendments,

Chapter 325 of the Acts of the General Assembly of 2010

Section 6

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

House Bill 1182 – Delegates Glass, Anderson, Arora, Carter, Clippinger, Dumais, Hough, Hucker, James, Krebs, McComas, McDermott, McDonough, Parrott, Ready, Simmons, Szeliga, Valderrama, Valentino-Smith, and Waldstreicher

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 and 2013 Supplement)

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

House Bill 1183 – Delegate Malone

AN ACT concerning

Criminal Law – Assault – First Responders

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 firefighter, an emergency medical technician, a rescue squad member, or any other first responder engaged in providing emergency medical care or rescue services; applying certain penalties; and generally relating to assaults on first responders.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–203
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1184 – 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 \$12,650,000 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 1185 – Delegates Parrott, Afzali, Dwyer, Elliott, Glass, Haddaway–Riccio, Hough, Kipke, Krebs, McComas, McConkey, Otto, Ready, Schulz, Szeliga, and Vitale

AN ACT concerning

Criminal Law – Crimes Against Property – Right to Defend Property

FOR the purpose of establishing that an occupant of a dwelling is justified in using any degree of physical force, including deadly physical force, against another person when the other person has made an unlawful entry into the dwelling, and when the occupant has a reasonable belief that the other person has committed a crime in the dwelling in addition to the unlawful entry, or is committing or intends to commit a crime against a person or property in addition to the unlawful entry, and when the occupant reasonably believes that the other person might use physical force, no matter how slight, against an occupant; providing that an occupant of a dwelling using physical force, including deadly physical force, in accordance with the provisions of this Act shall be immune from criminal prosecution for the use of force; providing for a certain exception to the provisions of this Act; and generally relating to the defense of self–defense.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–209
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

**House Bill 1186 – Delegates Anderson, Carter, Cluster, Dumais, McDermott,
Smigiel, Swain, and Vallario**

AN ACT concerning

**Criminal Procedure – Pretrial Release – Setting of Bond – Personal
Recognizance**

FOR the purpose of repealing a provision of law authorizing a District Court commissioner to set bond or commit persons to jail in default of bond; repealing a provision of law authorizing a District Court commissioner to generally perform all the functions of committing magistrates as exercised by the justices of the peace prior to a certain date; requiring a defendant to be released on personal recognizance under certain circumstances; providing that a person who is arrested shall be presented before a District Court commissioner for an initial appearance within a certain amount of time after arrest, and if detained by the commissioner shall be taken before a certain judicial officer without unnecessary delay and in no event later than a certain amount of time after arrest; and generally relating to pretrial release.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–607
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 5–101
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 5–202
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Criminal Procedure
Section 5–202.1
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1187 – 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 3–610
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1188 – Delegate Carter

AN ACT concerning

Law Enforcement Officers – Alcohol and Drug Testing – Required

FOR the purpose of requiring a law enforcement agency to order a law enforcement officer to submit to certain alcohol and drug testing if the officer was involved in a certain incident; and generally relating to alcohol and drug testing of law enforcement officers.

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 3–104
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1189 – 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 2013 Supplement)

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

House Bill 1190 – Delegates McMillan and Vitale

AN ACT concerning

Vehicle Laws – Licenses and Registrations – Notice of Suspension or Revocation

FOR the purpose of prohibiting the Motor Vehicle Administration from suspending or revoking a driver's license or motor vehicle registration before a certain period of time after the Administration provides certain notice of the suspension or revocation to the licensee or registered owner of the vehicle; requiring a notice of suspension or revocation to be provided in a certain manner and to state certain information with respect to the suspension or revocation of the driver's license or motor vehicle registration; providing for the effective date of a suspension or revocation of a driver's license or motor vehicle registration under certain circumstances; altering the requirements applicable to a notice of suspension of a driver's license for the accumulation of points; and generally relating to notice of the suspension or revocation of drivers' licenses or motor vehicle registrations.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 13–705 and 16–404(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 16–206(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Transportation
Section 16–206(g)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1191 – Delegates A. Kelly, Barkley, Braveboy, Carr, Cullison, Fraser–Hidalgo, Frush, Gutierrez, Hixson, Hubbard, Hucker, Lafferty, Mizeur, Morhaim, Nathan–Pulliam, Pena–Melnyk, S. Robinson, Waldstreicher, and M. Washington

AN ACT concerning

Health – General – Genetically Engineered Food – Labeling Requirements

FOR the purpose of requiring certain foods that are entirely or partially produced with genetic engineering to display a certain label beginning on a certain date; requiring a manufacturer to include a certain label on certain foods; requiring a supplier to include a certain label on a container used for packaging, holding, or transporting certain foods; requiring a retailer to place a certain label on a shelf or bin containing certain foods; authorizing the Attorney General to bring an action to enjoin a violation of this Act; authorizing an injured resident of the State to bring an action to enjoin a violation of this Act under certain circumstances; providing that certain enforcement provisions do not apply to a certain manufacturer, supplier, retailer, or farmer under certain circumstances; authorizing the court to award certain costs to a prevailing resident under certain circumstances; providing a certain defense for a retailer; specifying when certain raw foods or packaged foods have not been produced with the knowing or intentional use of genetic engineering; requiring the Department of Health and Mental Hygiene to adopt certain regulations; making the provisions of this Act severable; stating certain findings of the General Assembly; stating the purpose of this Act; defining certain terms; and generally relating to genetically engineered food.

BY adding to
Article – Health – General
Section 21–1001 through 21–1006 to be under the new part “Part I. Genetically Engineered Food”

Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1192 – Delegates Hucker, Stein, Clippinger, Aumann, Barnes, Carr, Glass, Guzzone, Hixson, Jameson, A. Kelly, Kramer, Luedtke, Mizeur, Morhaim, S. Robinson, A. Washington, and Wilson

AN ACT concerning

Electricity – Community Renewable Energy Generating System – Pilot Program

FOR the purpose of establishing a pilot program on community renewable energy generating systems under the authority of the Public Service Commission; stating when the pilot program will begin and terminate; providing for the structure and operation of the pilot program, including the generation of electricity and allocation of audits and costs to subscribers to a community renewable energy generating system; authorizing an electric company to submit a petition to own and operate a community renewable energy generating system to the Commission; requiring the Commission to approve a petition if the Commission makes a certain determination; requiring the Commission to approve or deny a petition within a certain period of time; specifying when an electric company may recover the costs associated with developing and owning a community renewable energy generating system through base rates; authorizing an electric company to sell certain services and attributes associated with the community renewable energy generating system; stating the effectiveness of contracts entered into during the pilot program; authorizing a subscriber organization to continue operation of and an electric company to continue to facilitate the operation of a community renewable energy generating system after termination of the pilot program; requiring the Maryland Energy Administration, in consultation with the Commission, to make a certain report to the General Assembly on or before a certain date; requiring the Commission to adopt certain regulations by a certain date; requiring the Commission to notify the General Assembly and the Department of Legislative Services when the pilot program begins; defining certain terms; stating certain findings of the General Assembly; and generally relating to a pilot program for community renewable energy generating systems.

BY adding to

Article – Public Utilities

Section 7–306.1

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1193 – Delegates Smigiel, Afzali, Anderson, Bohanan, Branch, Braveboy, Burns, Cardin, Carr, Carter, Clippinger, Conaway, Gaines, Glass, Glenn, Gutierrez, Haddaway–Riccio, Holmes, Howard, Jacobs, Kaiser, K. Kelly, Kipke, Kramer, Luedtke, McConkey, McDermott, McHale, A. Miller, Minnick, Mitchell, Mizeur, Myers, Nathan–Pulliam, Oaks, Otto, Pena–Melnik, Proctor, Ready, B. Robinson, Schulz, Simmons, Stein, Stocksdale, Swain, F. Turner, Valderrama, Waldstreicher, Walker, and A. Washington

AN ACT concerning

Task Force to Study Implementation of Strategies for Preventing Sexual Exploitation of Clients by Health Professionals

FOR the purpose of establishing the Task Force to Study Implementation of Strategies for Preventing Sexual Exploitation of Clients by Health Professionals; 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 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 Implementation of Strategies for Preventing Sexual Exploitation of Clients by Health Professionals.

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

House Bill 1194 – Delegates Braveboy, Anderson, Barkley, Barnes, Branch, Burns, Carr, Carter, Conaway, Davis, Fraser–Hidalgo, Gaines, Gilchrist, Glass, Glenn, Gutierrez, Harper, Haynes, Holmes, Howard, Ivey, Mitchell, Mizeur, Nathan–Pulliam, Oaks, Pena–Melnik, Proctor, B. Robinson, Stukes, Summers, Swain, Tarrant, F. Turner, V. Turner, Valderrama, Valentino–Smith, Vaughn, Waldstreicher, Walker, A. Washington, and M. Washington

AN ACT concerning

Historically Black Colleges and Universities – Parity and Investment

FOR the purpose of requiring the Governor, for certain fiscal years, to include in the annual State operating and capital budgets certain funding requested in certain 10–year plans of certain historically black colleges and universities (HBCUs); providing for the intent of certain funding; providing that certain funding shall

be in addition to certain base funding appropriated to certain HBCUs; specifying the total amount of operating and capital funding that shall be distributed to certain HBCUs during a certain period of time; requiring certain HBCUs to submit certain requests for certain appropriations to the Board of Regents of the University System of Maryland on or before a certain date in certain years and providing for a certain review and comment period by the Board of Regents; requiring certain HBCUs to submit certain requests for certain appropriations to the Governor and the Maryland Higher Education Commission on or before certain dates in certain years; providing for certain exceptions to the authority of the Board of Regents; and generally relating to parity and investment for historically black colleges and universities.

BY repealing and reenacting, with amendments,

Article – Education

Section 12–104(c) and 12–105(a)(1)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Education

Section 13–704 and 14–111

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1195 – Delegate Braveboy

CONSTITUTIONAL AMENDMENT

AN ACT concerning

General Assembly – Legislative Redistricting – Plans to be Introduced as a Bill

FOR the purpose of requiring the Governor to prepare and have introduced into the General Assembly a bill, rather than a joint resolution, for the legislative redistricting plan for the General Assembly following each decennial census; authorizing any member of the General Assembly to introduce a bill setting forth a legislative redistricting plan for the General Assembly following each decennial census; providing that following a public hearing in certain committees of the General Assembly, a bill providing a legislative redistricting plan be adopted and presented to the Governor to be signed or vetoed as provided under certain provisions of the Maryland Constitution; submitting this amendment to the qualified voters of the State for their adoption or rejection; and generally relating to the introduction and passage of a bill for legislative redistricting of the General Assembly following each decennial census.

BY proposing an amendment to the Maryland Constitution
Article III – Legislative Department
Section 5

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

House Bill 1196 – Delegates Swain, Burns, Glenn, Howard, Niemann, Pena–Melnyk, Stocksdale, Vaughn, and M. Washington

AN ACT concerning

Business Regulation – Retail Service Stations – Video Cameras Required

FOR the purpose of requiring each retail service station dealer to maintain at least one operational video camera on the exterior of the premises of the service station for a certain purpose; requiring each retail service station dealer to preserve recordings made by the video camera for at least a certain period of time; requiring the video camera to be capable of recording a certain image for a certain purpose; establishing a penalty for a violation of this Act; providing for a delayed effective date; and generally relating to video cameras at retail service stations.

BY renumbering
Article – Business Regulation
Section 10–324
to be Section 10–325
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Business Regulation
Section 10–324
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1197 – Delegates Hixson, Tarrant, Howard, and Valderrama

AN ACT concerning

Health – Food Allergy Awareness

FOR the purpose of requiring a food establishment, beginning on a certain date, to request that a customer inform the employee taking the customer's food order of

any known food allergies before ordering; providing that the request may be included on a menu or menu board or made by the employee taking the customer's food order; requiring a food establishment, beginning on a certain date, to have on the premises at certain times an employee who has completed a certain training course, passed a certain test, and is available to discuss meal options with certain customers; providing that a food establishment that is required under local law to have a food service manager on the premises satisfies a certain provision of this Act under certain circumstances; requiring the Department of Health and Mental Hygiene to make available on its Web site a list of certain food allergen awareness training courses and tests and a list of certain resources; and generally relating to food allergy awareness.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 21–330.2

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1198 – Delegates Braveboy, Bates, Carr, Frush, Hixson, Ivey, Kach, A. Kelly, McMillan, A. Miller, W. Miller, Mizeur, B. Robinson, Schulz, Valderrama, Vaughn, and A. Washington

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; establishing that a certain provision of law is not intended to change certain record keeping requirements or what constitutes a free appropriate public education under federal law; 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 2013 Supplement)

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

House Bill 1199 – Delegate Clippinger

AN ACT concerning

Possession of Loaded Handgun or Regulated Firearm – Enhanced Penalties

FOR the purpose of prohibiting a person from wearing, carrying, or transporting a handgun loaded with ammunition on or about the person or in a vehicle under certain circumstances; prohibiting a person from possessing a regulated firearm loaded with ammunition under certain circumstances or if the person is under a certain age; establishing certain penalties, including mandatory minimum terms of imprisonment, for violations of this Act; prohibiting a court from suspending any part of a sentence or ordering probation before judgment for certain crimes; providing that certain persons are not eligible for parole during certain mandatory minimum sentences, with a certain exception; providing that each violation of certain prohibitions is a separate crime; and generally relating to enhanced penalties for possession of a loaded handgun or regulated firearm.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 4–203(a)(1) and (c)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–133
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 5–144
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1200 – Delegates Pena–Melnyk, Anderson, Barnes, Branch, Braveboy, Carr, Carter, Conaway, Davis, Dumais, Frick, Glenn, Harper, Haynes, Holmes, Nathan–Pulliam, Oaks, Stukes, Summers, Swain, F. Turner, V. Turner, Valderrama, Valentino–Smith, Vaughn, Waldstreicher, A. Washington, and Wilson

AN ACT concerning

Public Safety – Eyewitness Identification – Procedures

FOR the purpose of requiring, on or before a certain date, each law enforcement agency in the State to adopt and implement a certain policy relating to certain identification procedures and file a copy with the Department of State Police; requiring the Department, on or before a certain date, to compile certain written policies; requiring the Department to allow public inspection of certain policies; requiring that a certain identification procedure be conducted by a certain administrator; requiring certain identification procedures to be conducted in a certain manner; requiring that a certain record of a certain identification procedure be made; requiring evidence of a failure to comply with this Act to be dealt with by a certain court in a certain manner; defining certain terms; and generally relating to eyewitness identifications.

BY adding to

Article – Public Safety

Section 3–506(d) and 3–506.1

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1201 – Delegates Smigiel, Cluster, Hough, McDermott, and Sophocleus

AN ACT concerning

State and Local Retirement and Pension Systems – Assignment of Benefits to Trust for Disabled Individuals

FOR the purpose of altering a certain reference to federal law used to classify an individual as disabled; authorizing the assignment of a retirement or pension allowance from the State Retirement and Pension System or a local retirement or pension system to a certain type of trust for the benefit of certain individuals who are disabled, as defined under a certain provision of federal law; establishing that payments of benefits under an assignment to a trust shall begin only after certain information is provided to the Board of Trustees for the State Retirement and Pension System or the board of trustees for a local retirement or pension system; providing that the Board of Trustees for the State Retirement and Pension System or the board of trustees for a local retirement or pension system is not liable for certain improper payments if certain information is not provided; requiring the Board of Trustees for the State Retirement and Pension System to adopt certain regulations; requiring the board of trustees for a local retirement or pension system to adopt certain rules or regulations; defining certain terms; and generally relating to the assignment of State and local retirement and pension benefits.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions

Section 21–402
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Personnel and Pensions
Section 21–502.1; and 37.5–101 and 37.5–201 to be under the new title “Title
37.5. Assignment of Benefits From Local System”
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

**House Bill 1202 – Delegates Haddaway–Riccio, Arentz, Arora, Eckardt,
Hogan, Jacobs, Krebs, McDermott, Otto, Vitale, and Waldstreicher**

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 2013 Supplement)

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

**House Bill 1203 – Delegates Parrott, Dwyer, Frank, Glass, McDermott, and
Serafini**

AN ACT concerning

Institutions of Higher Education – Open Housing Policies – Prohibited

FOR the purpose of prohibiting an institution of higher education in the State from having an open housing policy that allows students of different genders to live together in the same room; prohibiting an institution of higher education that violates this prohibition from receiving certain funding under certain

circumstances; and generally relating to open housing policies at institutions of higher education.

BY adding to

Article – Education

Section 11–408

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1204 – Delegates Dumais, Fraser–Hidalgo, and A. Miller

AN ACT concerning

Public Health – Dog Bites – Proof of Rabies Vaccination Required

FOR the purpose of requiring the owner of a dog that bites a human to provide to the individual who was bitten by the dog certain proof that the dog has been adequately vaccinated against rabies; establishing a certain civil penalty; and generally relating to dog bites and proof of rabies vaccination.

BY repealing and reenacting, without amendments,

Article – Health – General

Section 18–318 and 18–319

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 18–321

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1205 – Frederick County Delegation

AN ACT concerning

**Frederick County – Transition to Charter Government – Corrections to
References in the Annotated Code of Maryland**

FOR the purpose of correcting references to the government of Frederick County in the Annotated Code of Maryland that will be rendered obsolete after the status of the county is changed from a commission county to a charter county; altering the manner in which certain authority may be exercised in the county; replacing

references to the County Manager with references to the Chief Administrative Officer; repealing certain definitions; providing for an abnormal effective date; and generally relating to the government of Frederick County.

BY repealing and reenacting, with amendments,

Article – Corporations and Associations

Section 2–102(b)(3)

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 2–309(l)(1), (5)(ii)2., (iv)2., and (v)4.B., and (6)(ii)2., (iv)2., and (v)4.B.,
and 2–507(a)(11)

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 9–609(a)(2), 13–1301, 13–1305(d), and 13–1306(a), (d), and (f)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 3–5B–01(d)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 13–504

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–857 through 5–862

Annotated Code of Maryland

(As enacted by Chapter _____ (H.B. 270) of the Acts of the General Assembly of
2014)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 21–304(e)(1)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Land Use

Section 9–1002

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Local Government

Section 1–1007(a)(1) and (c), 1–1014, 12–208(c), 12–301(e), 12–408, 12–522,
12–806(c)(1), 13–121, 13–304, 13–306 through 13–308, 13–922, 19–105,
20–419, and 20–703

Annotated Code of Maryland

(2013 Volume)

BY repealing

Article – Local Government

Section 12–301(d)

Annotated Code of Maryland

(2013 Volume)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 3–903(a)(6)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 7–211

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9–312(d) and 14–820(b)(10)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–313(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1206 – Delegates Carter, Oaks, and Rosenberg

AN ACT concerning

Baltimore City – Orphans’ Court Judges – Salary and Pension

FOR the purpose of altering the salary of each associate judge of the Orphans’ Court of Baltimore City and the annual salary of the Chief Judge of the Orphans’ Court of Baltimore City; altering the pension of certain associate judges of the Orphans’ Court of Baltimore City and the pension of a Chief Judge of the Orphans’ Court of Baltimore City; providing for the application of this Act; and generally relating to the Orphans’ Court of Baltimore City.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–108(d)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1207 – Delegate Simmons

AN ACT concerning

**Department of Labor, Licensing, and Regulation – Youth Apprenticeship
Advisory Committee**

FOR the purpose of establishing the Youth Apprenticeship Advisory Committee in the Division of Labor and Industry; providing for the composition and duties of the Committee; requiring the Committee to submit a certain report to the General Assembly on or before a certain date each year; defining a certain term; and generally relating to the Youth Apprenticeship Advisory Committee.

BY adding to
Article – Labor and Employment
Section 11–409
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

**House Bill 1208 – Delegates Swain, Braveboy, Carter, Harper, Oaks,
B. Robinson, Valderrama, A. Washington, and M. Washington**

AN ACT concerning

**Education – Suspension and Expulsion – Restrictions and Alternative
Disciplinary Options**

FOR the purpose of prohibiting certain school principals from suspending certain students or recommending certain students for expulsion unless the student commits a certain act or a certain offense under certain circumstances; requiring a certain principal to use certain alternative disciplinary options in lieu of suspensions unless the student committed certain offenses or acts; authorizing a certain principal to suspend a certain student if the student does not respond to multiple attempts by the principal to use certain alternative disciplinary options; authorizing certain principals to use certain alternative disciplinary options to correct certain student behavior; defining certain terms; and generally relating to disciplinary options for primary and secondary students.

BY repealing and reenacting, with amendments,
Article – Education
Section 4–319(d) and 7–305
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Education
Section 7–305.1
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1209 – Delegates DeBoy, Bohanan, Clippinger, Cluster, Fraser–Hidalgo, Glenn, Gutierrez, Guzzone, Haynes, Holmes, Hucker, K. Kelly, Malone, McDermott, McHale, Proctor, B. Robinson, Stein, Swain, V. Turner, Valderrama, A. Washington, M. Washington, Wilson, and Zucker

AN ACT concerning

**State Retirement and Pension System – Parole and Probation Employees –
Membership in Correctional Officers’ Retirement System**

FOR the purpose of altering the positions eligible for membership in the Correctional Officers’ Retirement System to include certain agents of the Division of Parole and Probation of the Department of Public Safety and Correctional Services; clarifying that certain individuals who do not elect to transfer membership are not members of the Correctional Officers’ Retirement System; authorizing certain individuals to cease membership in the Employees’ Pension System and enroll in the Correctional Officers’ Retirement System on or before a certain

date; authorizing certain individuals to transfer service credit from the Employees' Pension System to the Correctional Officers' Retirement System; requiring an individual who elects to transfer membership and service credit to the Correctional Officers' Retirement System to make that election on a form provided by the Board of Trustees for the State Retirement and Pension System; requiring service credit transferred to the Correctional Officers' Retirement System under this Act to be transferred, with a certain exception, in accordance with certain provisions of law; requiring the Executive Director of the State Retirement Agency to grant a certain waiver if it is necessary to implement a certain transfer of service credit; providing for the termination of certain provisions of this Act; and generally relating to membership in the Correctional Officers' Retirement System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 25–201 and 25–401
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1210 – Delegates Swain and V. Turner

AN ACT concerning

Environment – Permit Determinations – Cumulative Impact Assessments

FOR the purpose of requiring the Department of the Environment to conduct a cumulative impact assessment before preparing a tentative determination on certain permit applications; requiring a cumulative impact assessment to address the likely impact on the environment and on human populations that will result from certain incremental impacts; authorizing the Department to take certain actions with respect to a permit on the basis of a cumulative impact assessment conducted under this Act; requiring the Department to include a summary of the results of a cumulative environmental impact conducted under this Act in certain tentative or final permit determinations; requiring the Department to adopt regulations necessary to implement this Act; providing for the application of this Act; defining a certain term; and generally relating to cumulative impact assessments.

BY repealing and reenacting, with amendments,
Article – Environment
Section 1–604
Annotated Code of Maryland
(2013 Replacement Volume)

BY adding to

Article – Environment

Section 1–901 through 1–903 to be under the new subtitle “Subtitle 9.
Cumulative Impact Assessments”

Annotated Code of Maryland
(2013 Replacement Volume)

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

House Bill 1211 – Delegates A. Kelly, Afzali, Anderson, Beidle, Boteler, Carr, Cullison, George, Glass, Guzzone, Hogan, Hubbard, Hucker, Ivey, Kipke, Krebs, Luedtke, McMillan, Mizeur, Morhaim, Murphy, Parrott, Pena–Melnik, Ready, B. Robinson, S. Robinson, Stein, Stocksdales, V. Turner, Valderrama, Vitale, M. Washington, and Weir

AN ACT concerning

State Board of Nursing – Midwives – Licensing and Regulation

FOR the purpose of establishing a licensing and regulation scheme for the practice of traditional midwifery under the State Board of Nursing; specifying that the Act does not limit the rights of certain individuals; requiring a licensed midwife to refer and transfer care of certain clients determined to have certain conditions to certain health care practitioners; requiring a licensed midwife to transfer the care of a newborn to a hospital under certain circumstances; requiring a licensed midwife to terminate care, or continue care only under certain circumstances; requiring a licensed midwife to obtain certain documents, make certain assurances, inform certain clients of certain options, alert certain hospitals, supply certain hospitals with certain information, and have at least a certain number of colleagues present if the licensed midwife is going to perform certain types of delivery; requiring a licensed midwife to develop certain plans for certain clients; establishing the Midwifery Advisory Committee; requiring the Committee, in consultation with the Association of Independent Midwives of Maryland, to develop certain forms to be used for transfer and transport; requiring a licensed midwife to give certain advanced notice of transfer or transport; requiring a licensed midwife to obtain informed consent before initiating care; requiring the Board to set reasonable fees for the issuance and renewal of licenses and other services it provides; requiring the Board to pay certain fees to the State Comptroller; requiring the Comptroller to distribute certain fees to the Board; requiring certain fees to be used to cover certain costs; requiring the Board to adopt certain regulations; prohibiting the Board from adopting certain regulations; providing for the composition, qualifications, chair, term, quorum, meeting requirements, compensation, reimbursement, and removal of members of the Committee; providing for the powers and duties of the Committee; specifying the scope of this Act; specifying the qualifications for a license to practice traditional midwifery; specifying the education and training requirements for a license to practice traditional midwifery; specifying the procedure for applying for a license to practice traditional midwifery; requiring

the Board to issue certain licenses to certain applicants who meet certain requirements; authorizing the Board to waive certain education and training requirements under certain circumstances; requiring the Board to include a certain designation on certain licenses; requiring the Board to consider certain factors on receipt of certain criminal history record information in making certain determinations; specifying the scope of a license issued under this Act; providing for the expiration and renewal of licenses to practice traditional midwifery; requiring a certain number of continuing education units as a condition of license renewal; requiring the Board to place certain licensees on inactive status under certain circumstances; requiring the Board to reactivate and reinstate certain licenses under certain circumstances; prohibiting the Board from reinstating certain licenses under certain circumstances; requiring certain licensees to submit to additional criminal history records checks after a certain number of years; prohibiting a licensed midwife from surrendering certain licenses except under certain circumstances; authorizing the Board to set certain conditions to accept the surrender of certain licenses; authorizing the Board to deny certain licenses, reprimand or place on probation certain licensees, or suspend or revoke certain licenses under certain circumstances, subject to certain hearing provisions and certain exceptions; requiring the Board to give an opportunity for a certain hearing to certain persons; authorizing the Board to issue certain advisory letters under certain circumstances; authorizing the Board to impose certain penalties under certain circumstances; authorizing certain aggrieved parties to take certain appeals; prohibiting certain orders of the Board from being stayed pending certain review; prohibiting certain individuals from making certain representations or using certain designations unless authorized to practice traditional midwifery in the State; prohibiting certain licensees from advertising in a certain manner; authorizing certain licensees to use only certain instruments and procedures; providing certain health care facilities and health care practitioners with immunity from civil liability under certain circumstances; requiring certain midwives to display certain notices in certain offices; providing for penalties for the violation of provisions of this Act; subjecting this Act to the Maryland Program Evaluation Act and a certain full evaluation under certain circumstances; specifying the terms of the initial members of the Committee; requiring the Board to report to certain committees of the General Assembly on or before a certain date regarding the practice of traditional midwifery in the State; defining certain terms; and generally relating to the licensure and regulation of midwives by the State Board of Nursing.

BY adding to

Article – Health Occupations

Section 8–6C–01 through 8–6C–31 to be under the new subtitle “Subtitle 6C.
Licensed Midwives”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 8–405(b)(3)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1212 – Delegates Clippinger, Waldstreicher, Anderson, Arora, Cluster, Dumais, Hammen, McDermott, McHale, Valderrama, and Valentino-Smith

AN ACT concerning

**Use of Text Messaging Device or Handheld Telephone While Driving –
Accidents Resulting in Death or Serious Injury – Penalties**

FOR the purpose of prohibiting a person from committing a violation of a certain prohibition against using a text messaging device or a handheld telephone while driving that contributes to an accident that results in the death or serious bodily injury of another; requiring a person who is involved in a motor vehicle accident that results in the death of or a life threatening injury to another person and who is detained by a police officer who has reasonable grounds to believe that the person has been driving while using a text messaging device or a handheld telephone in violation of a certain provision of law to provide the officer with certain information regarding the device; establishing certain criminal penalties for a certain violation of this Act; providing for the assessment of certain points for a violation of a certain provision of this Act; and generally relating to the prohibitions on using a text messaging device and a handheld telephone while driving.

BY adding to

Article – Transportation
Section 16–402(a)(39), 21–1124.3, and 27–115
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation
Section 21–1124.1 and 21–1124.2
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1213 – Delegates Mizeur, Arora, Carr, Glass, Gutierrez, Jacobs, Kach, Krebs, A. Miller, Otto, Parrott, Smigiel, and Stocksdales

AN ACT concerning

Maryland Congressional Redistricting Commission

FOR the purpose of creating the Maryland 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 to select at random 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 Maryland Congressional Redistricting Commission.

BY adding to

Article – Election Law

Section 8–7A–01 through 8–7A–13 to be under the new subtitle “Subtitle 7A.

Maryland Congressional Redistricting Commission”

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1214 – Delegates Vitale, Elliott, Frank, George, Haddaway–Riccio, Krebs, McComas, McConkey, McMillan, Myers, Parrott, Ready, Schulz, Serafini, Smigiel, and Stocksdale

AN ACT concerning

Maryland Estate Tax – Exclusion – Deceased Spousal Unused Exclusion Amount

FOR the purpose of providing that, for the calculation of the Maryland estate tax in the case of a certain surviving spouse, the applicable exclusion amount includes the sum of a certain exclusion amount and a certain deceased spousal unused exclusion amount; prohibiting the surviving spouse from applying the deceased spousal unused exclusion amount except under certain circumstances; providing for the application of this Act; defining a certain term; and generally relating to the Maryland estate tax.

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 2013 Supplement)

BY adding to

Article – Tax – General

Section 7–309(b)(9)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1215 – Delegates Bohanan, Barve, Healey, Hixson, Jameson, Kaiser, Murphy, and Wilson

AN ACT concerning

Higher Education – 2+2 Transfer Scholarship

FOR the purpose of renaming the Community College Transfer Scholarship to be the 2+2 Transfer Scholarship and altering certain elements of the scholarship program; altering the institutions at which the scholarship may be used, qualifications for the scholarship, and the annual amount of the award; specifying that the scholarship may be used for a certain period of time; altering the requirements for maintaining the award; repealing a certain employment obligation associated with the scholarship; requiring certain funds to be transferred from a certain fund for certain purposes under certain circumstances; and generally relating to the 2+2 Transfer Scholarship.

BY repealing and reenacting, without amendments,
Article – Education
Section 10–101(c) and (m) and 18–101(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–107(c); and 18–2501 through 18–2506 to be under the amended
subtitle “Subtitle 25. HOPE for Nontraditional Students – 2+2 Transfer
Scholarship Program”
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing
Article – Education
Section 18–2507
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Education
Section 18–2507
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

**House Bill 1216 – Delegates Parrott, Afzali, Dwyer, Eckardt, Elliott, Glass,
Haddaway–Riccio, Hogan, Hough, Kipke, Krebs, McComas, McConkey,
McDermott, McMillan, Ready, Schulz, Szeliga, and Vitale**

AN ACT concerning

Income Tax – Subtraction Modification – Retirement Income

FOR the purpose of providing a subtraction modification under the Maryland income tax for any income received by an individual who is at least a certain age; repealing certain obsolete provisions; providing for the application of this Act; and generally relating to an income tax subtraction modification for income of an individual who is at least a certain age.

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

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Tax – General

Section 10–207(bb)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing

Article – Tax – General

Section 10–209

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–211(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1217 – Delegates Braveboy, Carr, Gutierrez, and A. Kelly

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 1218 – Delegates Cullison, Costa, Elliott, Frank, Hubbard, Kach, Krebs, Luedtke, Nathan–Pulliam, Pena–Melnyk, Ready, and Tarrant

AN ACT concerning

State Board of Pharmacy – Registered Pharmacy Interns

FOR the purpose of establishing a system of registration for pharmacy interns; requiring the State Board of Pharmacy to keep certain records; exempting certain pharmacy interns from certain provisions of law; altering certain grounds for discipline of certain applicants or licensees of the Board; authorizing certain appeals and judicial review under certain circumstances; altering the scope of certain rehabilitation committees; authorizing the Board to require a certain examination under certain circumstances; deeming certain pharmacy interns to have consented to submit to certain examinations and to have waived certain claims of privilege; specifying that certain refusals are prima facie evidence of certain incompetence under certain circumstances, subject to a certain exception; prohibiting certain pharmacies from participating in certain activities or allowing certain individuals to make certain representations; authorizing the Board to waive certain requirements for certain programs; altering the scope of a certain requirement for licensure; requiring certain individuals to register and be approved by the Board before practicing pharmacy as a pharmacy intern under the direct supervision of a certain pharmacist; providing the qualifications for a certain pharmacy intern registration; requiring certain pharmacy interns to submit to a certain criminal history records check; requiring certain applicants to the Board to submit certain sets of fingerprints and a certain fee to the Central Repository of the Criminal Justice Information System under certain circumstances; requiring the Central Repository to forward certain information to the Board and certain applicants; requiring the Board to make certain assurances regarding certain information; authorizing certain individuals to contest certain information; requiring certain applicants to provide certain information to the Board and pay a certain fee; requiring the Board to register certain individuals as pharmacy interns under certain circumstances; authorizing the Board to set certain fees under certain circumstances; prohibiting a certain pharmacist from supervising more than a certain number of pharmacy interns; requiring certain pharmacy interns to provide the Board with certain notifications within a certain number of days of a certain conviction or entry of a certain plea; providing for the scope of a pharmacy intern registration; specifying certain duties that a certain pharmacy intern may not delegate or perform; providing for the expiration and renewal of the registration of a pharmacy intern; requiring the Board to send certain notices by certain methods within a certain period of time under certain circumstances; requiring certain pharmacy interns to display certain registrations and wear certain identification; authorizing the Board to deny certain applicants a registration, reprimand or place on probation certain pharmacy interns, or suspend or revoke certain registrations under certain circumstances; authorizing the Board to impose certain penalties under certain circumstances; requiring the Board to adopt certain regulations for certain purposes; requiring the Board to pay certain penalties into the General Fund under certain circumstances; prohibiting the surrender of certain registrations under certain circumstances; authorizing the Board to set certain conditions on certain surrenders under certain circumstances; prohibiting certain individuals from practicing, attempting to practice, or offering to practice as a certain pharmacy intern unless registered by the Board; prohibiting certain individuals

from making certain representations unless registered by the Board; prohibiting the use of certain terms unless registered by the Board; subjecting certain persons to certain penalties under certain circumstances; defining certain terms; and generally relating to the registration of pharmacy interns.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 12–101(g) and (t), 12–205(b), 12–301, 12–313(b)(3), (13), (31), and (32), 12–316, 12–317(b), 12–320, 12–403(b)(9) and (19) and (c)(1), 12–6B–01, and 12–707

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations

Section 12–101(t–1) and 12–313(b)(33); and 12–6D–01 through 12–6D–15 to be under the new subtitle “Subtitle 6D. Registered Pharmacy Interns”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1219 – Delegate Impallaria

AN ACT concerning

Creation of a State Debt – Harford County – Ladew Topiary Gardens

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 Ladew Topiary Gardens, 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 1220 – Delegate B. Robinson

AN ACT concerning

Procurement – Real Estate Development Projects – Minority Business Enterprise Participation

FOR the purpose of requiring that certain real estate development projects include the participation of minority business enterprises; requiring the Department of Business and Economic Development to establish certain parameters for the participation of minority business enterprises in certain real estate development projects; providing that the project manager for certain real estate development projects may count certain goods and services to satisfy certain requirements; requiring a project manager to pay any money owed to certain persons within a certain time period; requiring the Department, in consultation with the Governor's Office of Minority Affairs, to adopt certain regulations and issue an annual report; providing a penalty if a project manager fails to comply with certain requirements regarding the utilization of minority business enterprises for certain projects; defining certain terms; and generally relating to real estate development projects and minority business enterprises.

BY adding to

Article – Economic Development

Section 5–1401 through 5–1406 to be under the new subtitle “Subtitle 14. Real Estate Development Projects – Minority Business Enterprise Participation”

Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

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

House Bill 1221 – Delegate Glass

AN ACT concerning

Discovery – Disclosures Regarding Anonymous Internet Communications

FOR the purpose of providing that, in a certain civil action, a party seeking information identifying a certain anonymous communicator shall file a certain subpoena and supporting materials in the court under certain circumstances; requiring the party to include a copy of certain communications; requiring the party to serve certain documents on and provide certain payment to the person to whom the subpoena is addressed; requiring the person to whom the subpoena is addressed, under certain circumstances, to send a certain notification and documentation to the anonymous communicator; requiring any interested person to file an application to the court within a certain period of time; requiring an anonymous communicator and a certain party to serve a certain objection or motion on certain parties under certain circumstances; specifying the contents of a certain written objection or application to the court; prohibiting a certain party from complying with the subpoena within a certain time period; providing that compliance with the subpoena shall be deferred under certain circumstances; prohibiting the party serving the subpoena from inspecting or copying certain materials under certain circumstances;

authorizing an interested person to request a certain hearing; requiring notice of the hearing to be served on the subpoenaed party under certain circumstances; requiring the subpoenaed party to mail the notice to the anonymous communicator in a certain manner; defining a certain term; and generally relating to subpoenas concerning discovery and the disclosures concerning certain anonymous Internet communicators.

BY adding to

Article – Courts and Judicial Proceedings

Section 9–501 to be under the new subtitle “Subtitle 5. Discovery – Disclosures
Regarding Anonymous Internet Communications”

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

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

House Bill 1222 – Delegates Haynes, Anderson, Aumann, Barkley, Barnes, Barve, Bates, Beidle, Bobo, Bohanan, Boteler, Branch, Braveboy, Bromwell, Burns, Cane, Cardin, Carr, Carter, Clagett, Conway, Costa, Davis, DeBoy, Dumais, Eckardt, Elliott, Frank, Frush, Gaines, Gilchrist, Glenn, Griffith, Gutierrez, Guzzone, Hammen, Healey, Hixson, Howard, Ivey, James, Jameson, Jones, Kach, Kaiser, K. Kelly, Kipke, Kramer, Lafferty, Lee, Love, Luedtke, Malone, McHale, McIntosh, W. Miller, Minnick, Mitchell, Mizeur, Morhaim, Nathan–Pulliam, Niemann, Oaks, Olszewski, Pena–Melnyk, Pendergrass, Proctor, B. Robinson, Rosenberg, Rudolph, Schuh, Simmons, Smigiel, Sophocleus, Stein, Stocksdale, Tarrant, F. Turner, V. Turner, Valderrama, Vallario, Vaughn, Weir, and Wood

AN ACT concerning

Ruth M. Kirk Public Social Work Scholarship

FOR the purpose of altering the workforce shortage fields eligible for a Workforce Shortage Student Assistance grant to include social workers under certain circumstances; naming a certain grant to be the Ruth M. Kirk Public Social Work Scholarship; and generally relating to social workers as a workforce shortage field under the Workforce Shortage Student Assistance grants program.

BY repealing and reenacting, with amendments,

Article – Education

Section 18–708

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1223 – Delegate B. Robinson

AN ACT concerning

Task Force to Study the Establishment of a Local Preference Procurement Program

FOR the purpose of establishing the Task Force to Study the Establishment of a Local Preference Procurement Program; 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, evaluate, and make recommendations regarding certain matters; requiring the Task Force 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 Task Force to Study the Establishment of a Local Preference Procurement Program.

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

House Bill 1224 – Delegate DeBoy

AN ACT concerning

State Personnel – Collective Bargaining – Sworn Police Officers – Binding Arbitration

FOR the purpose of authorizing a designated representative of a system institution of the University System of Maryland, Morgan State University, St. Mary's College of Maryland, or Baltimore City Community College, or the exclusive representative of sworn police officers employed by a system institution of the University System of Maryland, Morgan State University, St. Mary's College of Maryland, or Baltimore City Community College, to request that an arbitrator be employed under certain circumstances; requiring the arbitrator to be employed no later than a certain date; providing for the appointment of the arbitrator; authorizing the arbitrator to give certain notice, hold certain hearings, administer oaths, take testimony, and issue subpoenas; requiring the arbitrator to make certain written findings before a certain date; requiring the Secretary of Budget and Management to deliver the written final decision of the arbitrator to certain persons on or before a certain date; providing that certain final decisions are binding on certain parties; and generally relating to collective bargaining and binding arbitration for sworn police officers employed by system institutions, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College.

BY adding to

Article – State Personnel and Pensions
Section 3–501(g)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1225 – Delegates Rosenberg, Barkley, Barnes, Haddaway–Riccio, Impallaria, Jameson, Love, McHale, W. Miller, Mitchell, Rudolph, and Schulz

AN ACT concerning

Legal Mutual Liability Insurance Society of Maryland – Conservatorship and Transfer

FOR the purpose of providing for the assumption and exercise of certain powers of the Legal Mutual Liability Insurance Society of Maryland by the Minnesota Lawyers Mutual Insurance Company (Minnesota Mutual) in a certain manner for certain purposes; stating certain findings of the General Assembly; appointing Minnesota Mutual as conservator of the Society for a certain period for certain purposes; providing certain powers to Minnesota Mutual for certain purposes; requiring Minnesota Mutual to provide public notice in certain manners of its appointment as conservator, of certain processes and the transfer of certain policies, assets, and liabilities of the Society to the Property and Casualty Insurance Guaranty Corporation, of a certain bar date, and of certain effects of the conservatorship and transfer; authorizing the referral of certain claims to the Guaranty Corporation under certain circumstances after the occurrence of a certain event; authorizing the transfer of certain assets to the Guaranty Corporation in a certain manner as of a certain date; providing for the termination of the conservatorship; prohibiting Minnesota Mutual from receiving certain compensation for certain actions but authorizing the reimbursement of certain expenses; requiring Minnesota Mutual to report to the Maryland Insurance Commissioner on certain matters at a certain frequency; defining certain terms; providing for the construction of a portion of this Act; dissolving the Board of Directors of the Society and terminating the terms of the directors and officers of the Society as of a certain date; requiring the reimbursement of Minnesota Mutual for certain costs as of a certain date; requiring the transfer of certain assets and liabilities of the Society to the Guaranty Corporation on the earlier of certain dates; providing for the continuity of certain transactions, rights, duties, assets, liabilities, and causes of action; requiring Minnesota Mutual to study and report on certain matters to the Commissioner, the Guaranty Corporation, and certain committees of the General Assembly on or before a certain date; requiring Minnesota Mutual to consult with certain entities for a certain purpose; repealing provisions of law relating to the Society as of a certain date; providing that existing obligations or

contract rights may not be impaired by this Act; providing for a delayed effective date for certain provisions of this Act; and generally relating to the Legal Mutual Liability Insurance Society of Maryland and its conservatorship.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 24–101 and 24–104

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing

Article – Insurance

Section 24–102

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article – Insurance

Section 24–102 and 24–110

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing

Article – Insurance

Section 24–101 through 24–110, inclusive, and the subtitle “Subtitle 1. Legal Mutual Liability Insurance Society of Maryland”

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

(As enacted by Section 1 of this Act)

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

House Bill 1226 – Delegates A. Kelly, Afzali, Anderson, Clagett, Cullison, Elliott, Hogan, Hough, Oaks, Pena–Melnyk, Schulz, and V. Turner

AN ACT concerning

Public Health – Forensic Laboratories – Regulation

FOR the purpose of requiring the Department of Health and Mental Hygiene to adopt regulations that establish certain calculation and reporting requirements for forensic laboratories; requiring the Department, for a certain purpose, to require that certain out–of–state forensic laboratories be accredited by a certain accreditation body; specifying that certain required inspections be conducted for certain forensic laboratories in the State; requiring an out–of–state forensic laboratory to obtain accreditation from a certain accreditation body before

applying for a certain license; 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 and 17–2A–02
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Health – General
Section 17–2A–03.1
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1227 – Delegates Parrott, Dwyer, Glass, McDonough, Otto, and Serafini

AN ACT concerning

Law Enforcement Procedures – Traffic Stops and Safety Checkpoints

FOR the purpose of requiring a law enforcement officer to provide or recite a certain statement of rights to an individual detained at a traffic stop before the law enforcement officer searches the individual or the property or vehicle of the individual; prohibiting a law enforcement officer from posting or displaying a certain deceptive, false, or misleading sign on a highway; defining certain terms; and generally relating to law enforcement procedures, traffic stops, and safety checkpoints.

BY adding to
Article – Criminal Procedure
Section 2–501 to be under the new subtitle “Subtitle 5. Traffic Stops”
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Transportation
Section 25–114
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1228 – Delegates Luedtke, Cardin, Carr, Conway, DeBoy, Eckardt, Fraser–Hidalgo, Glass, Haddaway–Ricchio, Ivey, A. Kelly, Kipke, Love, Malone, Olszewski, Pena–Melnyk, Reznik, Rudolph, Serafini, Szeliga, Vitale, A. Washington, and Wood

AN ACT concerning

**Income Tax – Subtraction Modification – Volunteer Fire, Rescue, and
Emergency Medical Services Members**

FOR the purpose of altering the amount of a subtraction modification under the State income tax for certain qualifying volunteer fire, rescue, and emergency medical services members; and generally relating to a subtraction modification under the State income tax for certain qualifying volunteer fire, rescue, and emergency medical services members.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–208(i–1)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1229 – Delegates Hough, Afzali, Aumann, Cluster, Eckardt, Frank, Glass, Hogan, Impallaria, Kach, Kipke, McComas, McConkey, McDermott, W. Miller, Otto, Parrott, Ready, Schulz, Serafini, Smigiel, Stocksdale, and Szeliga

EMERGENCY BILL

AN ACT concerning

**Maryland Health Benefit Exchange – Repeal – Transfer of Enrollees to
Federal Health Insurance Marketplace**

FOR the purpose of repealing the Maryland Health Benefit Exchange; repealing the purpose, powers, duties, Board of Trustees, Executive Director and staff, functions and operations, funding, and administration of the Maryland Health Benefit Exchange; repealing the Maryland Health Benefit Exchange Fund; repealing a certain Individual Exchange; repealing a certain SHOP Exchange;

repealing the requirement that a portion of a certain tax be distributed to the Maryland Health Benefit Exchange Fund for a certain purpose; repealing a certain termination date for a certain enrollment in the Maryland Health Insurance Plan; altering certain notice requirements of the Board of the Maryland Health Insurance Plan; repealing the authorization of the Board of the Maryland Health Insurance Plan to allow the transfer of certain money into the Maryland Health Benefit Exchange Fund for a certain purpose; repealing certain duties of the Board of Trustees of the Maryland Health Benefit Exchange and the Board of Trustees of the Maryland Health Insurance Plan; repealing the authorization to use certain funds for certain purposes relating to the State Reinsurance Program; stating the intent of the General Assembly that certain individuals be transferred to and enrolled in the federal Health Exchange Marketplace; requiring the Maryland Insurance Commissioner to adopt certain regulations; repealing a certain requirement that carriers that offer certain health benefit plans to small employers also offer certain other qualified health plans under certain circumstances with a certain exception; repealing a certain requirement that carriers that offer individual health benefit plans also offer certain other qualified health plans under certain circumstances with a certain exception; altering certain fraudulent insurance acts; making conforming and stylistic changes; altering and repealing certain definitions; making this Act an emergency measure; and generally relating to the Maryland Health Benefit Exchange.

BY repealing

Article – Insurance

Section 6–103.2, 14–504(f)(4), 15–1204.1, and 31–101 through 31–119 and the title “Title 31. Maryland Health Benefit Exchange”

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 15–101.1 and 19–214(d)(5)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 8–301(b)(2)(v) through (vii), 14–504(d), 15–1303, and 27–405(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 14–502(d), (f), and (g)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

(As enacted by Chapter 1 of the Acts of the General Assembly of 2014)

BY adding to

Article – Insurance

Section 15–141

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Chapter 159 of the Acts of the General Assembly of 2013

Section 5, 6, 8, and 9

BY repealing

Chapter 1 of the Acts of the General Assembly of 2011

Section 2 through 8

BY repealing

Chapter 2 of the Acts of the General Assembly of 2011

Section 2 through 8

BY repealing

Chapter 152 of the Acts of the General Assembly of 2012

Section 4 through 10

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

House Bill 1230 – Delegates McDermott, Arora, Glass, Hough, McComas, Parrott, and Smigiel

AN ACT concerning

Vehicle Laws – Signal Devices on Personal Vehicles – Fire Police

FOR the purpose of authorizing certain volunteer firefighters acting as fire police to have their privately owned vehicles equipped with red lights or signal devices and to display the lights or signal devices while en route to or at the scene of an emergency; repealing a certain limit on the number of certain members of a volunteer fire company whose personal vehicles may be equipped with and display certain lights; making certain stylistic changes; and generally relating to signal devices on the personal vehicles of volunteer firefighters acting as fire police.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 22–218(c)(3)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1231 – Delegate Stukes

AN ACT concerning

Baltimore City – Charitable Gaming Events – Nonprofit Organizations

FOR the purpose of authorizing in Baltimore City a nonprofit organization to hold a charitable gaming event under certain conditions; authorizing a charitable gaming event to include card games, dice games, and roulette; requiring that a 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 a 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 State Comptroller; 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 2013 Supplement)

BY adding to
Article – Criminal Law
Section 13–505.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

**House Bill 1232 – Delegates Dumais, Pena–Melnyk, Clippinger, Guzzone,
Braveboy, Carter, and Oaks**

AN ACT concerning

Criminal Procedure – Pretrial Confinement and Release

FOR the purpose of altering certain findings and policies regarding the creation of the Division of Pretrial Detention and Services; requiring the Secretary of Public Safety and Correctional Services, on or before a certain date, to establish a Pretrial Release Services Program in the Department to offer, in each county, an alternative to pretrial detention; establishing certain requirements for the program; authorizing the Secretary to establish the terms and conditions of the program by regulation; authorizing administrative pretrial release of certain arrested persons; prohibiting administrative pretrial release of certain arrested persons; authorizing certain counties to continue to operate a certain pretrial release services program in a certain manner; requiring the Secretary, in consultation with the Governor's Office of Crime Control and Prevention, to enter into agreements with certain counties to reimburse the county for certain costs; providing for the contents of a certain agreement; requiring the Secretary to allocate certain funds in a certain manner; requiring the Secretary of Public Safety and Correctional Services to establish and maintain a certain electronic information sharing system and to adopt regulations to implement the system; repealing the authority of a District Court commissioner to perform certain duties regarding certain arrested persons; clarifying that certain duties shall be performed by a District Court judge instead of a District Court commissioner; repealing provisions prohibiting the use of certain statements of certain defendants; establishing that a defendant who is not administratively released must be presented to a District Court or a circuit court judge at a certain time; requiring that representation be provided by the Office of the Public Defender to certain indigent individuals at a certain initial appearance before a District Court or circuit court judge; repealing a provision that provides that representation is not required to be provided by the Office of the Public Defender to certain indigent individuals at a certain initial appearance before a District Court commissioner; establishing the Pretrial Release Commission; providing for the membership and duties of the Commission; providing for the election of a chair of the Commission; requiring the Governor's Office of Crime Control and Prevention to provide staff for the Commission; prohibiting members of the Commission from receiving compensation; authorizing a member to receive certain reimbursement; requiring the Secretary to adopt, by regulation, a certain pretrial risk assessment tool based on the recommendation of the Commission; requiring the Chief Judge of the District Court to make a certain determination regarding the number of District Court commissioners necessary to perform certain duties; requiring the Secretary to give priority to certain District Court commissioners for certain hiring decisions; making conforming and clarifying changes; defining certain terms; providing for the termination of certain provisions of this Act; providing for the effective dates of this Act; and generally relating to pretrial confinement and release.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 5–102

Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Correctional Services
Section 5–303; 5–3A–01 and 5–3A–02 to be under the new subtitle “Subtitle 3A.
County Pretrial Release Services Programs”; and 9–614
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings
Section 2–607 and 9–203(a) through (d)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing

Article – Courts and Judicial Proceedings
Section 10–922
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law
Section 9–304(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure
Section 2–106, 4–201(f), 5–202, 5–205, 5–215, 9–114, 9–115, 9–117, and 16–204
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 8–2003(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation
Section 26–202(c), 26–401, 26–402, and 26–403
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1233 – Delegates Bromwell, Cullison, Frank, Hubbard, Kach, Kipke, Morhaim, Nathan–Pulliam, Oaks, Reznik, Szeliga, Tarrant, and V. Turner

AN ACT concerning

Health Insurance – Step Therapy or Fail–First Protocol

FOR the purpose of requiring the Maryland Health Care Commission to work with certain payors and providers to attain benchmarks for overriding a payor’s step therapy or fail–first protocol; requiring the benchmarks to include, on or before a certain date, establishment, by each payor that requires a step therapy or fail–first protocol, of a process for a provider to override the step therapy or fail–first protocol of the payor; limiting the duration of a step therapy or fail–first protocol imposed by a certain insurer, nonprofit health service plan, or health maintenance organization; prohibiting the insurer, nonprofit health service plan, or health maintenance organization from imposing a step therapy or fail–first protocol on an insured or enrollee under certain circumstances; prohibiting certain provisions of this Act from being construed to require certain coverage; repealing certain obsolete provisions of law; defining certain terms; 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 repealing and reenacting, with amendments,
Article – Health – General
Section 19–108.2
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Health – General
Section 19–706(oooo)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Insurance
Section 15–141
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1234 – Delegates Swain, Anderson, Barkley, Braveboy, Burns, Davis, Glenn, Harper, Healey, Howard, McDonough, Niemann, Oaks, Pena–Melnyk, Stocksdales, V. Turner, Valentino–Smith, Vaughn, M. Washington, Weir, and Wilson

AN ACT concerning

Criminal Law – Drug Paraphernalia – Penalties

FOR the purpose of increasing the fine for a first violation of a certain prohibition relating to the delivery or sale of drug paraphernalia; prohibiting a person from committing a certain crime relating to the delivery or sale of drug paraphernalia in a certain school vehicle or in, on, or within a certain distance from certain school–related real property used for elementary or secondary education; establishing a certain penalty; making certain stylistic and conforming changes; and generally relating to the unlawful delivery or sale of drug paraphernalia.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 5–619(d) and 5–627
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1235 – Delegates Bromwell and Hammen

AN ACT concerning

**Community Integrated Medical Home Program and Patient Centered
Medical Home Program**

FOR the purpose of establishing the Community Integrated Medical Home Program; establishing the mission of the Community Integrated Medical Home Program; requiring the Community Integrated Medical Home Program to take certain actions to carry out its mission; requiring the Community Integrated Medical Home Program to be administered jointly by the Maryland Health Care Commission and the Department of Health and Mental Hygiene; providing that the Commission and the Department shall have primary responsibility for certain elements of the Community Integrated Medical Home Program; requiring the Department to identify and certify entities that provide certain services and supports; establishing the Community Integrated Medical Home Program advisory body; requiring the advisory body to provide certain advice; requiring the Commission and the Secretary of Health and Mental Hygiene to appoint the members of the advisory body and determine the frequency and location of its meetings; establishing the Patient Centered Medical Home Program; requiring the Patient Centered Medical Home Program to promote

development of patient centered medical homes, require certain entities to meet certain standards, and be administered by the Commission, in consultation with the Department; requiring the Commission, in consultation with the Department, to establish certain requirements, certain metrics, a certain methodology, and certain goals; authorizing the Commission, in consultation with the Department, to require a carrier to implement a certain program; requiring a carrier and a managed care organization to participate in the Patient Centered Medical Home Program, under certain circumstances; prohibiting a group model health maintenance organization from being required to participate in the Patient Centered Medical Home Program; authorizing certain payors to participate in the Patient Centered Medical Home Program; requiring the Commission, in consultation with the Department, to adopt regulations for certain certification; requiring certification to meet certain requirements; requiring the Commission, in consultation with the Department, to establish a certain accreditation program; authorizing the Commission to establish and collect certain fees; requiring the Commission to pay certain funds into the Maryland Health Care Commission Fund; requiring a carrier that is participating in a certain program or that has been authorized by the Commission to implement a certain program to pay for coordination of certain services; extending the termination date of certain provisions of law relating to the Maryland Patient Centered Medical Home Program; establishing the intent of the General Assembly that the Commission discontinue a certain program before a certain date, under certain circumstances; requiring the Department, in consultation with the Commission, to develop a certain model and submit a report on the model to the Governor and certain legislative committees; defining certain terms; and generally relating to the Community Integrated Medical Home Program and the Patient Centered Medical Home Program.

BY adding to

Article – Health – General

Section 19–1B–01 through 19–1B–06 to be under the new subtitle “Subtitle
19–1B. Community Integrated Medical Home Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Insurance

Section 15–1801

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15–1802

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Chapter 5 of the Acts of the General Assembly of 2010
Section 3

BY repealing and reenacting, with amendments,
Chapter 6 of the Acts of the General Assembly of 2010
Section 3

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

House Bill 1236 – Delegates Parrott, Glass, Krebs, McDermott, and Serafini

AN ACT concerning

Health – Reporting of Death and Burial or Disposal of Body – Requirements and Penalties

FOR the purpose of requiring certain individuals who have personal knowledge of the death of another individual or who have personally discovered a body to provide certain notice of the death within a certain time period to a certain law enforcement officer, physician, or 9–1–1 system; prohibiting an individual from burying or disposing of a body except in a certain manner; establishing certain penalties; and generally relating to reporting a death and burying or disposing of a body.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 5–101
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Health – General
Section 5–514
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1237 – Delegates Healey, Bobo, Carr, Frush, Otto, and A. Washington

AN ACT concerning

**Public Drinking Fountains – Use at State and Local Facilities and Facilities
Constructed Using State Funds**

FOR the purpose of requiring each unit of State government and each county and municipal corporation to make good-faith efforts to achieve a certain goal regarding the provision of publicly accessible drinking fountains at certain facilities; requiring a person using any State funds to construct a commercial or public facility to provide publicly accessible drinking fountains in the facility; stating the findings of the General Assembly; providing for the application of this Act; and generally relating to the use and placement of public drinking fountains.

BY adding to

Article – Real Property

Section 14–133

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1238 – Delegates Costa and Hammen

AN ACT concerning

Developmental Disabilities Administration – Payment of Providers

FOR the purpose of repealing, effective as of a certain date, certain provisions of law requiring the Developmental Disabilities Administration to develop and implement a certain funding system for the distribution of State funds to certain providers to provide certain community-based services; requiring the Administration to conduct a certain study, develop and implement a certain plan, develop a certain strategy, provide for certain payments, develop a certain billing and payment system, and consult with certain stakeholders; requiring the Administration to adopt certain regulations; requiring the Department of Health and Mental Hygiene to submit a certain report to certain committees of the General Assembly; prohibiting the Department of Health and Mental Hygiene from proposing certain regulations until after a certain comment period; requiring the Secretary of Health and Mental Hygiene to provide certain notice to the Department of Legislative Services within a certain time frame; and generally relating to the Developmental Disabilities Administration and a funding system for providers of community-based services.

BY repealing

Article – Health – General

Section 7–306.1

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 7–306.2

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1239 – Delegates Cullison, Beidle, Bobo, Carr, Dwyer, Frank, Frush, Gutierrez, Hubbard, Hucker, A. Kelly, Lee, Luedtke, Niemann, Oaks, Pena–Melnik, and Waldstreicher

AN ACT concerning

Funeral Establishments and Crematories – Pre–Need Contracts and Unclaimed Cremains – Reporting and Audit Requirements

FOR the purpose of authorizing a certain buyer or beneficiary of a pre–need contract to contact the Maryland State Board of Morticians and Funeral Directors and request the Board to conduct an audit of certain licensees; requiring the Board to conduct a certain audit within a certain number of days after a certain request; requiring the Board to require certain funeral establishments or holders of permits for the business of operating a crematory to submit certain reports; requiring a certain disclosure statement for a pre–need contract to state that the buyer or beneficiary of the pre–need contract is authorized to contact the Board and request a certain audit; requiring certain funeral establishments and permit holders to submit certain reports on certain pre–need contracts and certain unclaimed cremains to the Board on or after a certain date; requiring certain holders of permits to engage in the operation of a crematory to submit certain reports on certain unclaimed cremains to the Office of Cemetery Oversight on or after a certain date; providing that certain reports are not public records and may only be made available to certain persons; establishing requirements for certain reports on certain pre–need contracts and certain unclaimed cremains; requiring the Board and the Office to work collaboratively with the State Board of Anatomy to establish certain processes for delivering certain unclaimed cremains to the State Board of Anatomy for proper disposition; and generally relating to the reporting requirements for pre–need contracts and unclaimed cremains.

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 7–101(a), (d), (e), (h), (i), (k), (p), and (v) and 7–405(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 7–205(b), 7–405(b) and (c), and 7–406
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Health Occupations
Section 7–205(d) and 7–405(i)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 5–101(a), (e), (f), (h), (i), (m), and (n)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Business Regulation
Section 5–803
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1240 – Delegate Donoghue

AN ACT concerning

Creation of a State Debt – Washington County – The Maryland Theatre

FOR the purpose of authorizing the creation of a State Debt not to exceed \$750,000, the proceeds to be used as a grant to the Board of Directors of The Maryland Theatre 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 1241 – Delegate Hucker

AN ACT concerning

**Motor Vehicles – Use of Headlights When Windshield Wipers Operating –
Enforcement**

FOR the purpose of repealing a certain provision of law that authorizes enforcement only as a secondary offense of a violation of the requirement that a driver of a vehicle on a highway use headlights during the continuous operation of the vehicle's windshield wipers under certain circumstances; altering the maximum penalty for the violation; and generally relating to enforcement of the requirement that a driver of a vehicle on a highway use headlights during the continuous operation of the vehicle's windshield wipers under certain circumstances.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 22–201.2
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 27–101(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1242 – Delegates Hixson, Anderson, Barkley, Barve, Boteler, Braveboy, Clippinger, Cluster, Cullison, DeBoy, Dumais, Eckardt, Elliott, Frank, Fraser–Hidalgo, Gaines, George, Gilchrist, Harper, Healey, Hough, Hubbard, Hucker, Ivey, Jones, Kaiser, A. Kelly, Kramer, Krebs, Lee, Love, Luedtke, Malone, McMillan, A. Miller, Murphy, Nathan–Pulliam, O'Donnell, Pena–Melnik, Reznik, S. Robinson, Rosenberg, Sophocleus, Stukes, Summers, Swain, F. Turner, V. Turner, Valderrama, Waldstreicher, Walker, A. Washington, M. Washington, Weir, Wilson, and Zucker

AN ACT concerning

**Libraries – Maryland Library for the Blind and Physically Handicapped –
Funding**

FOR the purpose of authorizing the State Department of Education to include operating funds for the Maryland Library for the Blind and Physically Handicapped in its budget; requiring the Maryland Library for the Blind and Physically Handicapped to receive a certain amount of funding each year; requiring the Department to disburse funds to the Maryland Library for the

Blind and Physically Handicapped; and generally relating to funding for the Maryland Library for the Blind and Physically Handicapped.

BY repealing and reenacting, with amendments,
Article – Education
Section 23–205
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1243 – Delegate Hucker

AN ACT concerning

Corporations and Associations – Maryland Securities Act – Registration and Filing Exemptions

FOR the purpose of exempting a certain security issued by a certain business entity to an individual purchaser who is a resident of the State from certain registration and filing requirements under certain circumstances; requiring the Division of Securities within the Office of the Attorney General to develop for the public a document containing certain information regarding crowdfunding and publish the document on the Web site of the Division on or before a certain date; and generally relating to the Maryland Securities Act and registration and filing exemptions.

BY repealing and reenacting, without amendments,
Article – Corporations and Associations
Section 11–101(a), (d), (k), (m), (p), and (r), 11–205, and 11–501
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 11–601(15) and (16)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY adding to
Article – Corporations and Associations
Section 11–601(16)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1244 – Delegates Waldstreicher and Valderrama

AN ACT concerning

Criminal Procedure – Criminal Injuries Compensation Board – Child Abuse Victims

FOR the purpose of altering the date by which, in a case of child abuse, a certain claimant may file a claim with the Criminal Injuries Compensation Board; and generally relating to the Criminal Injuries Compensation Board.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 11–808
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–809(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1245 – Delegates Valentino–Smith and Vallario

AN ACT concerning

Crime Victim and Crime Victim’s Representative – Electronic Notification

FOR the purpose of authorizing a victim or a victim’s representative to follow a certain protocol in order to request certain notices in a certain electronic form; authorizing the prosecuting attorney and the clerk of certain courts to provide certain notices in a certain electronic form under certain circumstances; authorizing a certain victim or victim’s representative to discontinue certain notices under certain circumstances; requiring the State Board of Victim Services to include information regarding a certain process in a certain pamphlet; requiring the Board to provide certain information to certain persons; requiring the Board to develop a certain protocol in consultation with the Administrative Office of the Courts; defining a certain term; altering a certain definition; and generally relating to crime victims and crime victims’ representatives and electronic notifications.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–101, 11–104, and 11–914

Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1246 – Delegates Malone, Afzali, Anderson, Barnes, Beitzel, Busch, Clagett, Conway, Eckardt, Elliott, Frush, Guzzone, Haddaway–Riccio, Hogan, Hough, Jacobs, Jameson, K. Kelly, Krebs, McComas, McIntosh, Myers, Otto, Ready, Rudolph, Schuh, Schulz, Serafini, Smigiel, Stein, Stifler, Stocksdale, and Wood

AN ACT concerning

Motor Vehicles – Exceptional Milk Hauling Permit – Establishment

FOR the purpose of authorizing the State Highway Administration to issue an exceptional milk hauling permit that authorizes certain axle configurations and certain increased weight limitations; and generally relating to the establishment of the exceptional milk hauling permit.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 24–113.2
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1247 – Delegates Szeliga, Impallaria, and McDonough

AN ACT concerning

Baltimore County – Property Tax Credit – Homes Near a Refuse Disposal System

FOR the purpose of authorizing the governing body of Baltimore County to grant a credit against the county property tax for certain owner–occupied residential real property within a certain proximity to a certain refuse disposal system under certain conditions; defining a certain term; providing for the application of this Act; and generally relating to a property tax credit for certain residential real property in proximity to a certain refuse disposal system in Baltimore County.

BY adding to
Article – Tax – Property
Section 9–305(e)
Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1248 – Delegates Hucker, Cullison, Glass, A. Kelly, Lee, Luedtke, Niemann, Reznik, and Zucker

AN ACT concerning

Swimming Pools – Automated External Defibrillator Programs

FOR the purpose of 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 – 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 2013 Supplement)

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

House Bill 1249 – Delegates Hucker, Clagett, Glass, Impallaria, and Rudolph

AN ACT concerning

Public Utilities – Renewable Energy Portfolio Standard – Hydrokinetic Turbines

FOR the purpose of altering the Maryland renewable energy portfolio standard program to include a certain amount of energy derived from hydrokinetic turbines starting in a certain year; defining a certain term; and generally relating to hydrokinetic turbines and the renewable energy portfolio standard.

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 7–701(a) and (r)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Public Utilities
Section 7–701(d–1)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities
Section 7–703(b)(17)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1250 – Delegates Hucker, Bobo, and Rosenberg

AN ACT concerning

**Ethics – Lobbying Regulation – Associations Representing Counties or
Municipal Corporations**

FOR the purpose of repealing an exemption from regulation as a regulated lobbyist for 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; and generally relating to ethics and lobbying regulation.

BY repealing and reenacting, without amendments,

Article – General Provisions
Section 5–702(a)
Annotated Code of Maryland
(As enacted by Chapter _____ (H.B. 270) of the Acts of the General Assembly of
2014)

BY repealing and reenacting, with amendments,

Article – General Provisions
Section 5–702(b)
Annotated Code of Maryland
(As enacted by Chapter _____ (H.B. 270) of the Acts of the General Assembly of
2014)

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

House Bill 1251 – Delegates Hucker, Barkley, Glenn, Gutierrez, and Holmes

AN ACT concerning

Maryland Secure Choice Retirement Savings Program and 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 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, disseminating information to employers and employees, and submitting an annual audited financial report; authorizing the Board to establish a certain trust fund to accept certain employer contributions; 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; prohibiting certain employers and the State from incurring certain liabilities regarding the Program and the Trust; 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 Trust.

BY adding to

Article – Labor and Employment

Section 12–101 through 12–601 to be under the new title “Title 12. Maryland Secure Choice Retirement Savings Program and Trust”

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1252 – Delegates Wilson, Costa, Glenn, Haynes, K. Kelly, Love, Stein, Tarrant, Vaughn, and Walker

AN ACT concerning

**Property Tax Exemption – Disabled Veterans and Surviving Spouses –
Percentage of Disability**

FOR the purpose of expanding eligibility for a property tax exemption for disabled veterans and surviving spouses of veterans to include veterans and surviving spouses of veterans with at least a certain percentage of service connected disability; requiring that the amount of the property tax exemption be equal to the percentage of service connected disability of the disabled veteran; making

conforming changes; providing for the application of this Act; and generally relating to the property tax exemption for disabled veterans and surviving spouses of veterans.

BY repealing and reenacting, with amendments,

Article – Tax – Property
Section 7–208(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Tax – Property
Section 7–208(a–1)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property
Section 7–208(c) and (d)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1253 – Delegates Conway, Eckardt, Gutierrez, Haynes, and Proctor

AN ACT concerning

State Health Plan – Licensed Hospice Programs – Certificate of Need Review

FOR the purpose of requiring that, beginning on a certain date for licensed hospice programs, the State health plan methodologies, standards, and criteria for certificate of need review for a jurisdiction demonstrating need first take into consideration the capability of current licensed hospice providers in that jurisdiction that have the infrastructure, capacity, and scale to meet the demonstrated need; and generally relating to the State health plan and licensed hospice programs.

BY repealing and reenacting, with amendments,

Article – Health – General
Section 19–118
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1254 – Delegates Carr and Hucker

AN ACT concerning

Environment – Dental Amalgam – Reduction in Use

FOR the purpose of declaring a certain policy relating to reducing the use of dental amalgam; requiring a certain manufacturer or wholesaler of dental amalgam to submit a certain plan to the Department of the Environment and publish a certain plan on its Web site on or before a certain date; prohibiting a certain manufacturer or wholesaler of dental amalgam from selling or offering for sale dental amalgam on and after a certain date unless certain conditions are met; requiring a certain manufacturer or wholesaler of dental amalgam to make a certain annual report to the Department beginning on a certain date; defining certain terms; and generally relating to reducing the use of dental amalgam in the State.

BY adding to

Article – Environment

Section 6–910 to be under the new part “Part III. Dental Amalgam”

Annotated Code of Maryland

(2013 Replacement Volume)

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

House Bill 1255 – Delegates Pena–Melnyk, Bobo, Frush, George, Hubbard, A. Kelly, Love, Nathan–Pulliam, V. Turner, and A. Washington

AN ACT concerning

Food Service Facilities – Meals for Children

FOR the purpose of limiting the types of beverages that a food service facility may include in the price of certain menu options or meals; authorizing a food service facility to offer certain beverages to minors for a charge; and generally relating to food service facilities and meals for children.

BY adding to

Article – Health – General

Section 21–330.3

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1256 – Delegates Hough, Afzali, Dwyer, and Ready

AN ACT concerning

Food Processing Plants – License Fees – 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 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 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 21–308
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1257 – Delegates Tarrant, Harper, and Stukes

AN ACT concerning

**Department of Health and Mental Hygiene – Community Health Workers –
Certification and Reimbursement**

FOR the purpose of requiring the Department of Health and Mental Hygiene to adopt regulations, on or before a certain date, that establish certification criteria and reimbursement and payment policies for community health workers; requiring the Department, if applicable, to receive certain approval from the federal Centers for Medicare and Medicaid Services; requiring the Department and the Maryland Insurance Administration to establish a certain stakeholder workgroup; requiring the workgroup to conduct a certain study and make certain recommendations; requiring the workgroup to report its findings and recommendations to certain committees of the General Assembly on or before a certain date; and generally relating to community health workers.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–101(a) and (h)
Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 15–148

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1258 – Delegate Pendergrass

AN ACT concerning

Health Occupations – Maryland Environmental Health Specialists Act – Revisions

FOR the purpose of requiring the Board of Environmental Health Specialists to adopt regulations that include the establishment of a certain seasonal environmental health specialist-in-training program and a certain condition regarding participation in the program; repealing the requirement that the Board, under certain circumstances, reinstate the license of certain licensed environmental health specialists; requiring the Board, under certain circumstances, to place licensed environmental health specialists on inactive or nonrenewed status for a period not to exceed a certain number of years; requiring the Board to provide certain licensed environmental health specialists with written notification of certain information; requiring the Board, under certain circumstances, to reactivate the license of certain licensed environmental health specialists; and generally relating to the Maryland Environmental Health Specialists Act.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 21–305

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing

Article – Health Occupations

Section 21–310

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations

Section 21–310

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1259 – Delegate A. Washington

AN ACT concerning

Income Tax Checkoff – Developmental Disabilities Services and Support Fund – Designation

FOR the purpose of altering the designation of the “Developmental Disabilities Waiting List Equity Fund Contribution” checkoff on the individual income tax return form; and generally relating to an income tax checkoff system for contributions to provide certain services for individuals with developmental disabilities.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–113(a)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1260 – Delegates Barve, Beidle, Branch, Clagett, Costa, Fraser-Hidalgo, Gilchrist, Hixson, Kach, A. Miller, Mizeur, and Olszewski

AN ACT concerning

State Government – Open Data Policy – Council on Open Data

FOR the purpose of establishing a State policy that open data be machine readable and released to the public in certain ways; establishing a Council on Open Data; providing for the composition, appointment, terms, chairs, and staffing of the Council; prohibiting a member of the Council from receiving certain compensation, but authorizing the reimbursement of certain expenses; authorizing the Council to establish certain work groups; requiring the Council to meet a certain number of times each year; requiring the Council to promote the policy on open data by providing certain guidance and policy recommendations, coordinating certain staff, identifying certain costs and funding mechanisms and advising the Governor and General Assembly on certain budget matters, inviting and encouraging certain entities and branches of government to use certain portals, create certain portals, or adopt certain policies, and establishing a certain plan for providing certain open data;

requiring the Council to establish certain purchasing guidelines for certain data processing devices or systems before a certain date; requiring the Council to report to the Governor and the General Assembly on or before a certain date each year; requiring certain State entities to use certain purchasing guidelines on or after a certain date; specifying the terms of the initial members of the Council; providing for the application of certain provisions of this Act; defining certain terms; and generally relating to the establishment of a policy on open data and a Council on Open Data.

BY adding to

Article – State Government

Section 10–1401 through 10–1404 to be under the new subtitle “Subtitle 14.
Open Data”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Finance and Procurement

Section 14–417

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1261 – Delegates Frank, Bromwell, Costa, Cullison, Kach, A. Kelly, Krebs, McConkey, Murphy, Nathan–Pulliam, Pena–Melnik, Ready, Reznik, Tarrant, and V. Turner

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; providing for a delayed effective date; and generally relating to publication of legal notices by counties and municipalities.

BY adding to

Article – Local Government
Section 1–1302.1
Annotated Code of Maryland
(2013 Volume)

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

House Bill 1262 – Delegates Mitchell, Afzali, Arora, Aumann, Bates, Beidle, Bohanan, Boteler, Bromwell, Cardin, Davis, DeBoy, Donoghue, Frank, Frush, George, Haddaway–Ricchio, Harper, Hogan, Hough, Ivey, James, Jameson, Kipke, McComas, McConkey, McDermott, McHale, Minnick, Oaks, Proctor, Rosenberg, Serafini, Sophocleus, Stukes, Szeliga, V. Turner, Valentino–Smith, Vallario, Walker, Weir, and Wood

AN ACT concerning

Maryland Education Credit

FOR the purpose of allowing a credit against the State income tax for contributions made to certain student assistance organizations; requiring the Department of Business and Economic Development to administer the tax credit; requiring an entity to submit an application to be a student assistance organization by a certain date each year; requiring a student assistance organization to meet certain qualifications; requiring a business entity to submit a certain application within a certain time period and to make a contribution to a student assistance organization and to provide certain notice within a certain time period; requiring the Department to adopt certain regulations; requiring the Department to approve certain applications within a certain time period and in a certain manner; requiring the Department to rescind certain tax credit certificates if certain notice is not provided within a certain time period; providing limits on the amount of certain tax credits and the aggregate amount of tax credits that may be approved by the Department in a calendar year; establishing the Maryland Education Tax Credit Reserve Fund; authorizing the Governor to include an appropriation to the Fund in the annual budget bill and providing that the appropriation may not exceed a certain amount; requiring the Comptroller to transfer certain amounts from the Fund to the General Fund under certain circumstances; providing that certain unused tax credits may not be carried forward; requiring the Department to publish and update a certain list in a certain manner each year and to submit a certain report by a certain date each year; requiring a certain addition modification under the Maryland income tax if a certain tax credit is claimed; defining certain terms; providing

for the application of this Act; and generally relating to a State income tax credit for contributions made to certain student assistance organizations.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–205(a) and 10–306(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Tax – General
Section 10–205(l), 10–306(g), and 10–736
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1263 – Delegates McConkey, George, and Vitale

AN ACT concerning

**Maryland Transportation Authority – Chesapeake Bay Bridge – Toll
Collection**

FOR the purpose of requiring the Maryland Transportation Authority to implement a procedure at the William Preston Lane, Jr. Memorial Chesapeake Bay Bridge by a certain date that requires that all tolls be paid by a certain electronic means except at a single “cash only” lane that the Authority may provide for the payment of tolls in cash; and generally relating to the collection of tolls for the use of the William Preston Lane, Jr. Memorial Chesapeake Bay Bridge.

BY adding to
Article – Transportation
Section 4–406
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1264 – Delegates Swain, Howard, Sophocleus, and Weir

AN ACT concerning

Public Safety – Removal of Dead Bodies – Police Presence

FOR the purpose of requiring, on request of a certain mortuary science practitioner, a police officer called to a residence where an individual has died to remain at the

residence until the body has been removed from the residence by the mortuary science practitioner or medical examiner; defining certain terms; and generally relating to police presence and the removal of dead bodies.

BY adding to

Article – Public Safety

Section 3–509

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1265 – Delegates Clippinger, Anderson, Barkley, Barnes, Barve, Bobo, Bromwell, Cardin, Carr, Carter, Clagett, Costa, Cullison, Dumais, Fraser–Hidalgo, Frick, Frush, Gaines, Gilchrist, Gutierrez, Guzzone, Hammen, Haynes, Healey, Hixson, Hubbard, Hucker, Ivey, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Love, Luedtke, Malone, McIntosh, A. Miller, Mitchell, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Niemann, Pena–Melynk, Reznik, B. Robinson, S. Robinson, Rosenberg, Simmons, Stein, Summers, Swain, F. Turner, V. Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, and Zucker

AN ACT concerning

Fairness for All Marylanders Act of 2014

FOR the purpose of prohibiting discrimination based on gender identity with regard to public accommodations, housing, and employment; prohibiting discrimination based on gender identity by certain licensed or regulated persons; prohibiting discrimination based on sexual orientation or gender identity with regard to the leasing of property for commercial usage or in the provision of certain services or facilities; altering a certain exception for employers that relates to standards concerning dress and grooming; providing that an employer is immune from certain liability for certain acts to verify the gender identity of any employee or applicant in response to a certain charge; making certain remedies and procedures regarding discrimination applicable to discrimination based on sexual orientation and gender identity; requiring certain State personnel actions to be made without regard to gender identity or sexual orientation; defining the term “gender identity”; making certain conforming changes; making certain legislative findings and declarations; and generally relating to discrimination based on sexual orientation and gender identity.

BY renumbering

Article – State Government

Section 20–101(e) and (f), respectively

to be Section 20–101(f) and (g), respectively

Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Government
Section 20–101(e) and 20–102
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government
Section 20–301 and 20–303
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 20–302, 20–304, 20–401, 20–402, 20–501, 20–602, 20–603, 20–605(a)(2),
20–606(a) through (e), 20–608, 20–702(a), 20–704(a)(2), 20–705,
20–707(b) and (c), and 20–1103(b)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 2–302
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1266 – Delegates Guzzone, Barkley, Bromwell, Costa, Cullison, Gaines, Hubbard, Jones, A. Kelly, Kramer, Luedtke, McHale, A. Miller, Mitchell, Mizeur, Murphy, Pena–Melnyk, Reznik, and Waldstreicher

AN ACT concerning

Department of Health and Mental Hygiene – Minimum Wage Reimbursement

FOR the purpose of requiring the Department of Health and Mental Hygiene to reimburse certain providers at a rate to ensure that a certain wage factor is not less than a certain percentage above the State minimum wage rate; requiring the Department to reimburse certain providers at a rate to ensure that the hourly wage paid to certain workers is not less than a certain percentage above the State minimum wage rate; requiring the Department to establish a certain rate–setting methodology for certain providers for a certain purpose; prohibiting

the Department from utilizing certain rate-setting methodologies for certain providers for certain purposes; requiring certain increases in the rate of reimbursement for certain providers to be used for certain purposes; requiring a certain reimbursement rate for medical day care to increase to account for certain costs; repealing certain obsolete provisions relating to certain reimbursement for certain providers; and generally relating to the Department of Health and Mental Hygiene and reimbursement for developmental disability, mental health, and adult day care service providers.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7–307 and 15–111
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Health – General
Section 16–201.3
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1267 – Delegates Hubbard, Costa, Cullison, Kach, Nathan–Pulliam, and Pena–Melnyk

AN ACT concerning

Assertive Community Treatment (ACT) – Targeted Outreach, Engagement, and Services

FOR the purpose of establishing the Targeted Outreach, Engagement, and ACT Services Program in the Department of Health and Mental Hygiene; requiring the Program to provide certain services and supports to certain individuals; requiring the Department to identify certain individuals and to develop a certain petition and process; establishing eligibility criteria for the Program; authorizing certain individuals to file a petition; requiring a petition to be filed with the Department and to contain certain information; requiring the Department to make a certain determination; requiring the Department to arrange for a certain Program provider to initiate contact with an eligible individual within a certain time period; requiring the Department to develop certain guidelines; requiring a Program provider to contact or attempt to contact an eligible individual until the individual enrolls in the Program or no longer meets eligibility criteria; requiring the Program to meet certain behavioral health needs of an eligible individual in a certain manner; requiring the development of a certain service plan for certain individuals within a certain

time period; authorizing the Department to provide certain services and supports before the adoption of a service plan; requiring a service plan to be reviewed and modified periodically to make a certain determination; requiring the Program to use certain funds for certain services and in a certain manner; establishing requirements for certain meetings; requiring a client to be informed of certain services and to be a full partner in the creation and implementation of a certain plan; requiring a client to be informed about a certain directive and to be offered assistance in completing the directive under certain circumstances; providing that a certain directive shall be enforceable in accordance with certain laws; prohibiting the Department from discontinuing outreach if the Department has certain knowledge; prohibiting the Department from discharging a client until the client takes certain action; requiring a Program provider seeking to discharge a client to take certain action; requiring certain clients to be reinstated to the Program under certain circumstances; requiring a Program provider to use certain services in a certain manner and ensure that a client enrolls in certain programs; requiring the Department to develop and provide a certain rate for certain services; requiring the Department to provide certain funds to local mental health authorities; requiring the Department to document certain information, monitor certain outcome data using a certain collection system, ensure that certain services and supports are provided without disruption, expand the content and coverage of a certain system for a certain purpose, and establish a certain committee to make certain recommendations; authorizing a client to appeal certain adverse actions; authorizing a client to appeal certain actions in accordance with a certain law; providing that a client shall continue to receive certain services and supports under certain circumstances; requiring the Department to secure the services of an alternate provider under certain circumstances; requiring the Department, in consultation with stakeholders, to adopt certain regulations; defining certain terms; and generally relating to the Targeted Outreach, Engagement, and ACT Services Program.

BY adding to

Article – Health – General

Section 10–1501 through 10–1510 to be under the new subtitle “Subtitle 15.
Targeted Outreach, Engagement, and ACT Services Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1268 – Delegates Frank and McConkey

AN ACT concerning

Maryland Health Benefit Exchange – Criminal History Records Checks

FOR the purpose of requiring the Maryland Health Benefit Exchange to request from the Criminal Justice Information System Central Repository a State and national criminal history records check for certain individuals; requiring the Exchange to submit fingerprints and certain fees to apply for a certain criminal history records check; requiring the Central Repository to forward certain criminal history record information to a certain individual and the Exchange; providing that certain information is confidential and may be used only for certain purposes; authorizing certain individuals to contest the contents of a certain statement; defining certain terms; and generally relating to criminal history records checks and the Maryland Health Benefit Exchange.

BY adding to

Article – Insurance

Section 31–113.2

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1269 – Delegates Luedtke, Anderson, Barkley, Barnes, Bobo, Cardin, Carr, Clippinger, Cullison, Fraser–Hidalgo, Gutierrez, Guzzone, Healey, Hixson, Ivey, Kaiser, A. Kelly, Lafferty, A. Miller, Mitchell, Mizeur, Pendergrass, Reznik, S. Robinson, Rosenberg, Stein, Summers, F. Turner, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Maryland Small Donor Incentive Act

FOR the purpose of establishing a system of public financing of campaigns for certain candidates for State office; establishing the Public Financing Administration Board and providing for the composition, terms, chair, and other matters concerning the Board; establishing the powers and duties of the Board; establishing a Public Campaign Financing Fund; providing for the contents and administration of the Fund; requiring a candidate who seeks to qualify for public financing to file a certain notice, establish a certain campaign account, collect certain qualifying contributions, and submit certain information to the Board; establishing certain procedures governing a determination by the Board as to whether a candidate qualifies for public financing; establishing certain requirements and procedures concerning a participating candidate's publicly funded campaign account; prohibiting a participating candidate from being a member of a slate; establishing certain expenditure limits for participating candidates; authorizing the Board to alter certain expenditure limits by regulation after a certain date; authorizing a participating candidate to choose an alternative apportionment of the expenditure limits established for the candidate; requiring that certain eligible contributions be matched in a certain

manner with money from the Fund; establishing certain limits on the total amount of matching funds a candidate may receive; authorizing the Board to alter certain matching funds limits by regulation after a certain date; authorizing a participating candidate to choose an alternative apportionment of the matching funds limits established for the candidate; prohibiting a candidate whose election is uncontested from receiving matching funds; requiring the Board to authorize the disbursement of matching funds at certain times; requiring that matching funds be used only for certain elections; requiring a participating candidate to return to the Fund matching funds not expended on certain elections; authorizing a candidate nominated by petition to receive matching funds under certain circumstances; requiring a candidate who opts out of public financing to take certain actions and pay a certain penalty; providing that this Act may not be construed to prohibit a political party from using its funds for certain expenses; providing for judicial review of actions of the Board; prohibiting certain conduct and establishing certain civil and criminal penalties for certain violations; exempting the Fund from a certain law requiring that the investment earnings of the Fund accrue to the General Fund; establishing a checkoff on the individual income tax return for contributions to the Fund; requiring the Comptroller to transfer funds in the Fair Campaign Financing Fund as of a certain date to the Fund; altering a certain exception to the prohibition on campaign fund-raising by certain officials during the General Assembly session; repealing the public financing act for gubernatorial tickets; defining certain terms; providing that certain captions included in this Act are not law; making the provisions of this Act severable; providing for a delayed effective date; and generally relating to public financing of 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 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 13–235

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Election Law

Section 15–101 through 15–117 to be under the new title “Title 15. Maryland Small Donor Incentive Act”

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)76. and 77.
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)78.
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Tax – General
Section 2–114
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1270 – Delegates Dumais, Anderson, Bobo, Carter, Clippinger, Cluster, Eckardt, Gaines, Glass, Gutierrez, Hough, James, K. Kelly, Lee, Luedtke, McDermott, Mitchell, Oaks, Rosenberg, Smigiel, Valderrama, Valentino–Smith, Waldstreicher, M. Washington, Wilson, and Zucker

AN ACT concerning

Family Law – Protecting the Resources of Children in State Custody

FOR the purpose of requiring the Department of Human Resources to serve in a fiduciary capacity for children in its custody; requiring the Department, in any action, service, or decision on behalf of a child in its custody, to protect and serve the best interest of the child; prohibiting the Department from imposing a debt obligation on a child in its custody or taking any other action that requires the child to pay for the child’s own care or custody; prohibiting the Department from using certain resources, assets, and benefits of a child in its custody for payment or reimbursement for the cost of care for the child; establishing certain duties of the Department when the Department serves as the representative payee for a child receiving certain benefits; requiring the Department to provide certain notice to the child, through the child’s attorney, of certain actions taken with respect to certain benefits for the child; providing for the construction of a certain provision of this Act; providing for the application of this Act; and generally relating to children in State custody.

BY adding to
Article – Family Law
Section 5–527.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1271 – Delegates Rosenberg, Carter, and Oaks

AN ACT concerning

**Local Government Tort Claims Act – Injury From Lead–Based Paint –
Application of Notice Requirement**

FOR the purpose of providing that a certain notice requirement under the Local Government Tort Claims Act does not apply to a claim of injury from exposure to lead–based paint occurring on or after a certain date; and generally relating to the application of a certain notice requirement under the Local Government Tort Claims Act to a certain claim of injury from exposure to lead–based paint.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–304
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

House Bill 1272 – Delegates Lee, Zucker, Cullison, Gilchrist, Gutierrez, and F. Turner

AN ACT concerning

**Department of Health and Mental Hygiene – Birth Registrations – Notice of
Placement of Security Freezes**

FOR the purpose of requiring the administrative head of a certain institution or a designee of the administrative head or the Secretary of Health and Mental Hygiene to provide a certain notice relating to security freezes to the mother, father, or legal guardian of a child under certain circumstances; requiring the Secretary of Health and Mental Hygiene to provide a certain notice relating to security freezes on a certain form provided by the Secretary; requiring the Consumer Protection Division of the Office of the Attorney General to prepare a notice that explains how to request a consumer reporting agency to place a security freeze on a file relating to an individual under a certain age and the benefits of having a freeze on a certain credit file; and generally relating to security freeze information provided to the mother, father, or legal guardian of a child at the time of registration of the birth of the child.

BY repealing and reenacting, with amendments,

Article – Health – General
Section 4–208
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1273 – Delegates Dumais, Lee, Rosenberg, and Waldstreicher

AN ACT concerning

Criminal Law – Energy Drinks – Sale to and Possession by Minors Prohibited

FOR the purpose of prohibiting a person from distributing, selling, furnishing, or giving away or offering to sell, furnish, or give away an energy drink to a minor; establishing a certain defense for a prosecution for a certain violation; prohibiting a person from selling or offering to sell an energy drink in a vending machine or any other automatic device; prohibiting a person from providing free samples of energy drinks or coupons for free or discounted energy drinks to minors in a certain manner; establishing certain penalties for certain violations of this Act; clarifying when certain violations have occurred; prohibiting a minor from possessing an energy drink; establishing that a person who violates a certain provision of this Act shall be issued a certain citation; authorizing certain individuals to issue certain citations under certain circumstances; requiring the State Court Administrator to prescribe a certain form of citation; requiring the citation to be uniform and contain certain information; 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; 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; 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 a 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; defining a certain term; and generally relating to minors and energy drinks.

BY adding to

Article – Criminal Law

Section 10–136 through 10–140 to be under the new part “Part V. Energy Drinks”

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1274 – Delegates Cluster, Arentz, Aumann, Bates, Beitzel, Boteler, Costa, Eckardt, Elliott, Frank, George, Glass, Haddaway–Riccio, Hogan, Hough, Impallaria, Jacobs, Kipke, Krebs, McComas, McDermott, McDonough, Myers, Norman, Otto, Ready, Schulz, Smigiel, Stocksdales, Szeliga, and Vitale

AN ACT concerning

Correctional Services – Baltimore City Detention Center – Transfer of Ownership

FOR the purpose of abolishing the Division of Pretrial Detention and Services within the Department of Public Safety and Correctional Services; repealing the authority of the Division of Pretrial Detention and Services to operate and control the Baltimore City Detention Center and the centralized booking facility for Baltimore City; repealing certain findings and policies relating to inmates housed at the Detention Center; repealing certain provisions relating to inmate medical care; establishing certain policies and findings relating to the transfer of ownership of the Detention Center from the State to the City of Baltimore; providing for the commitment of certain persons after a certain date; providing for the transfer of title to and possession and preservation of certain records; providing for the termination of employees of the Detention Center; requiring the State to provide certain leave benefits to former employees of the Detention Center; specifying certain financial responsibilities of the State; providing for the hiring of former employees of the Detention Center under certain circumstances at certain salaries; providing for certain pension and health insurance benefits for certain former employees of the Detention Center; authorizing the Mayor of Baltimore City to accept certain liabilities and assume certain contracts of the State under certain circumstances; specifying the applicability of the Maryland Tort Claims Act; authorizing the Mayor of Baltimore City to assume certain procurement and construction contracts entered into by the State under certain circumstances; directing the transfer of property, assets, licenses, credits, and rights of the Detention Center to the Mayor of Baltimore City; providing that the transfer of the property, assets, licenses, credits, and rights of the Detention Center may not go into effect until it is approved by the Board of Public Works; requiring the State to pay the operating and capital costs of the Detention Center in specified years; requiring the City of Baltimore to pay a certain part of the operating and capital costs of the Detention Center in a specified year; requiring the City of Baltimore to pay

all of the operating and capital costs of the Detention Center beginning in a specified year; requiring that the Mayor of Baltimore City and the Secretary of Budget and Management enter into a certain memorandum of understanding; providing that the memorandum of understanding may not go into effect until approved by the Board of Public Works; requiring the City of Baltimore and the State to establish a certain process to inform and advise certain employees about certain matters; providing that certain employees may present certain grievances; specifying certain contractual obligations; altering the definition of “local correctional facility” to include a facility operated by Baltimore City; making certain conforming changes; repealing and correcting certain references; defining a certain term; and generally relating to the Baltimore City Detention Center.

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 1–101(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 1–101(j) and (o), 9–106, 9–604, 10–304, 10–701(c)(1)(vi), 10–801(a),
(c)(1), and (d), and 11–704
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing
Article – Correctional Services
Section 5–101 and 5–102 and the subtitle “Subtitle 1. Definitions; General Provisions”; 5–201, 5–202, and 5–203 and the subtitle “Subtitle 2. Division of Pretrial Detention and Services”; 5–301 and 5–302 and the subtitle “Subtitle 3. Pretrial Release Services Program”; 5–401 through 5–406 and the subtitle “Subtitle 4. Baltimore City Detention Center”; and the title “Title 5. Division of Pretrial Detention and Services”; and 11–101
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1275 – Delegate Frush

AN ACT concerning

**Vehicle Laws – Manufacturers, Distributors, Factory Branches, and Affiliates
– Relationship With Dealers**

FOR the purpose of prohibiting, except under certain circumstances, a manufacturer, distributor, factory branch, or one of its affiliates from requiring, attempting to require, coercing, or attempting to coerce a dealer to purchase certain goods or services from certain vendors under certain circumstances; providing for the construction of a certain prohibition under this Act; repealing a requirement that certain factors be considered in determining whether a dealer has been reasonably compensated; 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 dealer obligations and 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; 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 certain 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 taking certain adverse action against a dealer under certain circumstances; and generally relating to relationships between motor vehicle dealers and motor vehicle manufacturers, distributors, factory branches, and their affiliates.

BY adding to

Article – Transportation
Section 15–207(k)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation
Section 15–212
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1276 – Delegates A. Washington, Frush, Nathan–Pulliam, and V. Turner

AN ACT concerning

Child Care Centers – Healthy Eating and Physical Activity Act

FOR the purpose of requiring certain rules and regulations for licensing and operating child care centers to require child care centers providing care to children under a certain age to have in attendance a certain individual who has had certain breast-feeding education and training; requiring the regulations to contain certain provisions as to beverages served by a child care center to children in the child care center's care; requiring the regulations to require a child care center to adopt limits on certain screen time; requiring the limits on screen time to contain certain provisions; and generally relating to rules and regulations for licensing and operating child care centers.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5-573
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1277 – Delegates Vallario, Cluster, Conaway, K. Kelly, McDermott, and Smigiel

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; establishing a certain exception; 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 2013 Supplement)

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

House Bill 1278 – Delegates McComas, Afzali, Anderson, Aumann, Beidle, Boteler, Carter, Clippinger, Costa, Dumais, Dwyer, Elliott, Frush,

George, Glass, Kipke, Love, McConkey, McDonough, B. Robinson, Stocksdale, Swain, Szeliga, Valderrama, Valentino–Smith, and Wilson

AN ACT concerning

**Family Law – Protective Order Proceedings – Jurisdiction – Custody of
Minor Child**

FOR the purpose of requiring a certain petition for relief from abuse to be filed with a circuit court under certain circumstances; requiring a District Court commissioner to transfer a certain case file and return of service to the office of the clerk of the circuit court under certain circumstances; making certain conforming changes; and generally relating to jurisdiction over certain petitions for relief from abuse.

BY repealing and reenacting, without amendments,
Article – Family Law
Section 4–501(a) and (f) and 4–504(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–504(a) and 4–504.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1279 – Delegates Hixson, Barnes, Barve, Carr, Cullison, Gutierrez, Hucker, Luedtke, S. Robinson, Simmons, Waldstreicher, and Zucker

AN ACT concerning

**Special Taxing Districts – Transportation Improvements and Exemption
From County Tax Limitations**

FOR the purpose of altering the definition of “cost”, as it relates to the authority of certain counties to establish certain taxing districts, to include certain operating expenses; 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 in a special taxing district that is subject to the county property tax; authorizing the Mayor and City Council of Baltimore City or the governing body of a county, under certain circumstances, to set a property tax rate that is higher than a county tax limitation, notwithstanding certain provisions of law or any provision of the county’s charter that places certain limits on that county’s property tax rate or revenues; defining certain terms; providing for the

application of this Act; and generally relating to special taxing districts and county tax limitations.

BY repealing and reenacting, without amendments,
Article 1 – Rules of Interpretation
Section 14(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Local Government
Section 21–501(a) and 21–701
Annotated Code of Maryland
(2013 Volume)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 21–501(c)
Annotated Code of Maryland
(2013 Volume)

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 6–302
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Tax – Property
Section 6–302.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1280 – Delegates Hucker, Carr, Fraser–Hidalgo, and S. Robinson

AN ACT concerning

**Landlord and Tenant – Prohibited Lease Provisions – Renter’s Insurance
Naming Landlord as Beneficiary**

FOR the purpose of prohibiting a landlord from using a lease or form of lease containing a provision that requires a tenant to carry renter’s insurance naming the landlord as beneficiary; 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 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–208
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

**House Bill 1281 – Delegates A. Miller, Barve, Barkley, A. Kelly, S. Robinson,
Summers, F. Turner, and A. Washington**

AN ACT concerning

**Motor Vehicles – Wearable Computer With Head–Mounted Display –
Prohibited**

FOR the purpose of prohibiting an individual from operating a motor vehicle on a highway while wearing or using a wearable computer with a head–mounted display; providing for the application of this Act; establishing certain penalties for a violation of this Act; defining a certain term; and generally relating to prohibiting the wearing or use of a wearable computer with a head–mounted display while operating a motor vehicle on a highway.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 16–402(a)(11)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Transportation
Section 21–1130
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

**House Bill 1282 – Delegates Schulz, Afzali, Aumann, Bates, Beitzel, Bromwell,
Clagett, DeBoy, Elliott, Frank, George, Hogan, Hough, Kipke, McComas,
McDermott, Myers, Olszewski, Pena–Melnyk, Serafini, Stocksdales, and
Szeliga**

AN ACT concerning

**Public Health – Drug Overdose Deaths – State and Local Fatality Review
Teams**

FOR the purpose of establishing the State Drug Overdose Fatality Review Team in the Department of Health and Mental Hygiene; providing for the composition, appointment of members, staff, chair, and meetings of the State Team; providing that a member of the State Team may not receive certain compensation, but is entitled to certain reimbursement for expenses; establishing the purpose and duties of the State Team; requiring the State Team to provide the Governor, the public, and the General Assembly with a certain annual report; establishing certain confidentiality and disclosure requirements for members and staff of the State Team and for information provided to the State Team; providing that certain compilations of data and certain reports are public information; establishing certain local drug overdose fatality review teams in certain counties; providing for the composition, appointment of members, chair, and meetings of a local team; establishing the purpose and duties of a local team; requiring under certain circumstances that a local team be provided with access to certain information and records; requiring a health care provider to disclose a medical record to the State Team or a local team under certain circumstances, subject to certain additional limitations for certain records; establishing that meetings of the State Team or of a local team are closed to the public under certain circumstances; requiring meetings of the State Team or of a local team to be open to the public under certain circumstances, with certain exceptions for certain information; establishing certain confidentiality and disclosure requirements for certain information and records acquired by the State Team or by a local team; establishing that certain mental health records and substance abuse treatment records are subject to certain additional limitations on disclosure; establishing that certain information, documents, or records are not subject to subpoena, discovery, or introduction into evidence in a civil or criminal proceeding with a certain exception; establishing certain immunity from civil liability for certain actions as a member of or participant in the function of the State Team or a local team; establishing a certain civil penalty and certain criminal penalties for certain violations; defining certain terms; and generally relating to drug overdose fatality review teams.

BY adding to

Article – Courts and Judicial Proceedings

Section 5–637.2

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 4–306(b)(9) and (10)

Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 4–306(b)(11); and 5–901 through 5–910 to be under the new subtitle
“Subtitle 9. Drug Overdose Fatality Review Teams”

Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1283 – Delegates Hammen, Clippinger, Kipke, and McHale

AN ACT concerning

Environment – Cox Creek Citizens Oversight Committee – Composition

FOR the purpose of altering the composition of the Cox Creek Citizens Oversight Committee to reflect changes made to the State’s legislative districts; and generally relating to the Cox Creek Citizens Oversight Committee.

BY repealing and reenacting, with amendments,

Article – Environment

Section 5–1102.1

Annotated Code of Maryland
(2013 Replacement Volume)

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

House Bill 1284 – Delegates Lee, Conaway, Dumais, Haynes, McComas, and Valentino-Smith

AN ACT concerning

Family Law – Child Abuse and Neglect – Provision of Information to Health Care Provider

FOR the purpose of requiring the State Department of Human Resources or a local department of social services to notify a certain physician or health care provider of a child of certain information; requiring the Department or local department to provide the physician or provider certain information if requested by the physician or provider; defining a certain term; and generally relating to the provision of certain information to a certain physician or health care provider of a child.

BY adding to

Article – Family Law
Section 5–712.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1285 – Delegates Healey, Bobo, Carr, Frush, Gaines, and McIntosh

AN ACT concerning

Agriculture – Neonicotinoid Pesticides – Restricted Use

FOR the purpose of designating a neonicotinoid pesticide as a restricted use pesticide; authorizing the distribution, sale, and application of a neonicotinoid pesticide under certain circumstances; making stylistic changes; and generally relating to restricted use pesticides.

BY repealing and reenacting, without amendments,

Article – Agriculture
Section 5–201(a), (c), and (r)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Agriculture
Section 5–210.5
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1286 – Delegates A. Miller, Cullison, Gutierrez, A. Kelly, S. Robinson, and A. Washington

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 education costs to be subsidized by certain fees on individuals convicted of certain driving offenses.

BY adding to

Article – Tax – General
Section 10–736
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation
Section 12–120(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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 and 2013 Supplement)

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

House Bill 1287 – Delegates Carter, Anderson, and B. Robinson

AN ACT concerning

Education – Suspensions and Expulsions – Restrictions and Prohibitions

FOR the purpose of prohibiting a principal of a public school or a county superintendent from suspending a student under a certain age; prohibiting a principal or a county superintendent from instituting an out-of-school suspension unless alternative disciplinary methods or in-school suspensions failed to correct a student's behavior; and generally relating to the suspension and expulsion of public school students.

BY adding to

Article – Education
Section 7–305(a–1)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 7–305(e)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1288 – Delegates W. Miller, Arentz, Aumann, Bates, Bobo, Clippinger, Cluster, Conway, Costa, Davis, DeBoy, Elliott, Frank, Guzzone, Haddaway–Ricchio, Haynes, Huckler, Impallaria, Jameson, K. Kelly, Kramer, Krebs, Lafferty, Love, McComas, McDermott, McDonough, McHale, Minnick, Mitchell, Myers, Norman, O’Donnell, Oaks, Olszewski, Otto, Rudolph, Schuh, Serafini, Smigiel, Stocksdales, Summers, F. Turner, Vaughn, Walker, and M. Washington

AN ACT concerning

Vehicle Laws – Speed Monitoring Systems – Quarterly Audits

FOR the purpose of requiring a local jurisdiction to obtain a certain quarterly audit of its speed monitoring systems; requiring the results of the audit to be kept on file and admitted as evidence in a certain proceeding; and generally relating to audits of speed monitoring systems.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–809(b)(4)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Transportation
Section 21–809(b)(5)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1289 – Delegate Braveboy

AN ACT concerning

**Workers' Compensation – Exclusivity of Compensation – Exception –
Deliberate Act of Employer**

FOR the purpose of providing that, for the purpose of certain provisions of law concerning exceptions to exclusivity of compensation under workers' compensation law, an employer is deemed to have acted with certain deliberate intent to injure or kill a covered employee under certain circumstances; providing for the application of this Act; and generally relating to workers' compensation and exclusivity of compensation.

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 9–509(a) and (b)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9–509(d)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1290 – Delegate McMillan

AN ACT concerning

Vehicle Laws – Registration – Historic Motor Vehicles

FOR the purpose of increasing the age that a motor vehicle must attain to be eligible for registration as a historic motor vehicle; requiring an applicant for registration of a historic motor vehicle to submit a certification that the vehicle is insured by a certain vehicle insurance policy; prohibiting an individual from registering a motor vehicle as a historic motor vehicle unless the individual owns a certain other vehicle that is used as the individual's primary method of transportation; establishing that a certain requirement of this Act may not be construed to apply to certain vehicles registered before the effective date of this Act; and generally relating to historic motor vehicles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–936
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1291 – Delegates A. Miller, Hubbard, Bobo, Barkley, Carr, Cullison, Dumais, Glenn, Gutierrez, Kaiser, A. Kelly, Kramer, Lee, Luedtke, Morhaim, Pena–Melnyk, S. Robinson, Stukes, and Waldstreicher

AN ACT concerning

Clean Indoor Air Act – Use of Electronic Smoking Devices – Prohibition

FOR the purpose of altering the definition of “smoking” for purposes of the Clean Indoor Air Act to include the use of an electronic smoking device; defining a certain term; making conforming changes; and generally relating to prohibiting the use of electronic smoking devices under the Clean Indoor Air Act.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 24–501 through 24–503, 24–507, and 24–510
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 24–504 and 24–508
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1292 – Delegates Jones, Anderson, Barkley, Braveboy, Clagett, Clippinger, Conaway, Costa, Fraser–Hidalgo, Frush, Glenn, Gutierrez, Guzzone, Haynes, Healey, Howard, Hucker, Kramer, Lee, McHale, Mizeur, Morhaim, Nathan–Pulliam, Niemann, Pena–Melnyk, Proctor, B. Robinson, Rosenberg, Stukes, Swain, V. Turner, Vaughn, A. Washington, M. Washington, Wilson, and Zucker

AN ACT concerning

District Court of Maryland Employees – Collective Bargaining

FOR the purpose of establishing collective bargaining rights for certain employees of the District Court of Maryland; establishing the State Judicial Employees Labor Relations Board as an independent unit of State government; providing for the composition, chair, staffing, powers, and duties of the Board; providing for the staggering of terms of the members of the Board; requiring the Board to appoint an Executive Director of the Board; specifying the powers and duties of the Executive Director; requiring the Board to recognize one statewide bargaining

unit; requiring the Board to adopt certain regulations related to the establishment of a certain bargaining unit and the designation of an exclusive representative; requiring the Board to conduct certain investigations; authorizing the Board to hold certain hearings under certain circumstances; authorizing certain persons to petition a certain court for a certain purpose; applying certain provisions of law to certain employees, the District Court of Maryland, the Chief Judge of the District Court, the Administrative Office of the Courts, and the exclusive representative for certain employees; providing for the duties of a certain exclusive representative; requiring the District Court of Maryland and an employee organization to negotiate in a certain manner under certain circumstances; requiring the Board to conduct a certain hearing or authorize a certain arbitrator to conduct a hearing for a certain purpose under certain circumstances; requiring collective bargaining to include certain matters; authorizing collective bargaining to include negotiations relating to service fees; providing that negotiations shall conclude with a memorandum of understanding that covers certain matters; providing that a memorandum of understanding is not valid under certain circumstances; providing for the ratification of a memorandum of understanding; defining a certain term; specifying the terms of the initial members of the Board; and generally relating to collective bargaining for employees of the District Court of Maryland.

BY adding to

Article – Courts and Judicial Proceedings

Section 2–609

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

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

**House Bill 1293 – Delegates Vaughn, Davis, Griffith, Holmes, Proctor, Swain,
and Valentino–Smith**

AN ACT concerning

**Business Occupations and Professions – Private Process Servers –
Registration**

FOR the purpose of requiring an individual to be registered with the Department of Labor, Licensing, and Regulation before the individual provides private process service in the State; establishing certain application requirements to be registered as a private process server; requiring the Secretary of Labor, Licensing, and Regulation to issue certain registration cards under certain circumstances to be used for certain purposes; providing for the periodic renewal of registrations; authorizing the Secretary to deny, suspend, or revoke a registration or to reprimand or fine a registrant under certain circumstances; establishing certain complaint and hearing procedures; authorizing an individual to apply for reinstatement of a revoked registration in a certain

manner; establishing certain exceptions to certain registration requirements; establishing certain powers and imposing certain duties on the Secretary; requiring the Secretary, in consultation with the Maryland Judiciary, to adopt by regulation certain standards of professional conduct for private process servers; prohibiting certain acts; imposing certain penalties for certain violations; defining certain terms; requiring the Department to report to the General Assembly on or before a certain date; and generally relating to the registration of private process servers.

BY adding to

Article – Business Occupations and Professions

Section 13.5–101 through 13.5–501 to be under the new title “Title 13.5. Private Process Servers”

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1294 – Delegates Carter, Anderson, Dumais, Glass, Oaks, Valderrama, and Valentino–Smith

AN ACT concerning

Juveniles – Transfer Determinations – Confinement in Juvenile Facilities

FOR the purpose of 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 transfer determination except under certain circumstances; requiring the District Court at a bail review or preliminary hearing to order that a certain study be made under certain circumstances; and generally relating to the transfer of jurisdiction to the juvenile court and the confinement of juveniles in juvenile facilities.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 4–202

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1295 – Delegates Carter, Glenn, B. Robinson, and Stukes

AN ACT concerning

Juvenile Law – Transfer of Cases to Juvenile Court

FOR the purpose of repealing a provision of law that prohibits a court exercising criminal jurisdiction in a case involving a child to transfer the case to the juvenile court under certain circumstances; making certain conforming changes; and generally relating to juvenile law and the transfer of cases to the juvenile court.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 4–202, 4–202.1, and 4–202.2
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1296 – Delegates Kach and Olszewski

AN ACT concerning

Prescription Drug Monitoring Program – Review and Reporting of Possible Misuse or Abuse of Monitored Prescription Drugs

FOR the purpose of authorizing the Prescription Drug Monitoring Program, in accordance with certain regulations, to review prescription monitoring data for a certain purpose and, under certain circumstances, report possible misuse or abuse of a monitored prescription drug to a certain prescriber or dispenser; requiring the Program, before reporting the possible misuse or abuse of a monitored prescription drug, to obtain from the technical advisory committee to the Program certain clinical guidance and interpretation; requiring the Secretary of Health and Mental Hygiene to adopt regulations that specify the process for the Program’s review of prescription monitoring data and reporting of possible misuse or abuse of a monitored prescription drug; altering the purpose of the technical advisory committee; making a stylistic change; and generally relating to the Prescription Drug Monitoring Program and the review of prescription monitoring data and reporting of possible misuse or abuse of a monitored prescription drug.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 21–2A–02(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 21–2A–04, 21–2A–06, and 21–2A–07
Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1297 – Delegates O’Donnell, Fisher, Proctor, and Wood

EMERGENCY BILL

AN ACT concerning

Calvert County and St. Mary’s County – Task Force to Study the Use and Trade of Illicit Opioids in Traditionally Rural Counties

FOR the purpose of establishing the Task Force to Study the Use and Trade of Illicit Opioids in Traditionally Rural Counties; providing for the composition, cochairs, and staffing of the Task Force; prohibiting a Task Force member from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to conduct a certain assessment and make recommendations regarding certain matters; requiring the Task Force to hold certain public meetings and briefings; requiring the Task Force to submit an interim progress report to the Board of County Commissioners of Calvert County, the Board of County Commissioners of St. Mary’s County, and the Calvert County Delegation and the St. Mary’s County Delegation to the General Assembly, in a certain manner and on or before a certain date; requiring the Task Force to submit a final report of its findings and recommendations to the Board of County Commissioners of Calvert County, the Board of County Commissioners of St. Mary’s County, and the Calvert County Delegation and the St. Mary’s County Delegation to the General Assembly on or before a certain date; making this Act an emergency measure; providing for the termination of this Act; and generally relating to the Task Force to Study the Use and Trade of Illicit Opioids in Traditionally Rural Counties.

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

House Bill 1298 – Delegates Healey, Branch, Gaines, Howard, Ivey, Lafferty, Luedtke, Mizeur, Rosenberg, Stukes, Summers, V. Turner, Walker, and A. Washington

AN ACT concerning

Business Relief and Tax Fairness Act of 2014

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 2013 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 2013 Supplement)

BY adding to
Article – Tax – General
Section 10–402.1
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–811
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1299 – Delegates A. Miller, Harper, Barkley, Barve, Branch, George, Glenn, Ivey, Pena–Melnik, Pendergrass, Stukes, F. Turner, A. Washington, and Wilson

AN ACT concerning

Income Tax – Rate and Subtraction Modification – Parental Leave for Employees

FOR the purpose of altering the rate under the State income tax for certain individuals under certain circumstances; providing a subtraction modification

under the Maryland income tax for certain paid parental leave for employees; providing for the calculation of the subtraction modification; requiring a taxpayer to submit certain information in order to qualify for the subtraction modification; providing a subtraction modification under the Maryland corporate income tax for certain paid parental leave for employees; providing for the application of this Act; and generally relating to the Maryland income tax rate and a Maryland income tax subtraction modification for certain paid parental leave for employees.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–105(a) and 10–307(g)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–207(a) and 10–307(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Tax – General
Section 10–207(bb)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

**House Bill 1300 – Delegates A. Washington, Braveboy, George, Howard, Ivey,
A. Kelly, Valderrama, and Walker**

AN ACT concerning

**Special Education – Visually Impaired Students – Orientation and Mobility
Evaluation**

FOR the purpose of requiring a local school system to evaluate the orientation and mobility skills of a child who is visually impaired during an initial evaluation and any reevaluation for the determination of a child's eligibility for an individualized education program; requiring an orientation and mobility evaluation to be conducted in a certain manner; requiring certain determinations or recommendations regarding the orientation and mobility skills of a certain child to be included in the child's individualized education program; requiring a local education agency to provide a certain notice to parents or guardians of a certain child regarding the availability of certain

services; defining certain terms; and generally relating to an orientation and mobility evaluation for visually impaired students for special education services.

BY adding to

Article – Education

Section 8–409

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1301 – Delegates Carter, Anderson, Branch, Conaway, Harper, Oaks, Stukes, and Summers

AN ACT concerning

Family Law – Child Support – Custody and Visitation Determinations

FOR the purpose of requiring the court, in any case in which the court determines child support, to also consider custody and visitation of the child; requiring the Child Support Enforcement Administration to refer certain parties to the court for purposes of considering custody and visitation of the child under certain circumstances; and generally relating to child support and custody and visitation determinations.

BY adding to

Article – Family Law

Section 9–109

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1302 – Delegates Parrott, Cluster, Glass, Hough, and Serafini

AN ACT concerning

Agreements to Defend or Pay the Cost of Defense – Void

FOR the purpose of providing that certain agreements to defend or pay the costs of defending certain promisees or indemnitees against liability for certain damages are against public policy and are void and unenforceable under certain circumstances; providing for the application of this Act; and generally relating to certain agreements to defend or pay the costs of defending certain promisees or indemnitees.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings
Section 5–401(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

House Bill 1303 – Delegate Davis

AN ACT concerning

Health Occupations – Pre–Need Contracts – Trust Accounts

FOR the purpose of authorizing a certain trustee to invest money of a trust account for a pre–need contract in certain securities; requiring the income of the trust account to remain in the trust account, be reinvested and compounded, and be disbursed only for payment of certain fees, commissions, and other costs of the trust account; and generally relating to trust accounts and pre–need contracts.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 7–405
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1304 – Delegates Carter, Anderson, Glenn, and B. Robinson

AN ACT concerning

**Law Enforcement Officers’ Bill of Rights – Interrogation Right to Counsel –
Suspension Period and Appointment**

FOR the purpose of repealing a certain provision of law authorizing an interrogation of a law enforcement officer to be suspended until the officer can obtain representation; requiring a certain representative for a law enforcement officer to be appointed by a certain entity under certain circumstances; requiring a representative appointed under this Act to represent the law enforcement officer at all times during the investigation unless the representative is replaced or the officer waives the right to counsel; and generally relating to the right to counsel during an interrogation under the Law Enforcement Officers’ Bill of Rights.

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

Section 3–104(j)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1305 – Delegate Rosenberg

AN ACT concerning

Unincorporated Nonprofit Associations – Members and Officers – Personal Liability

FOR the purpose of prohibiting a certain member of an unincorporated nonprofit association from being sued for certain debts, obligations, or other liabilities of the unincorporated nonprofit association; prohibiting an officer or director of an unincorporated nonprofit association from being sued for certain debts, obligations, or other liabilities of the unincorporated nonprofit association under certain circumstances; and generally relating to unincorporated nonprofit associations.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 6–406
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

House Bill 1306 – Delegates Szeliga and Hough

AN ACT concerning

State Government – Functionality and Security of Web Sites – Certification

FOR the purpose of prohibiting a governmental unit from making a Web site available to the public unless certain conditions are met; requiring, under certain circumstances, a governmental unit to obtain a certain certification before a certain date; prohibiting a Web site from being certified as secure unless certain conditions are met; requiring a governmental unit to immediately notify the Secretary of Information Technology if the governmental unit is unable to obtain a certain certification; requiring, under certain circumstances, the Secretary to work with a governmental unit to ensure that certain issues regarding a certain Web site are addressed and certain changes to a certain Web site are made; providing for the application of this Act; defining certain terms; and generally relating to the functionality and security of Web sites made available to members of the public by governmental units.

BY adding to

Article – State Government
Section 8–505
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1307 – Delegates Wilson, Anderson, Beidle, Bohanan, Braveboy, Burns, Carter, Clippinger, Cluster, Costa, Frush, Gilchrist, Glenn, Guzzone, Haynes, Hough, K. Kelly, Lee, Love, McComas, McMillan, Mizeur, Niemann, Rosenberg, Smigiel, Tarrant, F. Turner, Valderrama, Valentino–Smith, Vitale, Walker, A. Washington, M. Washington, and Zucker

AN ACT concerning

Children in Out-of-Home Placement – Annual Notice of Benefits

FOR the purpose of requiring the Social Services Administration to provide a certain child in out-of-home placement certain information at least once a year; specifying the contents of the information; authorizing the Administration to provide the information to the child at a certain hearing or by certified mail; and generally relating to children in out-of-home placement.

BY adding to

Article – Family Law
Section 5–525(k)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1308 – Delegates A. Washington, Afzali, Barnes, Braveboy, Ivey, and Valderrama

AN ACT concerning

Limited Liability Companies – Fees – Young Adult-Owned Businesses

FOR the purpose of altering the processing fee for articles of organization and the filing fee for certain annual reports of a Maryland limited liability company composed of members at least a certain percentage of whom are individuals under a certain age; providing for the termination of this Act; and generally relating to filing and processing fees for limited liability companies.

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 1–203(b)(3)(ii) and (4)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY adding to
Article – Corporations and Associations
Section 1–203(b)(14)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1309 – Delegates Smigiel, Jacobs, and Otto

AN ACT concerning

State Personnel – Applicants for Employment – Criminal History Records Check – Exemptions

FOR the purpose of exempting certain positions in the Department of Health and Mental Hygiene from a certain provision of law that prohibits certain appointing authorities in 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; and generally relating to the authority of an appointing authority to inquire into the criminal record or criminal history of an applicant for employment with the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 2–203
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1310 – Delegate Wilson

AN ACT concerning

Recordation Tax – Home Equity Loan Modifications – Exemption

FOR the purpose of altering a certain exemption from the recordation tax as it relates to home equity loan modifications under certain circumstances; defining certain

terms; and generally relating to an exemption from the recordation tax for certain home equity loan modifications.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 12–101(l)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 12–108(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1311 – Delegate Impallaria

AN ACT concerning

Motor Vehicle Insurance – Aftermarket Parts – Warranty Requirements

FOR the purpose of requiring an insurer that requires, in a policy of motor vehicle insurance issued or delivered by the insurer, that aftermarket parts be used for the repair of the insured motor vehicle to provide to the insured a certain express written warranty; requiring the warranty to include certain coverage and have a certain duration; establishing that an automotive repair facility is not liable for a certain breach of the warranty under certain circumstances; establishing that an automotive repair facility may be held liable for certain acts or omissions under certain circumstances; requiring certain insurers to cover certain costs if a certain part does not conform to the warranty under certain circumstances; defining certain terms; and generally relating to motor vehicle insurance and the repair of motor vehicles.

BY adding to
Article – Insurance
Section 27–906.1
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1312 – Delegate Beidle

AN ACT concerning

Program Open Space Sites – Public Access

FOR the purpose of authorizing a local governing body to use certain Program Open Space funds for the provision of certain public access to certain land; authorizing the Department of Natural Resources to use certain Program Open Space funds to provide or enhance certain public access to certain land; requiring the Department to prepare a certain public access plan for certain Program Open Space projects; authorizing the Department to use funds in the Bay Access Areas Fund under Program Open Space to enhance public access to certain bodies of water; requiring certain local governing bodies to prepare and submit for review and approval certain public access plans for certain Program Open Space projects and to propose certain public access projects for certain Program Open Space land; requiring certain State and local land use plans to include a certain public access plan for certain Program Open Space land; altering a certain declaration of need made by the General Assembly for Program Open Space to include the provision of certain public access to certain facilities; altering a certain intent of the General Assembly; and generally relating to public access to Program Open Space sites.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–902(a) and (b), 5–903(b)(1) and (f), 5–904(a) and (c), 5–905(a)(2) and (b)(2), and 5–906(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 5–905(a)(1)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1313 – Delegate Rudolph

AN ACT concerning

**Maryland Institute for Emergency Medical Services Systems – Mobile
Integrated Health Care Services – Study**

FOR the purpose of requiring the Maryland Institute for Emergency Medical Services Systems (MIEMSS) to conduct a certain study on the potential for development of mobile integrated health care services in the State; requiring MIEMSS to submit certain reports to the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to a study on

mobile integrated health care services by the Maryland Institute for Emergency Medical Services Systems.

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

House Bill 1314 – Delegate Hucker

AN ACT concerning

Maryland Wage Payment and Collection Law – Awards of Certain Fees and Costs and Prohibition Against Retaliation

FOR the purpose of requiring the court, on a certain finding in an action on behalf of an employee for a violation of the Maryland Wage Payment and Collection Law, to award the Attorney General reasonable counsel fees and other costs; requiring the court, on a certain finding in an action by an employee for a violation of the Maryland Wage Payment and Collection Law, to award the employee reasonable counsel fees and other costs; prohibiting an employer from taking certain adverse actions against an employee under certain circumstances; establishing that a certain penalty applies to a violation of this Act; defining a certain term; clarifying certain language; and generally concerning the Maryland Wage Payment and Collection Law.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 3–507 and 3–507.2
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Labor and Employment
Section 3–507.3
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 3–508(a) and (c)(1)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1315 – Delegates Kach, Beitzel, and Kipke

AN ACT concerning

**Minority Business Participation – Liquidated Damages Provisions –
Exclusion for Architectural and Engineering Services Contracts**

FOR the purpose of excluding certain architectural and engineering services contracts from a certain requirement related to the inclusion of a liquidated damages provision in contracts that contain minority business enterprise participation goals; and generally relating to liquidated damages provisions in minority business participation contracts.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 14–303(a)(1)(i)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–303(b)(5)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1316 – Delegates Swain, Barkley, Bobo, Burns, Dwyer, George, Glenn, Harper, Healey, McDonough, Pena–Melyk, Stocksdales, V. Turner, Vaughn, Weir, and Wilson

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 to 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 2013 Supplement)

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

House Bill 1317 – Delegates Rosenberg, Bohanan, and A. Miller

AN ACT concerning

Higher Education – Maryland Technology Internship Program

FOR the purpose of establishing the Maryland Technology Internship Program; establishing certain purposes of the Program; requiring the Shriver Center located at the University of Maryland, Baltimore County to administer the Program and, in collaboration with the Department of Business and Economic Development, undertake certain activities to carry out the purposes of the Program; establishing certain eligibility requirements for participation in the Program; requiring the Shriver Center to develop a process for tracking and assessing certain outcomes; requiring the Shriver Center to obtain feedback from Program participants at certain times; authorizing the use of certain awards to reimburse certain businesses for up to a certain percentage of the amount paid to an intern up to a certain amount; requiring the Shriver Center to prepare a certain annual report; requiring the Governor to make an appropriation in the State budget for a certain purpose; defining certain terms; and generally relating to the Maryland Technology Internship Program.

BY adding to

Article – Education

Section 18–3001 through 18–3010 to be under the new subtitle “Subtitle 30.
Maryland Technology Internship Program”

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1318 – Delegates B. Robinson, Anderson, Braveboy, Carter, Conaway, Glenn, Harper, Haynes, Holmes, A. Miller, Pena–Melnyk, Stukes, Summers, Swain, and M. Washington

AN ACT concerning

Evaluation of the Application of Minority Business Enterprise Program by the Public Service Commission – Data Collection and Termination Extension

FOR the purpose of requiring the Department of Transportation, the Governor’s Office of Minority Affairs, and the Public Service Commission to collect certain data regarding certain minority business enterprise participation with certain electricity suppliers from certain electricity suppliers that have entered into a certain memorandum of understanding; altering the date by which certain persons must submit a certain report to the General Assembly; altering the

termination of a certain Act; and generally relating to an evaluation of the application of the State minority business enterprise program by the Public Service Commission in exercising certain authority.

BY repealing and reenacting, with amendments,
Chapter 661 of the Acts of the General Assembly of 2013
Section 1 and 2

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

House Bill 1319 – Delegates Mizeur, Braveboy, Carr, Carter, Conaway, Gaines, Glass, Haynes, Howard, Hubbard, Jameson, A. Kelly, A. Miller, Oaks, Stukes, Valderrama, Vaughn, Walker, and A. Washington

AN ACT concerning

**Real Property – Foreclosures – Deficiency Judgments Prohibited and
Definition of “Secured Party”
(Foreclosure Protection Act)**

FOR the purpose of defining the term “secured party” for purposes of provisions of law governing actions to foreclose certain mortgages and deeds of trust; prohibiting a lender who forecloses on a certain mortgage or deed of trust from filing a motion for a deficiency judgment if certain proceeds are insufficient to satisfy the debt and accrued interest; and generally relating to foreclosure procedures.

BY adding to
Article – Real Property
Section 7–105.1(a)(12) and 7–114
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1320 – Prince George’s County Delegation

AN ACT concerning

**College Park Student Housing Subsidy Reduction Act
PG 405–14**

FOR the purpose of altering the area within which the Prince George’s County school facilities surcharge does not apply to multi-family housing designated as student housing; and generally relating to the applicability of the school facilities surcharge in Prince George’s County.

BY repealing and reenacting, with amendments,

The Public Local Laws of Prince George's County
Section 10–192.01(b)(4)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)

(As enacted by Chapter 431 of the Acts of the General Assembly of 2003,
Chapter 166 of the Acts of the General Assembly of 2007, and Chapter
108 of the Acts of the General Assembly of 2008)

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

House Bill 1321 – Delegates Glenn, Anderson, Barnes, Beidle, Bobo, Branch, Braveboy, Bromwell, Cardin, Carr, Carter, Clagett, Cullison, DeBoy, Donoghue, Frush, Gilchrist, Glass, Gutierrez, Guzzone, Harper, Haynes, Howard, Hubbard, Hucker, Ivey, Kach, Kaiser, A. Kelly, Kramer, Lafferty, McConkey, McIntosh, McMillan, A. Miller, Mitchell, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Niemann, Oaks, Pena–Melnyk, Reznik, B. Robinson, S. Robinson, Simmons, Smigiell, Stein, Stukes, Summers, Swain, Tarrant, F. Turner, V. Turner, Valderrama, Vaughn, A. Washington, M. Washington, Wilson, and Zucker

AN ACT concerning

**Natalie M. LaPrade Medical Marijuana Commission – Treatment,
Certification, Licensing, and Registration**

FOR the purpose of expanding the scope of authority and the duties of the Natalie M. LaPrade Medical Marijuana Commission relating to the treatment of certain patients qualified to use medical marijuana; authorizing the Commission to set certain fees; providing that the fees are part of a certain fund; encouraging the Commission to approve certain applications; authorizing the Commission to approve certain applications under certain circumstances; providing that certain certifying physicians are not subject to certain civil and criminal penalties; requiring the Commission to make a certain annual report regarding certain medical marijuana treatment centers; authorizing the Commission to license medical marijuana growers to provide marijuana to a medical marijuana treatment center; requiring the Commission to issue certain regulations within a certain time period; requiring a certain medical marijuana treatment center to register with the Department of Health and Mental Hygiene; authorizing the Department to register certain medical marijuana treatment centers; authorizing the Department to issue a certain number of registrations during a certain time period; limiting the number of medical marijuana treatment centers in a county or Baltimore City; encouraging the Commissioner to favor a certain type of medical marijuana treatment centers; providing that medical marijuana treatment centers and agents for a center are not subject to certain criminal prosecution; requiring the Commission to establish certain standards for and to certify certain independent testing laboratories; providing that a laboratory and an agent of a laboratory are not subject to certain criminal

prosecution; providing for the registration of a medical marijuana treatment center agent; providing for the registration of independent testing laboratories and agents of a laboratory; requiring a medical marijuana treatment center to provide a certain notice to the Commission; requiring a certain independent testing laboratory to provide a certain notice to the Commission; requiring the Commission to respond to a certain notice in a certain manner; providing for the registration of certain qualifying patients and personal care givers; requiring the Commission to set certain fees; authorizing certain documentation to constitute registration under certain circumstances; authorizing the Commission to revoke a certain registration under certain circumstances; requiring the Commission to maintain certain information in a certain manner; prohibiting the Commission from registering a qualifying patient who is under a certain age unless certain conditions are met; authorizing a person to petition the Commission to add to a certain list of debilitating medical conditions; requiring the Commission to develop certain regulations; providing that certain persons are not subject to prosecution or certain penalties or adverse actions when acting in accordance with this Act; providing that a school or landlord may not penalize a certain patient, except under certain circumstances; providing that certain patients remain qualified for certain medical treatment and procedures; providing that certain patients may not be denied certain parental rights, except under certain circumstances; providing that a person may not be criminally prosecuted for proximity to a certain patient under certain circumstances; providing that this Act does not require a certain reimbursement; providing that this Act does not require a health care professional to authorize the use of medical marijuana; requiring the Commission to adopt certain regulations; defining certain terms; and generally relating to medical marijuana.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–3301 through 13–3304 and 13–3306 through 13–3311 to be under the amended subtitle “Subtitle 33. Natalie M. LaPrade Medical Marijuana Commission – Treatment, Certification, Licensing, and Registration”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 13–3305

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 13–3307, 13–3310, 13–3311, 13–3312, 13–3313, 13–3314, 13–3315, 13–3316, 13–3317, 13–3318, 13–3319, 13–3320, 13–3321, and 13–3325

Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1322 – Delegate Braveboy

EMERGENCY BILL

AN ACT concerning

Foreclosure – Moratorium, Notices, Penalties, Redemption Period, and Study

FOR the purpose of prohibiting a lender from maintaining an action to foreclose a mortgage or deed of trust on residential property in the State for a certain period of time; establishing a certain penalty for a person who files a certain affidavit relating to a certain notice when the person knows or has reason to know that the contents of the notice are inaccurate; requiring a court to send a certain checklist to a mortgagor or grantor at a certain time under certain circumstances; altering the time period during which a mortgagor or grantor of residential property may contest a foreclosure or cure a certain default; requiring the Office of the Attorney General to study certain issues related to foreclosures and report its findings to the General Assembly on or before a certain date; making this Act an emergency measure; providing for the termination of certain provisions of this Act; and generally relating to foreclosures.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105.1(e) and (p)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Real Property
Section 7–105.1(e–1)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1323 – Delegates Kaiser, Olszewski, Ivey, Arora, Aumann, Barkley, Barnes, Barve, Boteler, Braveboy, Bromwell, Burns, Cardin, Carr, Cluster, Cullison, Davis, DeBoy, Frank, Fraser–Hidalgo, Frick, Frush, Gilchrist, Gutierrez, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Impallaria, Kach, A. Kelly, Kramer, Lee, Luedtke, McDonough,

A. Miller, Minnick, Mizeur, Morhaim, Nathan–Pulliam, Niemann, Pena–Melnik, Proctor, Reznik, S. Robinson, Simmons, Stein, Summers, Swain, Szeliga, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, Weir, and Zucker

AN ACT concerning

Supplemental Public School Construction Matching Fund Program

FOR the purpose of establishing the Supplemental Public School Construction Matching Fund Program; providing for the purpose of the Program and requiring the Department of Budget and Management to implement and administer the Program; establishing certain requirements a county must meet to be eligible for the Program; requiring the Department to provide to each county that is eligible for the Program up to a certain amount of State funding each fiscal year to be used for certain purposes related to the cost of public school construction projects and public school capital improvements in the county; requiring that certain funding provided under the Program shall be pledged or used for certain purposes; requiring that certain funding provided under the Program shall end at certain times; specifying that certain bonds issued in accordance with this Act are not a debt, liability, moral obligation, or pledge of the faith and credit or taxing power of the State; requiring certain projects to be approved by the Department and the Interagency Committee on School Construction before certain funding may be released; requiring a qualifying county, the Department, and the Interagency Committee on School Construction to enter into a certain memorandum of understanding regarding certain projects before certain funding may be released; specifying the requirements of the memorandum of understanding; specifying that funding provided under the Program is supplemental to public school construction funding from other sources; establishing the Supplemental Public School Construction Fund as a continuing, nonlapsing fund; specifying the contents of the Fund and the uses of the Fund; 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; altering the distribution of certain State lottery revenues and requiring the Comptroller to distribute certain State lottery revenues into the Fund; defining certain terms; and generally relating to the Supplemental Public School Construction Matching Fund Program.

BY adding to

Article – Education

Section 5–3A–01 through 5–3A–04 to be under the new subtitle “Subtitle 3A.
Supplemental Public School Construction Matching Fund Program”

Annotated Code of Maryland

(2008 Replacement Volume and 2013 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 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)76. and 77.
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)78.
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–120
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1324 – Delegates A. Washington, Anderson, Barnes, Barve, Braveboy, Carr, Gaines, Glenn, Harper, Haynes, Healey, Holmes, Howard, Hubbard, Kaiser, Lee, Luedtke, A. Miller, Nathan–Pulliam, B. Robinson, Stukes, Summers, Swain, V. Turner, Valderrama, Vallario, Vaughn, Walker, and Wilson

AN ACT concerning

Maryland Youth Employment Act of 2014

FOR the purpose of allowing a qualified employer that employs certain qualified employees for certain time periods a credit against the State income tax in certain amounts; providing for the carry forward of excess credits; authorizing an individual to apply to the Department of Business and Economic Development to be certified as a qualified employee; requiring the Department to certify an individual that meets certain criteria as a qualified employee; prohibiting a qualified employer from asking a qualified employee certain questions; authorizing a business entity to apply to the Department to be certified as a qualified employer; requiring the application to contain certain information; providing that the Department may not certify qualified employers if the total estimated amount of tax credits to be claimed for the year totals a certain amount; requiring the Department, in consultation with the State Department of Education, to adopt regulations providing certain standards for

certain positions; requiring the Department to notify the Comptroller of the names of the qualified employees and employers; requiring the Department, in consultation with the Comptroller, to adopt regulations to administer the tax credit; defining certain terms; providing for the application of this Act; and generally relating to a tax credit for certain employers that hire certain individuals.

BY adding to

Article – Tax – General

Section 10–736

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1325 – Delegates Parrott, Dwyer, Frank, Glass, Hough, Kipke, McDermott, McDonough, Otto, and Serafini

AN ACT concerning

Education – Discipline in Public Schools

FOR the purpose of prohibiting a principal from taking certain disciplinary action against a student who brings a certain object onto school property or creates a certain object on school property that may not be reasonably mistaken for a firearm and does not create a certain danger; and generally relating to discipline in public schools in the State.

BY adding to

Article – Education

Section 7–306.1

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1326 – Delegates Reznik, Bromwell, Cardin, Carr, Costa, Cullison, Kaiser, A. Kelly, Kramer, Luedtke, Morhaim, Nathan–Pulliam, Oaks, Pena–Melnyk, Rosenberg, Simmons, Stein, Tarrant, and Zucker

AN ACT concerning

Public–Private Partnerships – Disclosure of Involvement in Deportations – Requirement

FOR the purpose of prohibiting, under certain circumstances, a private entity from being qualified as a bidder for public–private partnerships; requiring an entity

to certify to the reporting agency whether the entity had direct involvement in the deportation of certain victims; requiring an entity, under certain circumstances, to certify and disclose to the reporting agency certain information regarding the entity's direct involvement in the deportation of certain victims; authorizing an entity, under certain circumstances, to provide any mitigating circumstances in certain forms in the certification; providing for the construction of certain provisions of this Act; defining certain terms; and generally relating to the disclosure of involvement in deportations by entities that seek to be qualified as bidders for public-private partnerships.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 10A–202(b)(1)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – State Finance and Procurement
Section 10A–202.1
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1327 – Delegates George, Arora, Boteler, Frank, Kipke, McComas, McConkey, McDermott, McMillan, A. Miller, Myers, Norman, Parrott, Ready, B. Robinson, Schuh, Serafini, Stukes, Summers, Szeliga, and Vitale

AN ACT concerning

Election Law – Redistricting Ballot Questions – Map of Proposed Districts

FOR the purpose of requiring that a certain statement providing notice of a ballot question relating to congressional redistricting include the address of a Web site where a map of the boundaries of the proposed districts may be viewed; requiring that a map of the proposed districts be posted in each polling place if there is a question on the ballot relating to congressional redistricting; and generally relating to providing voters with access to a map of the proposed districts when there is a ballot question relating to congressional redistricting.

BY repealing and reenacting, without amendments,
Article – Election Law
Section 7–103(b) and 7–105(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 7–105(b) and 10–306
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1328 – Delegates Swain and Vaughn

AN ACT concerning

Maryland Cooperative Housing Act – Transparency Requirements and Member Rights

FOR the purpose of requiring certain meetings of a cooperative housing corporation to be open to the members of the cooperative housing corporation; requiring that members be given reasonable notice of certain meetings of the cooperative housing corporation; requiring the governing body of a cooperative housing corporation to provide a designated period of time during a meeting to allow members an opportunity to comment on certain matters, subject to certain rules and provisions of law; requiring the governing body of a cooperative housing corporation to convene a certain number of meetings each year at which the agenda is open to any matter relating to the cooperative housing corporation; specifying the reasons for which a cooperative housing corporation may hold a meeting in closed session; placing certain limitations on the actions that may be taken at a closed meeting of a cooperative housing corporation; requiring the minutes of a certain meeting of a cooperative housing corporation to include certain information relating to a closed meeting of the cooperative housing corporation; requiring a cooperative housing corporation to allow any member to distribute certain written information or materials in a certain place and in a certain manner; authorizing a cooperative housing corporation to place reasonable restrictions on the time of any distribution of written information or materials; authorizing the members of a cooperative housing corporation to meet in certain areas for certain purposes, subject to reasonable rules adopted by the governing body; requiring certain cooperative housing corporations to deposit into a certain depository certain disclosures on or before a certain date or within a certain time frame; providing that certain disclosures are unenforceable until the time they are deposited; establishing a cooperative housing corporation depository in the office of the clerk of the court in each county and the City of Baltimore; requiring the clerk of court to establish and maintain the depository for a certain purpose, consistent with certain duties of a clerk of court; describing the form, contents, and availability of the depository; authorizing the clerk of court to regulate the form and manner of documents deposited into the depository, to collect certain fees, and to adopt certain

regulations to implement the depository; requiring the clerk of court to permit the deposit of copies of disclosures, however reproduced; requiring the State Court Administrator to establish certain fees in order to cover certain costs related to the depository; requiring the clerk of court to maintain a depository index and to file certain disclosures in a certain manner; providing that material contained in the depository may not be viewed as recorded under certain circumstances; authorizing a proprietary lease or the bylaws of a cooperative housing corporation to provide for certain late charges, subject to certain requirements and limitations; establishing a certain dispute settlement mechanism for certain complaints or demands arising between certain cooperative housing corporations and their members; prohibiting the governing body of a cooperative housing corporation from taking certain actions with respect to the rights of a member for a violation of certain rules or provisions, unless the governing body follows certain procedures; authorizing a member to appeal a certain decision of the governing body of a cooperative housing corporation to the courts of Maryland; authorizing the governing body or certain members of a cooperative housing corporation to sue a certain member for certain damages or for injunctive relief, under certain circumstances; authorizing a court to award certain fees to the prevailing party in a certain proceeding; providing that the failure of a governing body to enforce certain provisions is not a waiver of the right to enforce the provision on other occasions; prohibiting the governing body of a certain cooperative housing corporation from bringing an action to evict a member based on the failure of the member to pay certain assessments, except under certain circumstances; defining certain terms; and generally relating to cooperative housing corporations.

BY renumbering

Article – Corporations and Associations

Section 5–6B–18.1 through 5–6B–18.6 and 5–6B–19 and 5–6B–20, respectively to be Section 5–6B–22 through 5–6B–27 and 5–6B–33 and 5–6B–34, respectively

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Corporations and Associations

Section 5–6B–01 and 5–6B–27(d)

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

BY adding to

Article – Corporations and Associations

Section 5–6B–19 through 5–6B–21 and 5–6B–28 through 5–6B–32

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1329 – Delegate Stein

AN ACT concerning

**Baltimore County Board of Education – Procurement for
Construction-Related Projects for Schools**

FOR the purpose of making certain provisions of law concerning the advertising for bids for certain procurements costing more than a certain amount apply to construction-related projects for schools in Baltimore County; making provisions of law concerning the award of certain procurement contracts apply to construction-related projects for schools in Baltimore County; defining certain terms; providing for the application of this Act; and generally relating to procurement for construction-related projects for schools in Baltimore County.

BY repealing and reenacting, with amendments,

Article – Education

Section 5-112(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Education

Section 5-112.1

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1330 – Delegate Swain

AN ACT concerning

Task Force to Reduce Incarceration in Maryland

FOR the purpose of establishing the Task Force to Reduce Incarceration 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 meet at least once per month and hold a certain number of meetings at which the public is invited to testify; 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 Reduce Incarceration in Maryland.

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

House Bill 1331 – Delegates Parrott, Dwyer, Glass, Haddaway–Riccio, Hough, Jacobs, Kipke, Krebs, McDermott, McDonough, Otto, and Serafini

AN ACT concerning

Transportation – Motor Fuel Tax and Highway User Revenue – Increased Local Share

FOR the purpose of allocating certain motor fuel tax revenue to a certain account that is shared with local governments; increasing the portion of highway user revenue that is distributed to local governments; altering the allocation of the local share of highway user revenue among Baltimore City, counties, and municipalities; repealing obsolete language; and generally relating to increasing the portion of motor fuel tax and highway user revenue that is distributed to local governments.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–1103
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 8–402 and 8–403
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1332 – Delegates Dumais, Barve, Busch, Hixson, Kaiser, Luedtke, McIntosh, A. Miller, Rosenberg, and Walker

AN ACT concerning

Task Force to Study Sports Injuries in High School Female Athletes

FOR the purpose of establishing the Task Force to Study Sports Injuries in High School Female Athletes; 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 submit certain reports on 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 Sports Injuries in High School Female Athletes.

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

House Bill 1333 – Delegates Pena–Melnyk, Costa, Cullison, Frank, Fraser–Hidalgo, Hubbard, Kach, A. Kelly, Murphy, Nathan–Pulliam, Oaks, Reznik, Tarrant, V. Turner, M. Washington, and Zucker

AN ACT concerning

Public Health – Emergency Use Auto–Injectable Epinephrine Program

FOR the purpose of establishing the Emergency Use Auto–Injectable Epinephrine Program in the Department of Health and Mental Hygiene; providing for the purpose of the Program; authorizing the Department to adopt certain regulations, collect certain fees, issue and renew certain certificates, and conduct and approve certain training programs relating to the Program; establishing qualifications for applicants for a certain certificate; requiring the Department to issue certain certificates to certain applicants; providing for the contents, replacement, term, and renewal of certain certificates; authorizing certain physicians to prescribe and certain pharmacists to dispense auto–injectable epinephrine to certain certificate holders; authorizing certain certificate holders to take certain actions; providing that a cause of action may not arise against certain certificate holders for certain acts or omissions under certain circumstances; providing that a cause of action may not arise against certain physicians who prescribe or dispense auto–injectable epinephrine and certain paraphernalia to certain certificate holders under certain circumstances; providing that a cause of action may not arise against certain pharmacists who dispense auto–injectable epinephrine and certain paraphernalia to certain certificate holders under certain circumstances; providing for immunity from civil liability for certain individuals under certain circumstances; providing for the effect of certain provisions of this Act; providing for the construction of this Act; requiring certain certificate holders to submit to the Department a certain report; requiring the Department to publish a certain report on or before a certain date each year; defining certain terms; and generally relating to the Emergency Use Auto–Injectable Epinephrine Program.

BY adding to

Article – Health – General

Section 13–7A–01 through 13–7A–10 to be under the new subtitle “Subtitle 7A. Emergency Use Auto–Injectable Epinephrine Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1334 – Prince George’s County Delegation and Montgomery County Delegation

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Regulations to Prohibit Smoking or Use of Electronic Cigarettes
PG/MC 112–14**

FOR the purpose of requiring the Maryland–National Capital Park and Planning Commission to adopt regulations to prohibit on property under its jurisdiction the smoking of certain tobacco products; providing for certain exemptions and exclusions; providing that the regulations may prohibit certain electronic cigarettes or similar products; and generally relating to regulations by the Maryland–National Capital Park and Planning Commission.

BY repealing and reenacting, with amendments,
Article – Land Use
Section 17–207
Annotated Code of Maryland
(2012 Volume and 2013 Supplement)

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

House Bill 1335 – Delegate Bromwell (By Request)

AN ACT concerning

Health – Smoking – Public Playgrounds and Swimming Pools – Prohibition

FOR the purpose of prohibiting smoking on a public playground and in and around a certain swimming pool; defining a certain term; and generally relating to smoking on playgrounds and in and around swimming pools.

BY adding to
Article – Health – General
Section 24–1601 to be under the new subtitle “Subtitle 16. Smoking – Public Playgrounds and Swimming Pools”
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1336 – Delegates Krebs, Aumann, Beitzel, Boteler, Eckardt, Elliott, Frank, Glass, Impallaria, K. Kelly, Kipke, McComas, McDonough, McMillan, Myers, Norman, Ready, Serafini, and Stocksdale

EMERGENCY BILL

AN ACT concerning

Maryland Health Benefit Exchange – Enrollment of Individuals – Information

FOR the purpose of requiring the Maryland Health Benefit Exchange to ask certain individuals for certain information when facilitating enrollment of the individuals in certain health insurance plans and certain health insurance programs; providing for the application of this Act; making this Act an emergency measure; and generally relating to the Maryland Health Benefit Exchange and the enrollment of individuals in health insurance plans and programs.

BY adding to

Article – Insurance

Section 31–120

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1337 – Delegates Morhaim, Hammen, Barve, Bromwell, Cluster, Frank, Frick, Griffith, Healey, Hubbard, Impallaria, Kach, A. Kelly, McComas, McIntosh, Murphy, Nathan–Pulliam, Niemann, Oaks, Ready, Reznik, B. Robinson, Rosenberg, Stein, Szeliga, Tarrant, and V. Turner

AN ACT concerning

Maryland No–Fault Birth Injury Fund

FOR the purpose of declaring certain findings and the intent of the General Assembly; establishing a system for adjudication of a claim involving a birth–related neurological injury; excluding certain rights and remedies of a claimant and certain other persons; providing for certain procedures; providing for certain benefits and compensation of a claimant under this Act; establishing the Maryland No–Fault Birth Injury Fund; providing for the governance, administration, and purposes of the Fund; providing for certain premiums and insurance surcharges to be used to finance and administer the Fund; providing for certain credits for certain medical liability coverage for the obstetrical practice or services of certain physicians and hospitals; providing for certain

patient safety initiatives; defining certain terms; providing for the application of this Act; and generally relating to establishment of a system of adjudication and compensation of a claimant for a birth-related neurological injury through the Maryland No-Fault Birth Injury Fund.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–2D–01 through 3–2D–08 to be under the new subtitle “Subtitle 2D.
Maryland No-Fault Birth Injury Fund Claims”

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 20–1401 through 20–1403 to be under the new subtitle “Subtitle 14.
Birth Injury Prevention”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Insurance

Section 32–101 through 32–304 to be under the new title “Title 32. Maryland
No-Fault Birth Injury Fund”

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1338 – Delegates Rosenberg, Gaines, and Gutierrez

AN ACT concerning

State Construction Projects – Work-Based Learning and Local Hiring

FOR the purpose of requiring the Division of Workforce Development and Adult Learning, in consultation with the Department of Transportation and Department of Public Safety and Correctional Services, to establish a certain program to maximize opportunities for work-based learning and local hiring in connection with certain State construction projects; requiring the program to include a certain local hiring plan and method of reporting certain information; requiring the consideration of a certain plan to promote the hiring of certain apprentices; defining certain terms; and generally relating to a work-based learning and local hiring program for certain State construction projects.

BY adding to

Article – Labor and Employment

Section 11–1101 through 11–1103 to be under the new subtitle “Subtitle 11.
Work–Based Learning and Local Hiring”
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1339 – Delegate Stein

AN ACT concerning

Drivers’ Licenses – Disorder, Disease, or Physical Disability – Defining and Reporting

FOR the purpose of requiring the Department of Health and Mental Hygiene, the Medical and Chirurgical Faculty, and the State Board of Examiners in Optometry to define diseases and physical disabilities that may render an individual unable to exercise reasonable control over a motor vehicle; expanding the scope of health care professionals authorized to make a certain report to the Medical Advisory Board and to the subject of the report; prohibiting a psychiatrist, licensed psychologist, or psychiatric–mental health nursing specialist from making a certain report under certain circumstances unless authorized by a certain person in writing; defining a certain term; and generally relating to defining and reporting of disorders, diseases, or physical disabilities that may impair an individual’s ability to drive.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 19–101(f)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 9–109(a)(2) and (4) and (b) and 9–109.1(a)(1) and (4) and (b)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–119
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1340 – Delegates McMillan and Vitale

AN ACT concerning

**Education – Calculation of State Appropriation – Information Transparency
in Budget Books**

FOR the purpose of requiring certain information about the calculation of the State appropriation for primary and secondary education to be included in the budget books for each local school system; and generally relating to the State appropriation for primary and secondary education.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 7–121
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

**House Bill 1341 – Delegates Mizeur, Bobo, Fraser–Hidalgo, Frick, Gutierrez,
Healey, Kaiser, A. Kelly, Luedtke, B. Robinson, and Valderrama**

AN ACT concerning

Sexual Assault Survivors’ Right to Know Act

FOR the purpose of requiring a health care provider that performs a sexual assault evidence collection kit exam on a victim of sexual assault to provide the victim or the victim’s representative with contact information for a certain law enforcement agency; requiring a law enforcement agency that receives a sexual assault evidence collection kit to provide certain information within a certain period of time after a request by the victim from whom the evidence was collected or the victim’s representative; altering a certain reporting requirement to require law enforcement agencies to report certain evidence regarding DNA collection and analysis each year rather than every even–numbered year; requiring a certain report to include certain information relating to unanalyzed sexual assault evidence samples; and generally relating to sexual assault evidence.

BY adding to
Article – Criminal Procedure
Section 11–926
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 2–514
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1342 – Delegates Tarrant, Bromwell, Costa, Cullison, Krebs, Morhaim, Murphy, Nathan–Pulliam, Pena–Melnyk, Ready, Reznik, and V. Turner

AN ACT concerning

Workers’ Compensation – Reimbursement for Repackaged and Relabeled Drugs – Fee Schedule and Requirements

FOR the purpose of requiring the Workers’ Compensation Commission to adopt in regulation a pharmaceutical fee schedule applicable to repackaged and relabeled drugs; providing for the setting of reimbursement rates for certain drugs; requiring the Commission to impose a certain fine on an employer or its insurer under certain circumstances; requiring that a certain bill submitted to an employer or its insurer for reimbursement of certain drugs contain certain information; requiring, except under certain circumstances, an employer or its insurer to reimburse a provider for certain drugs at the rate in the pharmaceutical fee schedule; defining a certain term; making a conforming change; and generally relating to the reimbursement for repackaged and relabeled drugs under workers’ compensation.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9–663 and 9–664
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Labor and Employment
Section 9–665
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1343 – Delegates Fisher, Arentz, Aumann, Bates, Beitzel, Bobo, Bromwell, Burns, Cluster, Costa, DeBoy, Dwyer, Eckardt, Elliott, Frank, Gaines, George, Glass, Glenn, Haddaway–Ricchio, Harper, Hubbard, Impallaria, Jacobs, Kach, K. Kelly, Kipke, Krebs, Love,

McComas, McConkey, McDermott, McDonough, Minnick, Murphy, Myers, Nathan-Pulliam, Oaks, Ready, Schuh, Schulz, Serafini, Stein, Stocksdale, Stukes, Szeliga, V. Turner, Vaughn, and Vitale

AN ACT concerning

Department of Veterans Affairs – Opioids Time Lock Dispenser Pilot Program

FOR the purpose of requiring the Secretary of Veterans Affairs to establish a certain opioids time lock dispenser pilot program; requiring the Secretary to adopt certain regulations to implement the pilot program; authorizing the regulations to include any other provisions necessary to carry out the pilot program; prohibiting the regulations from requiring a veteran to pay a fee in order to get a time lock dispenser; requiring the Secretary annually to submit a report to the Governor and the General Assembly on the progress of the pilot program; defining a certain term; providing for the termination of this Act; and generally relating to the opioids time lock dispenser pilot program.

BY adding to

Article – State Government

Section 9-949 to be under the new part “Part VII. Opioids Time Lock Dispenser Pilot Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1344 – Delegates Cardin and Stein

AN ACT concerning

Task Force on Preventing Child Sexual Abuse

FOR the purpose of establishing the Task Force on Preventing 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 relating to the prevention of child sexual abuse; 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 on Preventing Child Sexual Abuse.

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

House Bill 1345 – Delegate McHale (By Request – Maryland Electric Vehicle Infrastructure Council) and Delegates Malone, Clippinger, and Hammen

AN ACT concerning

Electric Vehicles and Recharging Equipment – Rebates and Tax Credits

FOR the purpose of repealing the credit against the State income tax for the cost of certain qualified electric vehicle recharging equipment; establishing, for certain calendar years, the Electric Vehicle Recharging Equipment Rebate Program to provide certain rebates to certain individuals and business entities for the costs of acquiring and installing certain equipment; requiring the Maryland Energy Administration to administer the Program; providing for the amount of a rebate and a limit on the total amount of rebates that may be issued; limiting the number of rebates that an individual may claim; authorizing the Administration to adopt certain regulations; authorizing the Administration to use the Maryland Strategic Energy Investment Fund to pay for certain rebates; extending the credit against the motor vehicle excise tax for certain qualified plug-in electric drive vehicles for a certain period of time; altering the type of vehicle the credit applies to; altering the calculation of the credit; providing that the credit may not exceed a certain amount; altering a requirement to transfer certain amounts from the Fund during certain fiscal years; transferring certain money from the Fund to the Transportation Trust Fund in certain fiscal years; defining certain terms; and generally relating to tax incentives for the purchase of electric vehicles and certain rebates for the purchase and installation of electric vehicle recharging equipment.

BY repealing

Article – Tax – General

Section 10–729

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 9–2001(a) and (b) and 9–20B–05(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Government

Section 9–2009 and 9–20B–05(f)(7)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 9–20B–05(f)(6) and (7)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–815
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Chapter 389 of the Acts of the General Assembly of 2013
Section 2

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

House Bill 1346 – Delegates S. Robinson and McIntosh

AN ACT concerning

**Real Property – Prohibition on Acquiring Mortgages or Deeds of Trust by
Condemnation**

FOR the purpose of prohibiting the State or any of its instrumentalities or political subdivisions from acquiring mortgages or deeds of trust by condemnation; and generally relating to condemnation.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 12–101
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1347 – Delegate Kramer

AN ACT concerning

Animal Welfare – Research Facilities – Dogs and Cats

FOR the purpose of requiring certain research facilities using dogs and cats for certain research purposes to be licensed by the State Board of Veterinary Medical Examiners; requiring the Board to set a license fee in a certain manner; prohibiting certain research facilities from using certain dogs and cats for research purposes; prohibiting certain research facilities from performing a

certain surgery on dogs or cats; requiring certain research facilities to reduce the use of dogs and cats in a certain manner under certain circumstances; requiring certain research facilities to provide for the adoption of certain dogs and cats in a certain manner; authorizing certain dogs or cats used for research purposes by certain research facilities to be euthanized in a certain manner; requiring the Board to perform certain inspections under certain circumstances in a certain manner; authorizing the Board to make a certain agreement with certain entities to conduct certain inspections; establishing certain penalties for certain violations; requiring the Board to adopt certain regulations; providing for the application of this Act; and generally relating to dogs and cats used for research purposes at research facilities.

BY repealing and reenacting, without amendments,

Article – Agriculture

Section 2–303(a), (b), and (e)

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

BY adding to

Article – Agriculture

Section 2–304.2

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1348 – Delegates Fisher, Afzali, Bates, Boteler, Dwyer, Eckardt, Elliott, Glass, Jacobs, Kipke, McDermott, McMillan, Myers, Schuh, Schulz, Serafini, Stocksdales, Szeliga, and Vitale

AN ACT concerning

State Government – Advertisements – Paid for by Maryland Taxpayers

FOR the purpose of requiring that any advertisement that is paid for by the State and issued by or on behalf of certain courts, the Maryland General Assembly, or certain departments and units of the Executive Branch of State government include a certain statement; defining certain terms; and generally relating to a statement on State advertisements that are paid for by the State.

BY adding to

Article – Courts and Judicial Proceedings

Section 1–206

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Government
Section 2–1805 and 8–505
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1349 – Delegates Braveboy, Anderson, Branch, Burns, Carr, Carter, Conaway, Davis, Glenn, Gutierrez, Harper, Haynes, Healey, Howard, Hucker, Ivey, McHale, Mitchell, Nathan–Pulliam, Oaks, Pena–Melnik, Proctor, B. Robinson, Stukes, Summers, Swain, F. Turner, V. Turner, Valderrama, Valentino–Smith, Vaughn, Walker, A. Washington, and M. Washington

AN ACT concerning

Public Safety Diversity Act of 2014

FOR the purpose of requiring the Department of State Police, when it advertises for or recruits new employees, to include advertising that is targeted toward racial minority communities; requiring rule governing promotion of a Department employee that requires the promotion decision to be made by a board to require the board to be racially and gender diverse; requiring a certain disciplinary hearing board to be racially and gender diverse under certain circumstances; requiring the fair practices officer of the Department to meet certain qualifications; and generally relating to diversity in public safety.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 2–402
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article – Public Safety
Section 2–402.1
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 2–404 and 3–107
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 5–207
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1350 – Delegates Rosenberg, Carter, Oaks, Pena–Melnik, and Reznik

AN ACT concerning

Fair Employment Preservation Act of 2014

FOR the purpose of providing that an act or omission of a certain employee may be construed to be an act or omission of a certain employer under certain circumstances; providing for the application of this Act; and generally relating to discrimination and retaliation in employment.

BY adding to
Article – State Government
Section 20–610
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1351 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Branch, Conaway, Glenn, Hammen, Harper, McHale, McIntosh, Oaks, B. Robinson, Rosenberg, and Stukes

AN ACT concerning

Baltimore City – Special Police Officers and School Police Officers

FOR the purpose of repealing a certain provision of law relating to the appointment of special police officers in Baltimore City; repealing an obsolete provision of law relating to Baltimore City school police officers; and generally relating to special police officers and school police officers in Baltimore City.

BY repealing
The Public Local Laws of Baltimore City
Section 16–16
Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement, and 2000 Supplement, as amended)

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

House Bill 1352 – Delegate Morhaim

AN ACT concerning

**Secretary of State and Attorney General – Charitable Enforcement and
Protection of Charitable Assets**

FOR the purpose of authorizing the Attorney General to take certain actions relating to investigations of alleged violations of laws relating to charitable organizations and charitable representatives; repealing the authority of a designee of the Secretary of State to investigate certain violations; repealing certain authority for the legal counsel for the Office of the Secretary of State to administer oaths and examine an individual under oath; providing that a failure of the Attorney General to enforce a certain violation does not constitute a waiver of certain provisions or rights; altering the permissible circuit courts in which the Attorney General may sue for a certain order; adding the issuance of a cease and desist order by the Attorney General to the circumstances in which a person may request a certain hearing; authorizing the Attorney General to make reciprocal agreements with other states for certain purposes; establishing the Charitable Enforcement Fund as a special, nonlapsing fund in the Office of the Secretary of State; specifying the purpose of the Fund; requiring the Secretary of State 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; providing that a certain provision of law does not apply to the Fund; repealing requirements for certain written consent; altering certain fees; requiring certain amounts of certain fees to be distributed to the Fund for a certain use; expanding the types of advertising the broadcaster, publisher, or printer of which is not liable for a certain violation, except under certain circumstances; prohibiting a person from taking certain actions against an individual because the individual provided certain information to certain persons; requiring the Attorney General to represent the public interest in the protection of charitable assets; authorizing the Attorney General to take certain actions relating to charitable assets; authorizing the Secretary of State or the Attorney General to enter into a settlement agreement under certain circumstances; authorizing the Attorney General to sue in a circuit court for a certain order; providing that certain remedies are in addition to and do not limit certain powers and duties of the Secretary of State and the Attorney General; requiring the Secretary of State and the Attorney General, on or before a certain date, to convene a certain workgroup, composed of certain representatives, and to submit certain reports to the Governor and the General Assembly; requiring the Secretary of State and the Attorney General to review, make recommendations, and submit certain reports, on or before certain dates, on charitable organizations that fail to pay a

certain fee or file a certain report; providing for the effective dates of this Act; defining certain terms; making stylistic and conforming changes; clarifying language; and generally relating to the powers and duties of the Secretary of State and the Attorney General for charitable enforcement and protection of charitable assets.

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 6–205 and 6–206 to be under the amended subtitle “Subtitle 2. Powers and Duties of the Secretary of State and the Attorney General”; 6–302, 6–402(b), 6–407(b), 6–5A–02, and 6–621

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Business Regulation

Section 6–2A–01 to be under the new subtitle “Subtitle 2A. Charitable Enforcement Fund”; 6–407(d), 6–622; and 6.5–101 through 6.5–103 to be under the new title “Title 6.5. Protection of Charitable Assets”

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Business Regulation

Section 6–402(a) and 6–407(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 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 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)76. and 77.

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)78.

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1353 – Delegates Glass, Hough, McComas, and McDonough

AN ACT concerning

**Income Tax – Subtraction Modification – Gift Cards Purchased for
Emergency Personnel**

FOR the purpose of allowing a subtraction modification under the Maryland income tax for the value of certain gift cards provided to certain emergency personnel; limiting the amount of the subtraction modification; requiring a taxpayer to meet certain filing requirements to claim the subtraction modification; providing that the value of certain gift cards may not be included in the subtraction modification; requiring the Comptroller to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for certain amounts related to certain gift cards.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Tax – General
Section 10–208(u)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1354 – Delegates Glass, Hough, Krebs, and McDonough

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 and 2013 Supplement)

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

House Bill 1355 – Delegates Glass, Cluster, Donoghue, Hogan, Hough, James, Kaiser, Kipke, McComas, McConkey, McDermott, McDonough, W. Miller, Minnick, Myers, Parrott, Ready, Serafini, Smigiel, F. Turner, and Wilson

AN ACT concerning

Income Tax – Subtraction Modification – Department of Defense Survivor Benefits Program

FOR the purpose of allowing a subtraction modification under the State income tax for certain payments received under a certain survivor benefits program; providing for the application of this Act; and generally relating to an income tax subtraction modification for certain survivor benefits.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–207(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Tax – General
Section 10–207(bb)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1356 – Delegates Glass, K. Kelly, McDonough, and Smigiel

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 and 2013 Supplement)

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

House Bill 1357 – Delegates Glass, McComas, McDonough, and Parrott

AN ACT concerning

Income Tax Credit – Veterinary Services for Adopted Police Dogs

FOR the purpose of allowing certain individuals a credit against the State income tax for the cost of certain veterinary services for adopted police dogs; providing that the credit may not exceed a certain amount; providing that the credit may not be carried forward to another taxable year; defining a certain term; providing for the application of this Act; and generally relating to an income tax credit for certain veterinary costs.

BY adding to
Article – Tax – General
Section 10–736
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1358 – Delegates Glass, Hough, McDonough, Parrott, and Ready

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 10–736

Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1359 – Delegates Glass, Hough, Krebs, McDonough, Minnick, and Ready

AN ACT concerning

Income Tax – Subtraction Modification – Law Enforcement Officer Survivor Benefits Program

FOR the purpose of allowing a subtraction modification under the State income tax for certain payments received under a certain survivor benefits program; providing for the application of this Act; and generally relating to an income tax subtraction modification for certain survivor benefit payments.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–207(a) and (e–1)(1) and (2)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Tax – General
Section 10–207(e–1)(3)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1360 – Delegates Glass, Aumann, McDonough, Parrott, and Ready

AN ACT concerning

Vehicle Laws – Speed Monitoring Systems – Warning

FOR the purpose of requiring a certain agency to mail a warning notice instead of a citation for a first violation by the owner or driver of a vehicle recorded by a speed monitoring system in the local jurisdiction; and generally relating to warning notices issued for vehicle law violations recorded by speed monitoring systems.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–809(c)

Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–809(d)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1361 – Delegates Szeliga, Afzali, Arentz, Aumann, Bates, Beitzel, Boteler, Cluster, Costa, Dwyer, Eckardt, Elliott, Fisher, Frank, George, Glass, Haddaway–Riccio, Hogan, Hough, Impallaria, Jacobs, Kach, Kipke, Krebs, McComas, McConkey, McDermott, McDonough, McMillan, Myers, Norman, O’Donnell, Otto, Parrott, Ready, Schuh, Schulz, Serafini, Smigiel, Stifler, Stocksdale, and Vitale

EMERGENCY BILL

AN ACT concerning

**Joint Committee to Review the Maryland Health Benefit Exchange and Audit
by the Office of Legislative Audits**

FOR the purpose of establishing the Joint Committee to Review the Maryland Health Benefit Exchange; providing for the composition, chair, and vice chair of the Committee; requiring the Committee to investigate and review certain matters; authorizing the Committee to issue subpoenas, compel the attendance of witnesses and the production of documents, administer oaths, and cause the deposition of certain witnesses; authorizing the Committee to take certain action to compel compliance with certain subpoenas or testimony; requiring the Committee to adopt certain rules to govern its procedures; requiring the Committee to issue a certain report to the General Assembly on or before a certain date; requiring the Office of Legislative Audits to conduct a performance audit of the Exchange; requiring the audit to include a review of certain matters; requiring the Office to complete the audit and submit a certain report to the Committee on or before a certain date; making this Act an emergency measure; providing for the termination of this Act; and generally relating to the Joint Committee to Review the Maryland Health Benefit Exchange and the Office of Legislative Audits.

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

INTRODUCTION OF JOINT RESOLUTIONS

House Joint Resolution 8 – Delegates Braveboy, Bobo, Branch, Bromwell, Burns, Cane, Carr, Carter, Clagett, Conway, Cullison, Donoghue, Eckardt, Fraser–Hidalgo, Frush, Gaines, Glenn, Griffith, Gutierrez, Howard, Hucker, Impallaria, Ivey, Jones, A. Kelly, Lafferty, Lee, Love, McComas, McIntosh, Morhaim, Nathan–Pulliam, Niemann, Oaks, Otto, Pena–Melnyk, B. Robinson, S. Robinson, Sophocleus, Stocksedale, Stukes, Swain, F. Turner, V. Turner, Valderrama, Vallario, A. Washington, M. Washington, Wilson, and Wood

A House Joint Resolution concerning

Reinstatement of the Separation of Commercial and Investment Banking Functions

FOR the purpose of urging the United States Congress to support efforts to reinstate the separation of commercial and investment banking functions in effect under the Glass–Steagall Act and to support H. R. 129.

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 79 – ~~Senator Middleton~~ Senators Middleton, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Pugh, and Ramirez

AN ACT concerning

Limited Lines – Travel Insurance

FOR the purpose of altering certain provisions of law 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 a 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 in a certain manner; 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 or authorized representatives 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 or authorized representatives of a travel retailer from evaluating or providing certain advice concerning travel insurance or holding themselves out as ~~qualified in certain manners~~ a certain producer or expert; authorizing certain travel retailers to be compensated in a certain manner ~~notwithstanding any other law; authorizing certain persons to compensate certain employees of a travel retailer or authorized representative in a certain manner~~; prohibiting a travel retailer from compensating certain travel retailer employees or authorized representatives for certain activities in a certain manner; providing for the construction of certain provisions of this Act; 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; requiring the Commissioner to collect certain information, make certain determinations, and report certain findings and recommendations to certain committees of the General Assembly on or before a certain date; 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 2013 Supplement)

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

Senate Bill 178 – Senator Gladden

AN ACT concerning

State Government – Heads of Departments and Independent Agencies – Qualifications

FOR the purpose of requiring that a head of a principal department or of an independent agency in the State must be a resident of the State; providing for the application of this Act; and generally relating to the qualifications of a head of a principal department or of an independent agency in the State.

BY adding to

Article – State Government
Section 8–505
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 263 – Baltimore City Senators (By Request – Baltimore City Administration)

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; repealing as obsolete a certain date by which the Director for the Program, with the advice and approval of a certain committee, is required to develop certain operating procedures; altering a requirement that Program operating procedures be developed to provide for the exchange of hypodermic needles and syringes to injecting users in a certain manner; 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 and 24–805(b)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 292 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Stationary Engineers – Sunset Extension and Program Evaluation

FOR the purpose of continuing the State Board of Stationary Engineers 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 a preliminary evaluation of the Board and the statutes and regulations that relate to the Board be conducted on or before a certain date; and generally relating to the State Board of Stationary Engineers.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 6.5–502
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 8–403(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 8–403(b)(18)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 293 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Elevator Safety Review Board and Division of Labor and Industry – Sunset Extension and Program Evaluation

FOR the purpose of continuing the Elevator Safety Review Board 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 govern the Board be performed on or before a certain date; repealing certain termination provisions that apply to the regulation of mediation or arbitration of labor disputes, choice of bargaining representative, and strikebreakers; providing for the effective date of this Act; and generally relating to the Elevator Safety Review Board and the Division of Labor and Industry.

BY repealing
Article – Labor and Employment
Section 4–405

Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–842
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 8–403(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 8–403(b)(16)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 297 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Individual Tax Preparers – Sunset Extension and Program Evaluation

FOR the purpose of continuing the State Board of Individual Tax Preparers 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 to certain committees of the General Assembly on or before a certain date; and generally relating to the State Board of Individual Tax Preparers.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 21–502
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government
Section 8–403(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 8–403(b)(27)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

QUORUM CALL

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

(See Roll Call No. 53)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #1

House Bill 35 – Delegate W. Miller

AN ACT concerning

Electric Reliability – Priorities and Funding

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 54)

The Bill was then sent to the Senate.

House Bill 98 – Delegate Arora

AN ACT concerning

Commercial Law – Interference With Internet Ticket Sales – Prohibition

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 55)

The Bill was then sent to the Senate.

House Bill 99 – Delegate Arora

AN ACT concerning

Maryland Uniform Commercial Code – Secured Transactions – Notice of Filing of Financing Statement

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 56)

The Bill was then sent to the Senate.

House Bill 130 – Delegate Rudolph

EMERGENCY BILL

AN ACT concerning

Motor Vehicle Insurance – Task Force to Study Methods to Reduce the Rate of Uninsured Drivers

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 3 (See Roll Call No. 57)

The Bill was then sent to the Senate.

House Bill 141 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Barbershops – Restriction on Operation Repealed
MC 1-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 58)

The Bill was then sent to the Senate.

House Bill 221 – Delegate Rudolph

AN ACT concerning

Limited Lines – Travel Insurance

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 59)

The Bill was then sent to the Senate.

House Bill 257 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

Elevator Safety Review Board and Division of Labor and Industry – Sunset Extension and Program Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 60)

The Bill was then sent to the Senate.

LETTERS OF REASSIGNMENT

MEMORANDUM

To: Hon. Peter A. Hammen, Chairman, HGO
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 710	ECM

Read and ordered journalized.

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 728	ENV and ECM

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 61)

ADJOURNMENT

At 11:35 A.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Monday, February 10, 2014.

Annapolis, Maryland
Monday, February 10, 2014

The House met at 8:00 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Anthony J. O'Donnell of St. Mary's and Calvert counties.

QUORUM CALL

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

(See Roll Call No. 62)

The Journal of February 7, 2014 was read and approved.

EXCUSES:

Del. Beidle – personal

Del. Frank – illness

Del. McDonough – personal

Del. Mizeur – illness

Del. Sophocleus – illness

Del. Tarrant – business

INTRODUCTION OF BILLS

House Bill 1362 – 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 2013 Supplement)

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

House Bill 1363 – Delegates Mitchell, Aumann, Barkley, Braveboy, Davis, Haddaway–Riccio, Impallaria, Jameson, Minnick, Schulz, and Vaughn

AN ACT concerning

Health Care Provider Malpractice Insurance – Scope of Coverage

FOR the purpose of repealing a prohibition on the inclusion, in a policy that insures a health care provider against damages due to medical injury arising from providing or failing to provide health care, of coverage for the defense of a health care provider in a certain disciplinary hearing; repealing a provision of law that authorizes a policy providing coverage for the defense of a health care provider in a certain disciplinary hearing to be offered and priced separately from a policy insuring a health care provider against damages due to medical injury; and generally relating to malpractice insurance coverage for health care providers.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 19–104
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1364 – Delegate McConkey

AN ACT concerning

Maryland Wage and Hour Law – Exemptions – Employees Receiving Social Security Disability Insurance Benefits

FOR the purpose of providing that the Maryland Wage and Hour Law does not apply to certain employees who receive federal Social Security disability insurance benefits; and generally relating to exemptions from the Maryland Wage and Hour Law.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 3–403
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1365 – Delegates Schuh, Barve, and Costa

AN ACT concerning

**Corporations and Associations – Securities – Maryland Small Business
Funding Act**

FOR the purpose of exempting a certain security issued to a resident of the State by a certain business entity from certain registration and filing requirements under certain circumstances; exempting a certain Web site that is used to facilitate the sale of a certain security from certain registration and filing requirements under certain circumstances; requiring the Division of Securities within the Office of the Attorney General to inspect and review certain Web sites under certain circumstances; requiring a certain issuer, before using a Web site to offer to sell a security, to provide to the Division and the operator of the Web site certain documentation; requiring a certain issuer to obtain certain documentation from certain purchasers of securities; requiring the operator of a certain Web site to provide to the Division certain documentation and information under certain circumstances; requiring a certain issuer and the operator of a certain Web site to maintain certain records and provide access to certain records under certain circumstances; requiring a financial institution to hold a certain payment for the purchase of a security under certain circumstances; requiring the financial institution to notify the Division of the receipt of certain payments and provide certain information to the Division; providing that certain information is confidential and is deemed to be a trade secret; authorizing a certain notice to be submitted to the Division in writing or in electronic form; requiring the notice to contain certain information and include copies of certain documents; requiring an issuer of certain securities to provide a quarterly report to certain purchasers; requiring the report to be sent in a certain manner within a certain time period; requiring the report to include certain information; prohibiting the issuer from charging a fee for the production or provision of the report; providing for the application of certain provisions of this Act; defining certain terms; making certain conforming changes; and generally relating to securities and registration and filing exemptions.

BY repealing and reenacting, without amendments,
Article – Corporations and Associations
Section 11–101(a), (d), (k), (m), (p), and (r)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Corporations and Associations

Section 11–205, 11–401(a), and 11–501
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY adding to

Article – Corporations and Associations
Section 11–901 through 11–907 to be under the new subtitle “Subtitle 9. Filing
and Registration Exemptions for Small Business Funding”
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1366 – Delegates Cardin, Howard, Gutierrez, Aumann, and Frush

AN ACT concerning

**Public Schools – Cardiopulmonary Resuscitation and Automated External
Defibrillator Instruction – Graduation Requirement
(Breanna’s Law)**

FOR the purpose of requiring a public school student to complete instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator to graduate from high school beginning with students entering a certain grade in a certain year; requiring each county board of education to provide instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator in certain schools beginning in a certain year, using a certain instructional program, and incorporating certain skills; requiring, if the instruction is offered for certification, a certain individual to conduct the instruction; authorizing, if the instruction is not offered for certification, a certain individual to facilitate, provide, or oversee the instruction; requiring the State Department of Education to develop a process to monitor the implementation of certain provisions of law; defining certain terms; and generally relating to instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator and high school graduation requirements in the State.

BY adding to

Article – Education
Section 7–205.2
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1367 – Delegate Wilson

AN ACT concerning

Natural Resources – Forests, Parks, and Recreation Areas – Posted Notice of Safety Information

FOR the purpose of requiring the Department of Natural Resources to post a certain notice in a certain location at each State forest, park, and recreational area that contains certain safety information; and generally relating to forests, parks, and recreation areas.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–211
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1368 – Delegate Bromwell

AN ACT concerning

State Boat Act – Dealer’s License – Lienholder Exemption

FOR the purpose of exempting a certain lienholder, including an auctioneer and a lien and recovery company, from certain licensing requirements for certain dealers under the State Boat Act; and generally relating to the regulation of dealers under the State Boat Act.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 8–701(a) and (c)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 8–710(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1369 – Delegates Gilchrist and Haddaway–Ricchio

AN ACT concerning

**Ethics Law – Financial Disclosure Statement by Elected Local Official of
Municipal Corporation – Confidential Information**

FOR the purpose of altering certain financial disclosure provisions governing elected local officials of a municipal corporation; prohibiting the disclosure of certain information concerning certain relatives that is included in the financial disclosure statement filed by an elected local official of a municipal corporation; providing certain exceptions; and generally relating to the financial disclosure statement filed by an elected local official of a municipal corporation.

BY repealing and reenacting, without amendments,

Article – General Provisions

Section 5–804

Annotated Code of Maryland

(As enacted by Chapter ___ (H.B. 270) of the Acts of the General Assembly of 2014)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–809

Annotated Code of Maryland

(As enacted by Chapter ___ (H.B. 270) of the Acts of the General Assembly of 2014)

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

House Bill 1370 – Delegate Arora

AN ACT concerning

Commercial Law – Financing Statements – Refusal of Filing Office to Accept

FOR the purpose of authorizing a filing office to refuse to accept a financing statement for filing under certain circumstances; requiring a certain filing office to send a certain notice to certain individuals under certain circumstances; authorizing a certain filing office to request certain documentation under certain circumstances; authorizing a certain secured party to request a certain review of and determination regarding a filing office's refusal to accept a filing statement or to file a certain action in a circuit court under certain circumstances; specifying the circuit court in which a certain secured party may file a certain action; requiring the State Department of Assessments and Taxation or a certain court to schedule a certain hearing within a certain time

period; requiring a certain secured party to provide a certified copy of a certain written determination or a certain judgment to a certain filing office under certain circumstances; requiring a certain filing office to file a certain written determination or a certain judgment in a certain manner; establishing that, on the filing of a certain written determination or a certain judgment, a certain financing statement shall be effective and shall be considered never to have been ineffective as against a certain person; providing for the application of this Act; making certain conforming changes; and generally relating to the refusal by filing offices to accept financing statements.

BY repealing and reenacting, without amendments,

Article – Commercial Law

Section 9–520

Annotated Code of Maryland

(2013 Replacement Volume)

BY adding to

Article – Commercial Law

Section 9–520.1

Annotated Code of Maryland

(2013 Replacement Volume)

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

House Bill 1371 – Delegates Arora, Barkley, Clippinger, Cluster, Conaway, Frick, Glass, Hough, K. Kelly, Lee, McDermott, Parrott, Valderrama, and Waldstreicher

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; requiring that a petition to freeze assets be mailed to certain lienholders and certain financial institutions; 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; specifying that a certain financial institution is not prohibited from

exercising certain rights; 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 2013 Supplement)

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

House Bill 1372 – Delegate Costa

AN ACT concerning

Creation of a State Debt – Anne Arundel County – The Arc of the Central Chesapeake Region – Moreland Parkway 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 The Arc of the Central Chesapeake 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 Rules and Executive Nominations.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 26 – Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)

AN ACT concerning

Motor Vehicles – Commercial Instructional Permit Holders – Administrative Penalties and Procedures

FOR the purpose of establishing that certain administrative penalties and procedures that apply to a holder of a commercial driver's license for certain motor vehicle violations under certain circumstances also apply to a holder of a commercial instructional permit; altering a certain definition; and generally relating to

administrative penalties and procedures for holders of commercial motor vehicle instructional permits.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–205.1(b)(1)(iii), (f), and (q), 16–803(j), 16–812, 16–813(a), and 16–814

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 41 – Senator Shank

AN ACT concerning

Domestic Violence – Persons Eligible for Relief

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 generally relating to domestic violence.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 4–501(m)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 144 – Senator Kelley

AN ACT concerning

Family Law – Foster Care – Kinship Parent Age Requirements

FOR the purpose of altering the age that a person must be to serve as a kinship parent for a child in need of out-of-home placement; repealing a provision authorizing a local department to waive the age requirement under certain circumstances; and generally relating to the age requirement for a kinship parent.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–534

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 333 – Senator Frosh and the President (By Request – Administration) and Senators Forehand, King, ~~and Raskin~~ Raskin, Brochin, Jacobs, Ramirez, and Stone

AN ACT concerning

Peace Orders and Protective Orders – Burden of Proof

FOR the purpose of altering the standard of proof by which a judge in certain peace order hearings must make certain findings before the judge may issue a final peace order or mutual peace orders; altering the standard of proof by which a judge in certain protective order hearings must make certain findings before the judge may grant a final protective order or mutual protective orders or extend the term of a protective order; and generally relating to the standard of proof in certain peace order and protective order hearings.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–1505(c)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–506(c) and 4–507(a)(3)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

LINCOLN’S DAY ADDRESS

Delegate Herb McMillan
Anne Arundel County

Mr. Speaker, friends and colleagues, honored guests. Thank you for joining us to honor Abraham Lincoln this evening ... I promise to keep in mind that Lincoln’s greatest speech, the Gettysburg Address, was also one of his shortest.

Our history can easily be taken for granted. Most of us view America through the rose colored glasses of the present. We know how the story ends. The Union wins the Battle of Gettysburg, the Union wins the Civil War, and the Thirteenth Amendment ends slavery. Over one hundred and sixty years later, it’s easy to view these events as inevitable, but they were not. They were earned one day at a time, at great cost.

During the Battle of Gettysburg, Colonel Joshua Chamberlain, a former teacher from Maine, held a union position on a hill called Little Round Top. The Capture of Chamberlain's position would've led to the complete destruction of the Union Army. Out of ammunition and under attack from superior rebel forces, Chamberlain refused to surrender. He ordered his men to fix bayonets, and charged the enemy. In desperate, hand to hand combat, Chamberlain broke the rebel assault, and held Little Round Top; on that day, all of the historical outcomes we take for granted – Victory at Gettysburg, the preservation of the Union, the passage of the Thirteenth Amendment – hung in the balance. One day determined the fate of our nation.

History is made one day at a time; and so are great leaders like Abraham Lincoln. Most of us are familiar with Lincoln's accomplishments as president; but his days as a state legislator, congressman, and Republican Party leader formed the Character of his Presidency.

Lincoln served in the Illinois Legislature for 8 years. Illinois was a rough and tumble state, still very much a part of the western frontier. Political campaigns were spirited. As a young legislator, Lincoln honed a sense of humor that chagrined his adversaries and made him a more effective communicator. Once, responding to an opponent who called him "two faced", Lincoln looked at the audience and asked, "Friends, if I had two faces, would I wear this one?"

At least 43 members of this house will appreciate that Lincoln was a member of the minority party in the Illinois General Assembly. Illinois was a predominately Democratic state. In order to accomplish his goals, Lincoln developed the idealistic pragmatism that defined his Presidency. Lincoln was no saint. Once, to prevent a quorum, and to hold off a vote he knew he would lose, Lincoln jumped out one of the statehouse windows as the sergeant at arms locked the door. Lincoln, "did what he had to do" to move Illinois state capital from Vandalia to Springfield; and did much the same in order to pass the 13th Amendment as President. As a legislator Lincoln developed an independence that served him well – later declaring that he would, "stand with any man that stands right; stand with him as long as he stands right; and only part company with him when he goes wrong." He also came to appreciate the importance of building personal relationships to accomplish legislative goals, famously noting that "the best way to destroy your enemies is to make them your friends."

Lincoln served only one term in the US Congress. As the only Whig in the Democratic Illinois delegation, Lincoln was criticized for failing to, "bring home the bacon," a charge familiar to many of us in the minority party. Lincoln was also ridiculed for his speeches in opposition to the Mexican War, which he believed to be unjust. Warned by his friends that continual opposition to the war was hurting him in his district, Lincoln replied, "The probability that we may fail in the struggle ought not to deter us from the support of a cause we deem just." Later he added that, "important principles must be inflexible." Lincoln's pragmatism ended when it conflicted with his principles.

Returning to Illinois after his term in Congress, Lincoln focused on his law practice and family. Lincoln's skill as a lawyer was legendary, as were his low fees. I'll share

one of Lincoln's comments on litigation, which I'm sure the judiciary chairman and all of our colleagues who are lawyers will appreciate; Lincoln said, "Discourage litigation. Persuade your neighbors to compromise whenever you can. There will be business enough." Of course, there probably weren't as many lawyers in Lincoln's day as there are now. Lincoln had a stormy but affectionate relationship with his wife. My wife, Kathy laughed at his comments on marriage, maybe a little too much. Lincoln claimed, "Marriage was neither heaven nor hell, simply purgatory." Why did she think that was so funny?

After returning to Illinois, Lincoln said he lost interest in politics until the passage of the Kansas–Nebraska Act, which permitted the extension of slavery into the territories. "What I did after that", Lincoln noted with his gift for understatement, "is pretty well known."

Reentering politics as a Republican, Lincoln declared that, "No one is good enough to govern another without his consent. That is the anchor of Republicanism." He added that, "Republicans are for the man and for the dollar", but in case of a conflict the man before the dollar." Lincoln was the Republican candidate for the Senate in 1854 and 1858. The Lincoln–Douglas debates, reprinted in most of America's newspapers, rocketed Lincoln to national prominence. Lincoln's principled opposition to the moral, social, and political evils of slavery was gaining ground, largely because Lincoln communicated it simply and effectively. Lincoln's comment that "Whenever I hear anyone arguing in favor of slavery, I feel a strong impulse to see it tried on him personally", put the issue in words anyone could understand. Lincoln was nominated by the Republican Party for President in 1860. He won by less than 40% of the popular vote; and the south rebelled. Few Presidents endured the trials Lincoln faced during the Civil War. Lincoln dealt with disastrous military defeats; generals who wouldn't fight; generals disrespectful of his authority; problems funding the war; a fractured party in congress; a cabinet at war within itself; criticism from those who thought he wasn't moving quickly enough to end slavery; and criticism from those who thought he was moving too quickly to end slavery. The list is almost endless.

Lincoln dealt with all these issues admirably; but perhaps the most important thing Lincoln did for America, then and now, was to state clearly why America had to fight the civil war. Speaking at Gettysburg, not far from where Joshua Chamberlain made his stand at Little Round Top, Abraham Lincoln fulfilled the promise of equality made in the Declaration of Independence. The words Lincoln spoke ring as true now as they did then.

"That we here highly resolve that those dead shall not have died in vain; that this nation, under God, shall have a new birth of freedom – and that government of the people, by the people, and for the people shall not perish from the earth."

Amen.

Delegate Kipke moved the Delegate'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. 63)

ADJOURNMENT

At 8:25 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Tuesday, February 11, 2014.

Annapolis, Maryland
Tuesday, February 11, 2014

The House met at 10:02 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Jeannie Haddaway–Ricchio of Caroline, Dorchester, Talbot, and Wicomico counties.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 64)

The Journal of February 10, 2014 was read and approved.

EXCUSES:

Del. Frank – illness

Del. Sophocleus – illness

Del. Stein – business

INTRODUCTION OF BILLS

House Bill 1373 – Delegate Niemann

AN ACT concerning

**Environment – Permits to Construct or Materially Alter an Incinerator –
Limitations on Issuance**

FOR the purpose of prohibiting the Secretary of the Environment from issuing certain permits to construct or materially alter an incinerator located within a certain distance of certain locations; prohibiting a person from constructing an incinerator within a certain distance of certain locations; providing for the application of certain provisions of law; requiring a certain distance between certain property boundary lines to be measured in a certain manner; altering the application of a certain prohibition on certain facilities operating on a certain date; defining a certain term; and generally relating to permits to construct or materially alter an incinerator.

BY repealing and reenacting, without amendments,
Article – Environment

Section 9–204(a) and (d)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–204(k)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1374 – Delegates Eckardt and Arentz

AN ACT concerning

Creation of a State Debt – Caroline County – Old Caroline High School Phase II

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 Mayor and Town Council of the Town of Denton 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 Rules and Executive Nominations.

House Bill 1375 – Delegate Costa

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Mayo Civic Association Project

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 Board of Directors of the Mayo 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 Rules and Executive Nominations.

House Bill 1376 – Delegate Hogan

AN ACT concerning

**Creation of a State Debt – Frederick County – Governor Thomas Johnson
High School Stadium**

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 Board of Directors of the Thomas Johnson High School Patriots Boosters, 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 Rules and Executive Nominations.

House Bill 1377 – Delegate B. Robinson

AN ACT concerning

Office of Health Care Quality – Abuser Registry Workgroup

FOR the purpose of requiring the members of the Abuser Registry Workgroup in the Office of Health Care Quality to elect a chair; requiring the Office of Health Care Quality to submit a certain report to the Governor, certain legislative committees, and the members of the Workgroup on or before a certain date; extending the termination date of the Workgroup; and generally relating to the Abuser Registry Workgroup and the Office of Health Care Quality.

BY repealing and reenacting, with amendments,
Chapter 239 of the Acts of the General Assembly of 2013
Section 1 and 2

BY repealing and reenacting, with amendments,
Chapter 606 of the Acts of the General Assembly of 2013
Section 1 and 2

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

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 18 – Delegate Stein

AN ACT concerning

Institutions of Higher Education – Student Notification – Financial Information

HB0018/924066/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 18

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “students” insert “beginning in a certain academic year”.

AMENDMENT NO. 2

On page 1, in line 19, strike “**FOR**” and substitute “**BEGINNING IN THE 2014–2015 ACADEMIC YEAR, FOR**”; and on page 2, in line 3, after “**SHEET**” insert “**OR THE INFORMATION CONTAINED ON THE FINANCIAL AID SHOPPING SHEET**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 285 – Dorchester County Delegation

EMERGENCY BILL

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2013 – Dorchester County – Cambridge Marine Terminal Redevelopment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 392 – Delegates Rudolph and James

AN ACT concerning

Northeastern Maryland Higher Education Advisory Board – Revisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 396 – Delegates F. Turner, Afzali, Anderson, Arora, Barkley, Barnes, Barve, Bohanan, Boteler, Braveboy, Bromwell, Cane, Cardin, Clippinger, Conaway, Cullison, DeBoy, Dumais, Eckardt, Elliott, Fisher, Frank, Fraser-Hidalgo, Frick, Frush, Gaines, George, Gilchrist, Glenn, Guzzone, Harper, Haynes, Healey, Hixson, Hogan, Holmes, Hough, Howard, Hubbard, Hucker, James, Jones, Kaiser, K. Kelly, Krebs, Lee, Love, Luedtke, Malone, McComas, McDermott, McIntosh, McMillan, A. Miller, W. Miller, Mizeur, Murphy, Myers, Nathan-Pulliam, Niemann, O'Donnell, Oaks, Olszewski, Pena-Melnyk, Pendergrass, Ready, Reznik, B. Robinson, Rosenberg, Schulz, Serafini, Smigiel, Sophocleus, Stocksdale, Stukes, Summers, Swain, V. Turner, Valderrama, Valentino-Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, Weir, Wilson, and Zucker

AN ACT concerning

Commission on Accessibility Concepts in Computer Science, Information Systems, and Information Technology Programs in Higher Education

HB0396/794566/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 396

(First Reading File Bill)

AMENDMENT NO. 1

On page 3, strike beginning with “Web” in line 15 down through “disabilities” in line 16 and substitute “accessibility” means fully and equally accessible to and

independently usable by individuals with disabilities so that they are able to acquire the same information, engage in the same interactions, and enjoy the same services as users without disabilities, with substantially equivalent ease of use”.

AMENDMENT NO. 2

On page 3, in lines 19, 21, and 27, in each instance, strike “Web”; and in lines 19, 21, and 28, in each instance, after “accessibility” insert “to information technologies”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 152 – Senator Colburn

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2013 – Dorchester County –
Cambridge Marine Terminal Redevelopment**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #1

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 121 – Delegate S. Robinson

AN ACT concerning

Chesapeake Bay Trust – Powers and Duties – Member Terms

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 129 – Delegate S. Robinson

AN ACT concerning

Public Ethics – Chesapeake Bay Trust – Exemptions and Conflict of Interest Provisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 154 – Delegate O’Donnell

AN ACT concerning

Natural Resources – Sport Fisheries Advisory Commission – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 249 – Delegate McMillan

AN ACT concerning

Real Property – Residential Leases – Interest on Security Deposits

HB0249/660517/1

BY: Environmental Matters Committee

AMENDMENT TO HOUSE BILL 249

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate McMillan” and substitute “Delegates McMillan and O’Donnell”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 288 – Delegate O’Donnell

AN ACT concerning

Transportation – Metropolitan Planning Organizations – Notice and Public Hearing

Favorable report adopted.

Delegate Olszewski moved to make the Bill a Special Order for February 12, 2014.

The motion was adopted.

THE COMMITTEE ON JUDICIARY REPORT #1

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 1 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Children in Need of Assistance – Educational Stability

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 178 – Chair, Judiciary Committee (By Request – Departmental – Human Resources)

AN ACT concerning

**Family Law – Adoption, Search, Contact, and Reunion Services – Relatives of
Minors in Out-of-Home Placement**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**House Bill 179 – Chair, Judiciary Committee (By Request – Departmental –
Human Resources)**

AN ACT concerning

Adult Public Guardianship Review Board – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 222 – Delegates Dumais, Beidle, and Clippinger

AN ACT concerning

Education – Reportable Offenses – First Degree Burglary and Animal Cruelty

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 242 – Delegates Jacobs, Arentz, and Smigiel

AN ACT concerning

Juvenile Law – Truancy Reduction Pilot Program – Kent County

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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 861	ENV and ECM

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 65)

ADJOURNMENT

At 10:27 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Wednesday, February 12, 2014.

Annapolis, Maryland
Wednesday, February 12, 2014

The House met at 10:06 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Anne Healey of Prince George's County.

QUORUM CALL

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

(See Roll Call No. 66)

The Journal of February 11, 2014 was read and approved.

EXCUSES:

Del. Branch – late – personal

Del. Frank – illness

Del. Gutierrez – business

Del. Sophocleus – illness

Del. Stifler – illness

Del. Valentino-Smith – personal

Del. Zucker – funeral

INTRODUCTION OF BILLS

House Bill 1378 – Delegate Haynes

AN ACT concerning

Creation of a State Debt – Baltimore City – Garrett-Jacobs Mansion

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 Trustees of the Garrett-Jacobs Mansion Endowment Fund, 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 Rules and Executive Nominations.

House Bill 1379 – Delegate Haynes

AN ACT concerning

Creation of a State Debt – Baltimore City – Everyman Theatre

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 Everyman Theatre, 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 Rules and Executive Nominations.

House Bill 1380 – Delegate Hubbard

AN ACT concerning

Developmental Disabilities – Residential Programs – Reimbursement for Visitation Absence Days

FOR the purpose of requiring the Department of Health and Mental Hygiene to reimburse certain providers of services to individuals with developmental disabilities in certain residential programs for a visitation absence day; prohibiting the Department from imposing certain limitations on certain reimbursement to certain providers for visitation absence days; prohibiting certain providers from charging certain individuals in certain residential programs for a visitation absence day; prohibiting the Department from using a certain rate-setting methodology for certain providers for a certain purpose; defining certain terms; and generally relating to providers of services to individuals with developmental disabilities and reimbursement for visitation absence days.

BY adding to

Article – Health – General

Section 7–307.1

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1381 – Delegates Sophocleus and George

AN ACT concerning

Anne Arundel County – Sheriff – Salary Increases

FOR the purpose of altering the annual salary of the Sheriff of Anne Arundel County for certain calendar years; requiring that beginning with a certain calendar year the annual salary of the Sheriff equal the salary of a captain in the Anne Arundel County Police Department at a certain rate in the pay scale; providing that this Act does not apply to the salary or compensation of the Sheriff while serving in a certain term of office; providing that a certain limitation does not apply to a certain individual; and generally relating to the salary of the Sheriff of Anne Arundel County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(c)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

House Bill 1382 – Delegate Bromwell

AN ACT concerning

Maryland Transportation Authority – Toll Increases – Legislative Approval Required

FOR the purpose of prohibiting the Maryland Transportation Authority from increasing a toll, a fee, a mileage rate range, a pricing period, a toll zone, or any other charge on any part of any transportation facilities project unless the General Assembly approves the increase through legislation enacted into law or the Authority makes a certain determination; requiring the Authority to provide a certain opportunity for public review and comment before the Authority submits to the General Assembly a certain request for legislation; requiring the Authority to apply certain required procedures before voting on a certain proposal to request a certain increase in tolls, fees, mileage rate ranges, pricing periods, toll zones, or other charges; requiring the Authority to provide certain information to certain committees of the General Assembly before submitting a certain request for legislation; making conforming changes; and generally relating to the Maryland Transportation Authority and increases to tolls, fees, and other charges.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 4–312
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1383 – Delegates Waldstreicher, Carr, and Gutierrez

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 2013 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
(2013 Replacement Volume)

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

House Bill 1384 – Delegate Bates

AN ACT concerning

Income Tax Credit – Pass-Through Entities

FOR the purpose of allowing an individual a credit against the State income tax equal to the amount by which the tax, when applying a certain effective tax rate, on the individual's distributive share of pass-through entity income exceeds the tax on the individual's distributive share of pass-through entity income when applying a tax rate of a certain percentage; providing that an individual may not claim the credit if the individual's effective tax rate is less than a certain percentage; defining certain terms; providing for the application of this Act; and generally relating to an income tax credit for income from certain pass-through entities.

BY adding to

Article – Tax – General

Section 10–736

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1385 – Washington County Delegation

AN ACT concerning

Washington County Gaming Commission – Membership – Conflict of Interest

FOR the purpose of repealing certain provisions of law prohibiting a member of the Washington County Gaming Commission from serving on the gaming commission under certain circumstances; requiring the gaming commission to adopt certain regulations; and generally relating to the Washington County Gaming Commission.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 13–2416(c)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Criminal Law

Section 13–2416(f)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1386 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Wine Sampling or Tasting

FOR the purpose of altering a certain restriction on the number of bottles of wine that may remain open at any one time at a wine sampling or tasting event in Frederick County; prohibiting a single individual at a wine sampling or tasting event in the county from consuming more than a certain amount of wine from all brands in a single day; requiring the Board to adopt certain regulations; and generally relating to wine sampling or tasting events in Frederick County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 8–406
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1387 – Delegates Sophocleus and George

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Calvary Food Bank

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 Calvary Community Economic 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; providing for repayment of the grant under certain circumstances; 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 Rules and Executive Nominations.

House Bill 1388 – Delegate Pena–Melnyk

AN ACT concerning

**State Department of Education – Assessment Report for Broadband
Capabilities in Public Schools**

FOR the purpose of requiring the State Department of Education to report to the General Assembly on certain matters relating to broadband capabilities in local school systems on or before a certain date; providing for the termination of this Act; and generally relating to a report on broadband capabilities in public schools by the State Department of Education.

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

House Bill 1389 – Delegate McComas

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 Rules and Executive Nominations.

House Bill 1390 – 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 for the application of this Act; and generally relating to the salaries of public officials of St. Mary’s County.

BY repealing and reenacting, with amendments,
Article – Local Government
Section 16–203
Annotated Code of Maryland

(2013 Volume)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(t)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–108(s)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 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 February 2013 Supplement, as amended)

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

House Bill 1391 – Delegates M. Washington, Anderson, and McIntosh

AN ACT concerning

Creation of a State Debt – Baltimore City – Baltimore Arts Realty Corporation (BARCO) North Avenue Arts 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 Baltimore Arts Realty 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 Rules and Executive Nominations.

House Bill 1392 – Delegate Waldstreicher

AN ACT concerning

Maryland Wholesome Meat Act – Prohibitions – Equines and Equine Meat

FOR the purpose of prohibiting a person from buying, selling, transporting, or offering or receiving for sale or transportation any equine carcass or the meat of any equine if the person knows or reasonably should know that the carcass or meat will be used for human consumption; prohibiting a person from buying, selling, transporting, or offering or receiving for sale or transportation any equine if the person knows or reasonably should know that the equine is intended for slaughter for human consumption; and generally relating to equines, equine carcasses, and the meat of equines.

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 4–123(19) and (20)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY adding to
Article – Agriculture
Section 4–123(21)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1393 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – John Hanson Briscoe Circuit Courthouse

FOR the purpose of renaming the St. Mary’s County Circuit Courthouse, located in Leonardtown, St. Mary’s County, the John Hanson Briscoe Circuit Courthouse; and generally relating to the renaming of the St. Mary’s County Circuit Courthouse, located in Leonardtown, St. Mary’s County.

BY adding to
The Public Local Laws of St. Mary’s County
Section 19–3.
Article 19 – Public Local Laws of Maryland
(2007 Edition and February 2013 Supplement, as amended)

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

House Bill 1394 – Delegates Waldstreicher, Carr, and Gutierrez

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 \$300,000, 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 Rules and Executive Nominations.

House Bill 1395 – Delegates Stukes, Anderson, Carter, Conaway, Glenn, Hammen, Harper, Haynes, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Rosenberg, Tarrant, and M. Washington

AN ACT concerning

Creation of a State Debt – Baltimore City – Arena Players Project

FOR the purpose of authorizing the creation of a State Debt not to exceed \$750,000, the proceeds to be used as a grant to the Board of Directors of the Arena Players, 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 Rules and Executive Nominations.

House Bill 1396 – Delegate Conaway

AN ACT concerning

Vehicle Laws – Work Zone Speed Control Systems – Hours of Operation

FOR the purpose of establishing that a work zone speed control system may be used only while work is being performed in the work zone or during certain periods of time before work begins and after work ends in the work zone; and generally relating to work zone speed control systems.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–810(b)(1)

Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–810(b)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1397 – Delegate Conaway

AN ACT concerning

Vehicle Laws – Rental Vehicles – Notice Regarding Authorized Drivers

FOR the purpose of requiring a person who rents a motor vehicle to a consumer to provide the consumer with a certain form that notifies the consumer of certain provisions of law that restrict who may drive the rented vehicle and states the penalty for certain violations, relating to authorized drivers of rented motor vehicles; requiring the person to require the consumer to sign the form and to keep a copy of the signed form; establishing a certain civil penalty for a violation of this Act; making a conforming change; and generally relating to authorized drivers of rented motor vehicles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 18–106 and 27–101(c)(14)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1398 – Delegate Afzali

AN ACT concerning

Frederick County Board of Education – Discipline Regulations

FOR the purpose of authorizing the Frederick County Board of Education to follow or to disregard certain discipline guidelines established by the State Board of Education when adopting certain discipline regulations for the schools under the jurisdiction of the county board; establishing that certain regulations of the county board shall prevail if there is a conflict between certain State Board

guidelines and regulations and certain county board regulations; and generally relating to the authority of the Frederick County Board of Education regarding certain discipline guidelines and regulations.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–306
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1399 – Washington County Delegation

AN ACT concerning

Washington County – Sheriff and County Commissioners – Salaries

FOR the purpose of providing that the Sheriff of Washington County shall receive a certain salary in certain years; requiring the County Commissioners of Washington County to set the salaries for certain offices by local law, subject to certain conditions; providing that the County Commissioners of Washington County shall receive a certain salary in certain years; repealing a certain requirement that the County Commissioners submit certain recommendations to certain members of the General Assembly; providing for the application of this Act; and generally relating to the salaries of the Sheriff of Washington County and the County Commissioners of Washington County.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 2–309(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(w)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Local Government
Section 28–207
Annotated Code of Maryland
(2013 Volume)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 28–209
Annotated Code of Maryland
(2013 Volume)

BY repealing and reenacting, with amendments,
The Public Local Laws of Washington County
Section 1–103
Article 22 – Public Local Laws of Maryland
(2007 Edition and October 2010 Supplement, as amended)

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

House Bill 1400 – Delegate Afzali

AN ACT concerning

County Boards of Education – Discipline Regulations

FOR the purpose of authorizing county boards of education to follow or to disregard certain discipline guidelines established by the State Board of Education when adopting certain discipline regulations for the schools under the jurisdiction of the county board; establishing that certain regulations of a county board shall prevail if there is a conflict between certain State Board guidelines and regulations and certain county board regulations; and generally relating to the authority of a county board of education regarding certain discipline guidelines and regulations.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–306
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1401 – Delegate Luedtke

AN ACT concerning

Election Law – Fair Campaign Financing Fund – Income Tax Checkoff

FOR the purpose of establishing a checkoff on the individual income tax return through which certain individuals may make a contribution to the Fair

Campaign Financing Fund; requiring the Comptroller to take certain actions to administer the checkoff; and generally relating to allowing individuals to contribute to the Fair Campaign Financing Fund through a checkoff on the individual income tax return.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 15–103
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Tax – General
Section 2–114
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1402 – Delegate Stein

AN ACT concerning

Agricultural Transfer Tax – Distribution to Mel Noland Woodland Incentives Fund

FOR the purpose of increasing the maximum amount of certain tax proceeds required to be deposited by the Comptroller into the Mel Noland Woodland Incentives Fund; altering the parcels of land for which certain counties are required to remit to the Comptroller certain agricultural transfer taxes; and generally relating to woodlands and the agricultural transfer tax.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 5–307(a) and (g)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–307(f)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property

Section 13–306(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

LETTERS OF REASSIGNMENT

MEMORANDUM

To: Hon. Norman H. Conway, Chairman, APP
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 1304	JUD

Read and ordered journalized.

SPEAKER'S SOCIETY PRESENTATIONS

SPEAKER'S MEDALLION AWARD

Awarded to: Rebecca Landa, Ph.D.
Director, Center for Autism and Related Disorders at Kennedy Krieger Institute
and Polly Surhoff, Advocate in the Autism Community

THOMAS KENNEDY AWARD

Awarded to: Delegate Hattie N. Harrison of Baltimore City

CASPER R. TAYLOR, JR. FOUNDER'S AWARD

Awarded to: Delegate Kathleen M. Dumais of Montgomery County

CHARLES McC. MATHIAS, JR. AWARD

Awarded to: Delegate Robert A. Costa of Anne Arundel County
and Delegate James E. Malone, Jr. of Baltimore and Howard Counties

QUORUM CALL

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

(See Roll Call No. 67)

ADJOURNMENT

At 10:53 A.M. on motion of Delegate Barve the House adjourned until 10:30 A.M. on Thursday, February 13, 2014.

Annapolis, Maryland
Thursday, February 13, 2014

The House met at 10:44 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 117 Members present.

(See Roll Call No. 68)

The Journal of February 12, 2014 was read and approved.

EXCUSES:

Inclement weather – snow

Del. Braveboy – illness
Del. Cane – medical
Del. Cardin – inclement weather
Del. Donoghue – inclement weather
Del. Frank – illness
Del. Guzzone – inclement weather
Del. Huckler – inclement weather
Del. James – inclement weather
Del. K. Kelly – inclement weather
Del. McConkey – inclement weather
Del. McDonough – inclement weather
Del. Sophocleus – illness
Del. Stukes – inclement weather
Del. Zucker – funeral

INTRODUCTION OF BILLS

**House Bill 1403 – Delegates Norman, Niemann, Beidle, Fraser-Hidalgo,
Gilchrist, Healey, Hogan, McMillan, and Stein**

AN ACT concerning

Homestead Exemption – Bankruptcy – Interest in Manufactured Home

FOR the purpose of altering certain provisions of law concerning an exemption for a certain amount in an individual's interest in owner-occupied, residential real property in a certain bankruptcy proceeding to include an interest in a certain manufactured home; providing for the application of this Act; and generally relating to debtor exemptions in bankruptcy proceedings.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 11–504(f)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

House Bill 1404 – Delegates Nathan–Pulliam, Costa, Cullison, Donoghue, Hubbard, A. Kelly, Murphy, Oaks, Pena–Melnik, Reznik, and V. Turner

AN ACT concerning

Health Care Disparities, Cultural and Linguistic Competency, and Health Literacy – Continuing Education

FOR the purpose of requiring certain applicants and health care professionals to provide to certain boards evidence of completion of certain continuing education requirements; requiring certain boards, in consultation with the Department of Health and Mental Hygiene, to adopt certain regulations; stating the intent of the General Assembly that the regulations require a certain percentage of the total required continuing education credits be in health care disparities, cultural and linguistic competency, and health literacy; requiring certain boards, on or before a certain date, to approve certain continuing education courses; requiring courses approved by a board to include certain instruction; authorizing a board to approve certain courses; defining certain terms; and generally relating to continuing education in health care disparities, cultural and linguistic competency, and health literacy for health care providers.

BY adding to
Article – Health Occupations
Section 1–801 through 1–804 to be under the new subtitle “Subtitle 8.
Continuing Education in Health Care Disparities, Cultural and
Linguistic Competency, and Health Literacy”
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

**House Bill 1405 – Delegates Nathan–Pulliam, Cullison, Donoghue, Hubbard,
A. Kelly, Murphy, Oaks, Pena–Melnyk, and V. Turner**

AN ACT concerning

**Department of Health and Mental Hygiene – Establishment of a Sickle Cell
Disease Outreach Program**

FOR the purpose of requiring the Department of Health and Mental Hygiene to establish, before a certain date, a certain sickle cell disease outreach program; requiring that the outreach program provide certain programs, support, and services; requiring, beginning with a certain fiscal year, the Governor to include in the State budget a certain appropriation for the outreach program; and generally relating to the establishment of a sickle cell disease outreach program by the Department of Health and Mental Hygiene.

BY adding to

Article – Health – General

Section 18–507

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1406 – Delegate Kipke

AN ACT concerning

Election Law – Signed Voting Authority Cards – Maintenance

FOR the purpose of requiring voting authority cards that have been signed under a certain provision of law to be maintained for a certain period of time; and generally relating to the maintenance of signed voting authority cards.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 2–106

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1407 – Delegate Holmes

AN ACT concerning

**Local Government – Restrictions on Income Producing Real Property –
Fiscal Impact Study**

FOR the purpose of requiring the governing body of a county or municipal corporation to provide a copy of certain rent-control legislation to and request a certain study from the Governor prior to enacting the legislation; requiring the Governor to designate an appropriate State agency to contract for the study; requiring that a copy of the study be provided to certain persons; providing that this Act does not apply to certain rent-controlled properties; providing for the application of this Act; defining a certain term; and generally relating to the adoption of rent-control legislation by a county or municipal corporation.

BY adding to

Article – Local Government
Section 1-1312
Annotated Code of Maryland
(2013 Volume)

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

House Bill 1408 – Delegate Wood

AN ACT concerning

**Public Institutions of Higher Education – Smoke-Free or Tobacco-Free
Campuses – Funding**

FOR the purpose of providing that, if a public institution of higher education maintains a smoke-free or tobacco-free campus, any State support from the General Fund provided to the institution shall be reduced by a certain amount; and generally relating to the funding of public institutions of higher education maintaining smoke-free or tobacco-free campuses.

BY repealing and reenacting, without amendments,

Article – Education
Section 11-105(i)(1) and (2)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Education
Section 11-105(i)(6)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1409 – Delegates McMillan and George

AN ACT concerning

Anne Arundel County – Collection of Hotel Taxes and Distribution of Revenues – City of Annapolis

FOR the purpose of providing that Anne Arundel County may authorize the City of Annapolis to collect certain hotel tax revenue generated in the City of Annapolis; requiring the City of Annapolis to distribute and retain a certain percentage of the revenue under certain circumstances; and generally relating to the collection and distribution of hotel tax revenue generated in the City of Annapolis.

BY repealing and reenacting, without amendments,
Article – Local Government
Section 20–603(a)
Annotated Code of Maryland
(2013 Volume)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 20–603(b)
Annotated Code of Maryland
(2013 Volume)

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

House Bill 1410 – Delegate Bromwell (By Request)

AN ACT concerning

Sterile Compounding Permits – Exemptions – Sterile Compounding Facilities That Only Compound for Immediate Use

FOR the purpose of authorizing, under certain circumstances, the State Board of Pharmacy to exempt a certain sterile compounding facility from a certain permit requirement; providing that a sterile compounding facility that receives a certain exemption is subject to inspection by the Board; authorizing the Board to withdraw an exemption under certain circumstances; providing that, under certain circumstances, a sterile compounding facility that has received a certain exemption is subject to disciplinary action by the appropriate regulatory board;

and generally relating to exemptions from the sterile compounding permit requirement.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 12–4A–02
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1411 – Howard County Delegation

AN ACT concerning

Howard County – Appointed Alcoholic Beverage Hearing Board – Compensation Ho. Co. 12–14

FOR the purpose of providing that the compensation for the Howard County Appointed Alcoholic Beverage Hearing Board shall be the amount set by the Howard County Council; and generally relating to the compensation for the Howard County Appointed Alcoholic Beverage Hearing Board.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 15–107.1(f)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1412 – Delegates Bobo, Bates, DeBoy, Guzzone, Malone, W. Miller, Pendergrass, and F. Turner

AN ACT concerning

Election Law – Petitions – Advance Determinations

FOR the purpose of providing that, under certain circumstances, the chief election official of the election authority shall prepare the format and a certain summary of an act or part of an act proposed to be petitioned to referendum; requiring the chief election official also to make a determination and certify the sufficiency of the petition within a certain time period; providing that a sponsor that seeks an advance determination of the sufficiency of a petition may not circulate the

petition for signatures during a certain period; allotting a sponsor additional time to circulate a petition for signatures under certain circumstances; requiring a chief election authority to seek the advice of the legal authority under certain circumstances; and generally relating to advance determinations concerning petitions.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 6–202
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1413 – Delegates Rosenberg, Carter, and Oaks

AN ACT concerning

Creation of a State Debt – Baltimore City – Gaudenzia’s Park Heights Facility Renovation

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 Gaudenzia, 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 Rules and Executive Nominations.

House Bill 1414 – Delegates Vaughn, Howard, and Swain

AN ACT concerning

Creation of a State Debt – Prince George’s County – Palmer Park Boys & Girls Club

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 Board of Directors of the Palmer Park Boys & Girls Club, 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 Rules and Executive Nominations.

House Bill 1415 – Montgomery County Delegation

CONSTITUTIONAL AMENDMENT

AN ACT concerning

**Chief Executive Officer or County Executive – Special Election to Fill a
Vacancy in Office
MC 23–14**

FOR the purpose of proposing an amendment to the Maryland Constitution to provide that a county charter may provide for the filling of a vacancy in the office of chief executive officer or county executive of a county by special election; proposing an amendment to the Maryland Constitution regarding a special election to fill certain vacancies in office; submitting an amendment to the Maryland Constitution to the qualified voters of the State for their adoption or rejection; altering provisions of law regarding the filling of a vacancy by special election to allow a county to have a special election to fill a vacancy in the office of chief executive officer or county executive; and generally relating to the filling of a vacancy in the office of chief executive officer or county executive by special election.

BY proposing an amendment to the Maryland Constitution
Article XI–A – Local Legislation
Section 3

BY proposing an amendment to the Maryland Constitution
Article XVII – Quadrennial Elections
Section 2

BY repealing and reenacting, without amendments,
Article – Election Law
Section 5–303
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 8–401
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government

Section 10–205
Annotated Code of Maryland
(2013 Volume)

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

House Bill 1416 – Delegates Mitchell and Clippinger

AN ACT concerning

Crimes – Gang-Free Zones – Penalties for Gang Activity

FOR the purpose of prohibiting a person from threatening an individual, or a friend or family member of an individual, with or using physical violence to coerce, induce, or solicit the individual to participate in or prevent the individual from leaving a criminal gang in, on, or within a certain distance from a postsecondary school, certain property operated by a certain transit authority, and a State or local recreation area or park; increasing the penalty for certain gang activity; and generally relating to gangs.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 9–803
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1417 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Unemployment Insurance – Work Sharing

FOR the purpose of altering certain provisions that apply to the work sharing unemployment insurance program; clarifying the intent of the program; requiring that a decision by the Secretary of Labor, Licensing, and Regulation to disapprove a work sharing plan shall identify the reasons for the disapproval; altering the requirements for a work sharing plan; prohibiting the Secretary from approving certain work sharing plans; altering certain eligibility criteria for certain affected employees; altering the computation of work sharing benefits; authorizing certain individuals to be paid certain unemployment insurance benefits under certain circumstances; providing that a decision of the Secretary to revoke approval of a work sharing plan is final and not subject to

appeal; providing that certain affected employees are eligible to receive certain extended benefits; providing that certain provisions of federal unemployment insurance law shall be given effect under certain circumstances; providing for the impact of certain provisions of State law that are in conflict with certain provisions of federal unemployment insurance law; defining certain terms; altering certain definitions; and generally relating to the work sharing unemployment insurance program.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–1201 through 8–1204 and 8–1206 through 8–1208
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 8–1205
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Labor and Employment
Section 8–1209 and 8–1210
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1418 – Delegate Glass

AN ACT concerning

Education – Curriculum Content – Vocational Education and Training Programs

FOR the purpose of requiring the State Board of Education to develop curriculum content for a certain course in the requirements for entry into vocational education and training programs to be taught beginning with a certain school year; requiring each county board of education to determine which high schools in the county may offer certain curriculum content beginning with a certain school year; and generally relating to the development and implementation of a course in the requirements for entry into vocational education and training programs.

BY repealing and reenacting, with amendments,
Article – Education

Section 7–205.1
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1419 – Delegate Glass

AN ACT concerning

Income Tax – Subtraction Modification – Military Retirement Income

FOR the purpose of removing a certain limitation on a subtraction modification under the Maryland income tax for certain military retirement income; providing for the application of this Act; 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 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–207(q)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1420 – Delegate Glass

AN ACT concerning

Income Tax – Subtraction Modification – 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; 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 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–207(q)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1421 – Delegate Glass

AN ACT concerning

Vehicle Laws – Motorcycles – Learners’ Instructional Permits

FOR the purpose of requiring an applicant for a learner’s instructional permit to operate a motorcycle who does not pass a certain knowledge test to pay a fee established by the Motor Vehicle Administration for each subsequent knowledge test taken by the applicant; altering the expiration date for a certain learner’s instructional permit to operate a motorcycle; and generally relating to learners’ instructional permits to operate motorcycles.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–105(a) and (e)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1422 – Delegate Glass

AN ACT concerning

Income Tax – Subtraction Modification – Military Retirement Income

FOR the purpose of removing a certain limitation on a subtraction modification under the State income tax for certain military retirement income for individuals who are at least a certain age; providing for the application of this Act; 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 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–207(q)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1423 – Delegate Glass

AN ACT concerning

Vehicle Laws – Motorcycles – Learners’ Instructional Permits

FOR the purpose of requiring an applicant for a learner’s instructional permit to operate a motorcycle who does not pass a certain knowledge test to pay a fee established by the Motor Vehicle Administration for each subsequent knowledge test taken by the applicant; altering the expiration date for a certain learner’s instructional permit to operate a motorcycle; and generally relating to learners’ instructional permits to operate motorcycles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–105(a) and (e)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1424 – Delegate Glass

AN ACT concerning

Income Tax – Subtraction Modification – Military Retirement Income

FOR the purpose of altering a subtraction modification under the State income tax for certain military retirement income for individuals who are at least a certain age; providing for the application of this Act; 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 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–207(q)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1425 – Delegate Conaway

AN ACT concerning

Baltimore City – Work Zone Speed Control Systems – Hours of Operation

FOR the purpose of establishing that, in Baltimore City, a work zone speed control system may be used only while work is being performed in the work zone or during certain periods of time before work begins and after work ends in the work zone; and generally relating to work zone speed control systems in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–810(b)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–810(b)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1426 – Delegate Walker

AN ACT concerning

Harness Racing – Purses – Deductions Paid to an Organization

FOR the purpose of requiring that a certain organization representing certain standardbred owners and trainers set a certain amount to be deducted from certain purses and paid to a certain organization; defining a certain term; and generally relating to standardbred racing purses.

BY adding to

Article – Business Regulation

Section 11–607

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1427 – Delegate Walker

AN ACT concerning

Task Force to Study Expanding Metrorail Service in Southern Prince George’s County

FOR the purpose of establishing the Task Force to Study Expanding Metrorail Service in Southern Prince George’s County; providing for the membership, chair, and staffing of the Task Force; requiring the Task Force to consider certain transportation–related issues and make recommendations relating to expanding Metrorail service in certain areas of southern Prince George’s County; requiring the Task Force to 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 the Task Force to Study Expanding Metrorail Service in Southern Prince George’s County.

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

House Bill 1428 – Delegate Walker

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 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Education

Section 7–205(a)

Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 7–409(a)

Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Education

Section 7–409(b)

Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1429 – Delegate Walker

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 7–205.2
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1430 – Delegate Hubbard

AN ACT concerning

Health – State Children’s Environmental Health and Protection Advisory Council – Composition

FOR the purpose of altering the composition of the State Children’s Environmental Health and Protection Advisory Council; increasing the number of members of the Advisory Council; and generally relating to the State Children’s Environmental Health and Protection Advisory Council.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 13–1503
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–1504
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1431 – Delegate Hubbard

AN ACT concerning

Maryland Community Health Resources Commission – Sunset Extension

FOR the purpose of extending the termination date for certain provisions of law related to the Maryland Community Health Resources Commission; and generally relating to the Maryland Community Health Resources Commission.

BY repealing and reenacting, with amendments,

Chapter 280 of the Acts of the General Assembly of 2005, as amended by Chapter 21 of the Acts of the General Assembly of 2006 and Chapter 624 of the Acts of the General Assembly of 2008

Section 14

BY repealing and reenacting, with amendments,

Chapter 280 of the Acts of the General Assembly of 2005, as amended by Chapter 21 of the Acts of the General Assembly of 2006 and Chapter 625 of the Acts of the General Assembly of 2008

Section 14

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 231 – Senators Edwards, Astle, Brinkley, Glassman, Jennings, Robey, and Shank

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 and 2013 Supplement)

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

Senate Bill 294 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Maryland Horse Industry Board – Sunset Extension and Program Evaluation

FOR the purpose of continuing the Maryland Horse Industry Board 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; ~~repealing a certain restriction on the use of certain funds generated by commercial equine feed assessments~~; requiring that an evaluation of the Board be performed on or before a certain date; requiring the Board to submit a certain report to certain committees of the General Assembly on or before a certain date; and generally relating to the Maryland Horse Industry Board.

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 2-719 ~~and 6-107.2~~
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Agriculture
Section 6-107.2
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 8-403(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 8-403(b)(26)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 407 – Senator Astle

AN ACT concerning

Public Ethics – Chesapeake Bay Trust – Exemptions and Conflict of Interest Provisions

FOR the purpose of providing that the trustees and employees of the Chesapeake Bay Trust are exempt from the provisions of the Public Ethics Law subject to the adoption of certain conflict of interest provisions for nonprofit organizations; requiring the Trust to keep on file and make available for public inspection

certain conflict of interest provisions; making certain technical changes; and generally relating to public ethics and the Chesapeake Bay Trust.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 8–1910
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

THE COMMITTEE ON ECONOMIC MATTERS REPORT #2

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 39 – Delegate Jameson

AN ACT concerning

Chesapeake Employers' Insurance Company – Issuance, Renewal, and Cancellation of Policies – Authority

HB0039/153897/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 39

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; and in line 9, after “law;” insert “making this Act an emergency measure;”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 13 and 14 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three–fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 202 – Delegate Barkley

AN ACT concerning

Clean Energy Loan Programs – Private Lenders – Collection of Loan Payments

HB0202/713194/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 202

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “the” insert “express”; and in line 8, after “municipality” insert “, and certain administrative costs.”.

AMENDMENT NO. 2

On page 3, in line 23, after “**THE**” insert “**EXPRESS**”; and in line 28, after “**OWNER**” insert “**, AND COSTS ASSOCIATED WITH ADMINISTERING THE PROGRAM,**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 220 – Delegates Jameson, Barnes, Hucker, Impallaria, Love, Minnick, Rudolph, and Schulz

AN ACT concerning

Injured Workers' Insurance Fund Employees – Registration as Registered Lobbyists

HB0220/503095/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 220

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; and in line 6, after “circumstances;” insert “making this Act an emergency measure:”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 14 and 15 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 253 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Stationary Engineers – Sunset Extension and Program Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 254 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Individual Tax Preparers – Sunset Extension and Program Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 335 – Delegates Schuh and Olszewski

AN ACT concerning

**Residential Cliffside Elevators – Registration and Inspection
(The Jock Menzies Act)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 478 – Delegate Davis

EMERGENCY BILL

AN ACT concerning

Maryland Automobile Insurance Fund – Installment Payment Plan – Clarification

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 511 – Delegate Davis (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Foresters – Sunset Extension and Program Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS
REPORT #2**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 13 – Chair, Health and Government Operations Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Office of Cemetery Oversight – Perpetual Care Trust Funds and Preneed Trust Accounts – Regulation

HB0013/876880/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 13
(First Reading File Bill)

On page 6, in line 14, after “commissions,” insert “**PRORATED PROPORTIONAL SHARES OF TOTAL REALIZED CAPITAL GAINS ATTRIBUTABLE TO SPECIFIC FUNDS,**”.

On page 7 in line 24, on page 8 in lines 6 and 20, on page 9 in lines 5 and 20, and on page 10 in lines 4 and 16, in each instance, after “A” insert “**PRORATED**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate O’Donnell moved to make the Bill a Special Order for March 14, 2014.

The motion was adopted.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 40 – Delegate Murphy

AN ACT concerning

State Government – Commemorative Months – Native American Heritage Month

HB0040/466789/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 40
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2, 5, and 7, in each instance, strike “Native American” and substitute “American Indian”; and strike in their entirety lines 8 through 12, inclusive, and substitute:

“BY adding to

Article – General Provisions

Section 7–506

Annotated Code of Maryland

(As enacted by Chapter _____ (H.B. 270) of the Acts of the General Assembly of 2014)”.

AMENDMENT NO. 2

On page 1, strike in their entirety lines 15 and 16, inclusive, and substitute:

“Article – General Provisions

7–506.”;

in lines 17 and 18, strike “**NATIVE AMERICANS**” and substitute “**AMERICAN INDIANS**”; and in lines 19 and 21, in each instance, strike “**NATIVE AMERICAN**” and substitute “**AMERICAN INDIAN**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 41 – Delegates Murphy and Branch

AN ACT concerning

Maryland Native American Status – Standards for Recognition

HB0041/816787/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 41

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Native American” and substitute “Indian”; in line 5, strike “existing” and substitute “circumstances created by”; and in line 6, after “standards;” insert “defining a certain term; making conforming changes;”.

AMENDMENT NO. 2

On page 2, in line 6, after “States.” insert “**1 IN THIS SUBSECTION, “HISTORICALLY” MEANS BEFORE 1900.**”; in lines 7, 9, and 20, in each instance, strike the bracket; in line 8, strike “**EXISTING**” and substitute “**CIRCUMSTANCES CREATED BY**”; in line 9, strike “**(2)**”; in line 14, strike “historical”; in the same line, after “were” insert “**HISTORICALLY**”; in lines 14 and 16 and 17, in each instance, strike “before [1790] **1900**”; in line 19, strike “other” and substitute “**FEDERALLY OR STATE RECOGNIZED AMERICAN**”; in the same line, strike “community” and substitute “**TRIBE, BAND, GROUP, OR CLAN**”; and in line 20, strike “**(3)**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 53 – Delegates Vitale and Carr

AN ACT concerning

Public Records – Provision of Copies, Printouts, and Photographs – Required

HB0053/756484/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 53

(First Reading File Bill)

On page 1, strike in their entirety lines 16 through 20, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – General Provisions

Section 4–205 and 4–362

Annotated Code of Maryland

(As enacted by Chapter _____ (H.B. 270) of the Acts of the General Assembly of 2014)”.

On pages 1 through 5, strike in their entirety the lines beginning with line 23 on page 1 through line 24 on page 5, inclusive, and substitute:

“Article – General Provisions

4–205.

(a) (1) In this section, “metadata” means information, generally not visible when an electronic document is printed, describing the history, tracking, or management of the electronic document, including information about data in the electronic document that describes how, when, and by whom the data is collected, created, accessed, or modified and how the data is formatted.

(2) “Metadata” does not include:

(i) a spreadsheet formula;

- (ii) a database field;
- (iii) an externally or internally linked file; or
- (iv) a reference to an external file or a hyperlink.

(b) Except as otherwise provided in this section, IF an applicant who is authorized to inspect a public record [may have] REQUESTS A COPY, PRINTOUT, OR PHOTOGRAPH OF THE PUBLIC RECORD, THE CUSTODIAN SHALL PROVIDE THE APPLICANT WITH:

- (1) a copy, printout, or photograph of the public record; or
- (2) if the custodian does not have facilities to reproduce the public record, access to the public record to make the copy, printout, or photograph.

(c) (1) Except as provided in paragraph (2) of this subsection, the custodian of a public record shall provide an applicant with a copy of the public record in a searchable and analyzable electronic format if:

(i) the public record is in a searchable and analyzable electronic format;

(ii) the applicant requests a copy of the public record in a searchable and analyzable electronic format; and

(iii) the custodian is able to provide a copy of the public record, in whole or in part, in a searchable and analyzable electronic format that does not disclose:

1. confidential or protected information for which the custodian is required to deny inspection in accordance with Subtitle 3, Parts I through III of this title; or

2. information for which a custodian has chosen to deny inspection in accordance with Subtitle 3, Part IV of this title.

(2) The State Department of Assessments and Taxation is not required to provide an applicant with a copy of the public record in a searchable and analyzable electronic format if the State Department of Assessments and Taxation has provided the public record to a contractor that will provide the applicant a copy of the public record in a searchable and analyzable electronic format for a reasonable cost.

(3) A custodian may remove metadata from an electronic document before providing the electronic document to an applicant by:

(i) using a software program or function; or

(ii) converting the electronic document into a different searchable and analyzable format.

(4) This subsection may not be construed to:

(i) require the custodian to reconstruct a public record in an electronic format if the custodian no longer has the public record available in an electronic format;

(ii) allow a custodian to make a public record available only in an electronic format;

(iii) require a custodian to create, compile, or program a new public record; or

(iv) require a custodian to release an electronic record in a format that would jeopardize or compromise the security or integrity of the original record or of any proprietary software in which the record is maintained.

(5) If a public record exists in a searchable and analyzable electronic format, the act of a custodian providing a portion of the public record in a searchable and analyzable electronic format does not constitute creating a new public record.

(d) (1) The copy, printout, or photograph shall be made:

(i) while the public record is in the custody of the custodian;
and

(ii) whenever practicable, where the public record is kept.

(2) The official custodian may set a reasonable time schedule to make copies, printouts, or photographs.

(e) An applicant may not have a copy of a judgment until:

(1) the time for appeal expires; or

(2) if an appeal is noted, the appeal is dismissed or adjudicated.

4-362.

(a) Whenever a person or governmental unit is denied inspection of a public record **OR IS NOT PROVIDED WITH A COPY, PRINTOUT, OR PHOTOGRAPH OF A PUBLIC RECORD AS REQUESTED**, the person or governmental unit may file a complaint with the circuit court for the county where:

(1) the complainant resides or has a principal place of business; or

(2) the public record is located.

(b) (1) Unless, for good cause shown, the court otherwise directs, and notwithstanding any other provision of law, the defendant shall serve an answer or otherwise plead to the complaint within 30 days after service of the complaint.

(2) The defendant:

(i) has the burden of sustaining a decision to:

1. deny inspection of a public record; OR

2. DENY THE PERSON OR GOVERNMENTAL UNIT A COPY, PRINTOUT, OR PHOTOGRAPH OF A PUBLIC RECORD; and

(ii) in support of the decision, may submit a memorandum to the court.

(c) (1) Except for cases that the court considers of greater importance, a proceeding under this section, including an appeal, shall:

- (i) take precedence on the docket;
- (ii) be heard at the earliest practicable date; and
- (iii) be expedited in every way.

(2) The court may examine the public record in camera to determine whether any part of the public record may be withheld under this title.

(3) The court may:

(i) enjoin the State, a political subdivision, or a unit, an official, or an employee of the State or of a political subdivision from:

1. withholding the public record; OR

2. WITHHOLDING A COPY, PRINTOUT, OR PHOTOGRAPH OF THE PUBLIC RECORD;

(ii) issue an order for the production of the public record OR A COPY, PRINTOUT, OR PHOTOGRAPH OF THE PUBLIC RECORD that was withheld from the complainant; and

(iii) for noncompliance with the order, punish the responsible employee for contempt.

(d) (1) A defendant governmental unit is liable to the complainant for actual damages that the court considers appropriate if the court finds by clear and convincing evidence that any defendant knowingly and willfully failed to:

(I) disclose or fully to disclose a public record that the complainant was entitled to inspect under this title; OR

(II) PROVIDE A COPY, PRINTOUT, OR PHOTOGRAPH OF A PUBLIC RECORD THAT THE COMPLAINANT REQUESTED UNDER § 4-205 OF THIS TITLE.

(2) An official custodian is liable for actual damages that the court considers appropriate if the court finds that, after temporarily denying inspection of a public record, the official custodian failed to petition a court for an order to continue the denial.

(e) (1) Whenever the court orders the production of a public record OR A COPY, PRINTOUT, OR PHOTOGRAPH OF A PUBLIC RECORD that was withheld from the applicant and, in addition, finds that the custodian acted arbitrarily or capriciously in withholding the public record OR THE COPY, PRINTOUT, OR PHOTOGRAPH OF THE PUBLIC RECORD, the court shall send a certified copy of its finding to the appointing authority of the custodian.

(2) On receipt of the statement of the court and after an appropriate investigation, the appointing authority shall take the disciplinary action that the circumstances warrant.

(f) If the court determines that the complainant has substantially prevailed, the court may assess against a defendant governmental unit reasonable counsel fees and other litigation costs that the complainant reasonably incurred.”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 101 – Delegate Kipke

AN ACT concerning

Dental Hygienists – Nitrous Oxide – Repeal of Termination Date

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 102 – Chair, Health and Government Operations Committee (By Request – Departmental – Information Technology)

AN ACT concerning

Procurement Advisory Council – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 113 – Delegate Hubbard

AN ACT concerning

State Board of Examiners of Psychologists – Psychology Associates – Registration

HB0113/966682/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 113

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “pass” insert “a”; and in line 12, strike “examinations” and substitute “examination”.

AMENDMENT NO. 2

On page 11, in line 6, after “APPLICANT” insert “FOR A PSYCHOLOGY ASSOCIATE REGISTRATION”; and strike beginning with the colon in line 6 down through “THE” in line 9 and substitute “THE”.

The preceding 2 amendments were withdrawn.

HB0113/986188/1

BY: Health and Government Operations Committee

SUBSTITUTE AMENDMENTS TO HOUSE BILL 113

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “associate;” insert “specifying the examinations that an applicant for a psychologist license must pass;”; in line 11, after “pass” insert “a”; and in line 12, strike “examinations” and substitute “examination”.

AMENDMENT NO. 2

On page 11, in line 5, after “(H)” insert “(1)”; in the same line, strike “EXCEPT AS PROVIDED IN SUBSECTION (I) OF THIS SECTION, AN” and substitute “AN”; in line 6, after “APPLICANT” insert “FOR A PSYCHOLOGIST LICENSE”; in lines 7 and 9, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; after line 9, insert:

“(2) EXCEPT AS PROVIDED IN SUBSECTION (I) OF THIS SECTION, AN APPLICANT FOR A PSYCHOLOGY ASSOCIATE REGISTRATION SHALL SUCCESSFULLY PASS THE STATE JURISPRUDENCE EXAMINATION.”;

and in line 11, strike “(H)” and substitute “**(H)(2)**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 149 – Delegate Reznik

AN ACT concerning

**Council for the Procurement of Health, Educational, and Social Services –
Term Limits**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 258 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists – Sunset Extension and Program Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 301 – Delegate Reznik

AN ACT concerning

Health Occupations – Dentists With Permits to Prepare and Dispense Dental Products – Exclusion From Maryland Pharmacy Act

HB0301/236884/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 301

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Reznik” and substitute “Delegates Reznik, Bromwell, Costa, Cullison, Elliott, Frank, Hammen, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Ready, Tarrant, and V. Turner”; in line 2, strike “Prepare and”; in line 6, strike “personally prepares and”; and in line 23, strike “12–102(h),” and substitute “12–102(c), (h)”.

AMENDMENT NO. 2

On page 2, after line 9, insert:

“(c) (1) THIS SUBSECTION DOES NOT APPLY TO A LICENSED DENTIST WHO OBTAINS A PERMIT FROM THE STATE BOARD OF DENTAL EXAMINERS UNDER SUBSECTION (H) OF THIS SECTION.

(2) This title does not prohibit:

[(1) (I) A licensed veterinarian from personally preparing and dispensing the veterinarian’s prescriptions;

[(2) (II) A licensed dentist, physician, or podiatrist from personally preparing and dispensing the dentist’s, physician’s, or podiatrist’s prescriptions when:

[(i) 1. The dentist, physician, or podiatrist:

[1.] A. Has applied to the board of licensure in this State which licensed the dentist, physician, or podiatrist;

[2.] B. Has demonstrated to the satisfaction of that board that the dispensing of prescription drugs or devices by the dentist, physician, or podiatrist is in the public interest;

[3.] C. Has received a written permit from that board to dispense prescription drugs or devices except that a written permit is not required in order to dispense starter dosages or samples without charge; and

[4.] D. Posts a sign conspicuously positioned and readable regarding the process for resolving incorrectly filled prescriptions or includes written information regarding the process with each prescription dispensed;

[(ii) 2. The person for whom the drugs or devices are prescribed is a patient of the prescribing dentist, physician, or podiatrist;

[(iii) 3. The dentist, physician, or podiatrist does not have a substantial financial interest in a pharmacy; and

[(iv) 4. The dentist, physician, or podiatrist:

[1.] **A.** Complies with the dispensing and labeling requirements of this title;

[2.] **B.** Records the dispensing of the prescription drug or device on the patient's chart;

[3.] **C.** Allows the Division of Drug Control to enter and inspect the dentist's, physician's, or podiatrist's office at all reasonable hours and in accordance with § 12-102.1 of this subtitle;

[4.] **D.** On inspection by the Division of Drug Control, signs and dates an acknowledgment form provided by the Division of Drug Control relating to the requirements of this section;

[5.] **E.** Except for starter dosages or samples without charge, provides the patient with a written prescription, maintains prescription files in accordance with § 12-403(b)(13) of this title, and maintains a separate file for Schedule II prescriptions;

[6.] **F.** Does not direct patients to a single pharmacist or pharmacy in accordance with § 12-403(b)(8) of this title;

[7.] **G.** Does not receive remuneration for referring patients to a pharmacist or pharmacy;

[8.] **H.** Complies with the child resistant packaging requirements regarding prescription drugs under Title 22, Subtitle 3 of the Health – General Article;

[9.] **I.** Complies with drug recalls;

[10.] **J.** Maintains biennial inventories and complies with any other federal and State record-keeping requirements relating to controlled dangerous substances;

[11.] **K.** Purchases prescription drugs from a pharmacy or wholesale distributor who holds a permit issued by the Board of Pharmacy, as verified by the Board of Pharmacy;

[12.] L. Annually reports to the respective board of licensure whether the dentist, physician, or podiatrist has personally prepared and dispensed prescription drugs within the previous year; and

[13.] M. Completes ten continuing education credits over a 5-year period relating to the preparing and dispensing of prescription drugs, offered by the Accreditation Council for Pharmacy Education (ACPE) or as approved by the Secretary, in consultation with each respective board of licensure, as a condition of permit renewal; or

[(3)] (III) A hospital-based clinic from dispensing prescriptions to its patients.”;

in line 14, strike “PERSONALLY PREPARING AND”; in line 17, strike “AND”; and in line 20, after “PATIENT” insert “; AND

(3) THE LICENSED DENTIST AFFIXES A LABEL ON THE PRODUCT OR RINSE CONTAINER THAT INCLUDES:

(I) THE NAME OF THE PATIENT; AND

(II) UNLESS ALREADY PRINTED ON THE CONTAINER:

1. THE EXPIRATION DATE OF THE PRODUCT OR RINSE; AND

2. THE INSTRUCTIONS FOR USING THE PRODUCT OR RINSE”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 303 – Delegate Reznik

AN ACT concerning

**Health Occupations – Licensed Dentists Who Prepare and Dispense
Antibiotics – Exclusion From Maryland Pharmacy Act****HB0303/836489/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 303
(First Reading File Bill)AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Reznik” and substitute “Delegates Reznik, Bromwell, Costa, Cullison, Elliott, Frank, Hammen, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Ready, Tarrant, and V. Turner”; in line 2, strike “Prepare and”; and in line 5, strike “personally preparing and”.

AMENDMENT NO. 2

On page 2, in line 10, strike “PERSONALLY PREPARING AND”; in line 13, strike “AND”; and in line 15, after “CHART” insert “;AND”

(4) THE LICENSED DENTIST AFFIXES A LABEL ON THE ANTIBIOTIC CONTAINER THAT INCLUDES:

(I) THE NAME OF THE PATIENT; AND

(II) UNLESS ALREADY PRINTED ON THE CONTAINER:

1. THE EXPIRATION DATE OF THE ANTIBIOTIC; AND

2. THE INSTRUCTIONS FOR TAKING THE ANTIBIOTIC”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 288 – Delegate O’Donnell

AN ACT concerning

Transportation – Metropolitan Planning Organizations – Notice and Public Hearing

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 121 Members present.

(See Roll Call No. 69)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #2

House Bill 222 – Delegates Dumais, Beidle, and Clippinger

AN ACT concerning

Education – Reportable Offenses – First Degree Burglary and Animal Cruelty

Read the third time and passed by yeas and nays as follows:

Affirmative – 118 Negative – 3 (See Roll Call No. 70)

The Bill was then sent to the Senate.

House Bill 242 – Delegates Jacobs, Arentz, and Smigiel

AN ACT concerning

Juvenile Law – Truancy Reduction Pilot Program – Kent County

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 0 (See Roll Call No. 71)

The Bill was then sent to the Senate.

House Bill 249 – ~~Delegate McMillan~~ Delegates McMillan and O’Donnell

AN ACT concerning

Real Property – Residential Leases – Interest on Security Deposits

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 0 (See Roll Call No. 72)

The Bill was then sent to the Senate.

House Bill 285 – Dorchester County Delegation

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2013 – Dorchester County –
Cambridge Marine Terminal Redevelopment**

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 1 (See Roll Call No. 73)

The Bill was then sent to the Senate.

House Bill 392 – Delegates Rudolph and James

AN ACT concerning

Northeastern Maryland Higher Education Advisory Board – Revisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 0 (See Roll Call No. 74)

The Bill was then sent to the Senate.

House Bill 396 – Delegates F. Turner, Afzali, Anderson, Arora, Barkley, Barnes, Barve, Bohanan, Boteler, Braveboy, Bromwell, Cane, Cardin, Clippinger, Conaway, Cullison, DeBoy, Dumais, Eckardt, Elliott, Fisher, Frank, Fraser–Hidalgo, Frick, Frush, Gaines, George, Gilchrist, Glenn, Guzzone, Harper, Haynes, Healey, Hixson, Hogan, Holmes, Hough, Howard, Hubbard, Hucker, James, Jones, Kaiser, K. Kelly, Krebs, Lee, Love, Luedtke, Malone, McComas, McDermott, McIntosh, McMillan, A. Miller, W. Miller, Mizeur, Murphy, Myers, Nathan–Pulliam, Niemann, O’Donnell, Oaks, Olszewski, Pena–Melnik, Pendergrass, Ready, Reznik, B. Robinson, Rosenberg, Schulz, Serafini, Smigiel, Sophocleus, Stocksdale, Stukes, Summers, Swain, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, Weir, Wilson, and Zucker

AN ACT concerning

Commission on Accessibility Concepts in Computer Science, Information Systems, and Information Technology Programs in Higher Education

Read the third time and passed by yeas and nays as follows:

Affirmative – 118 Negative – 3 (See Roll Call No. 75)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #3

House Bill 1 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Children in Need of Assistance – Educational Stability

Read the third time and passed by yeas and nays as follows:

Affirmative – 117 Negative – 3 (See Roll Call No. 76)

The Bill was then sent to the Senate.

House Bill 18 – Delegate Stein

AN ACT concerning

Institutions of Higher Education – Student Notification – Financial Information

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 0 (See Roll Call No. 77)

The Bill was then sent to the Senate.

House Bill 121 – Delegate S. Robinson

AN ACT concerning

Chesapeake Bay Trust – Powers and Duties – Member Terms

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 0 (See Roll Call No. 78)

The Bill was then sent to the Senate.

House Bill 129 – Delegate S. Robinson

AN ACT concerning

Public Ethics – Chesapeake Bay Trust – Exemptions and Conflict of Interest Provisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 0 (See Roll Call No. 79)

The Bill was then sent to the Senate.

House Bill 154 – Delegate O'Donnell

AN ACT concerning

Natural Resources – Sport Fisheries Advisory Commission – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 0 (See Roll Call No. 80)

The Bill was then sent to the Senate.

House Bill 178 – Chair, Judiciary Committee (By Request – Departmental – Human Resources)

AN ACT concerning

Family Law – Adoption, Search, Contact, and Reunion Services – Relatives of Minors in Out-of-Home Placement

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 0 (See Roll Call No. 81)

The Bill was then sent to the Senate.

House Bill 179 – Chair, Judiciary Committee (By Request – Departmental – Human Resources)

AN ACT concerning

Adult Public Guardianship Review Board – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 0 (See Roll Call No. 82)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #2

Senate Bill 152 – Senator Colburn

EMERGENCY BILL

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2013 – Dorchester County – Cambridge Marine Terminal Redevelopment

Read the third time and passed by yeas and nays as follows:

Affirmative – 117 Negative – 4 (See Roll Call No. 83)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 121 Members present.

(See Roll Call No. 84)

ADJOURNMENT

At 11:17 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Friday, February 14, 2014 in memory of former Delegate Michael Wagner.

Annapolis, Maryland
Friday, February 14, 2014

The House met at 11:01 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Mary Ann Love of Anne Arundel County.

QUORUM CALL

The presiding officer announced a quorum call, showing 121 Members present.

(See Roll Call No. 85)

The Journal of February 13, 2014 was read and approved.

EXCUSES:

Inclement weather – snow

Del. Bobo – personal
Del. Burns – doctor’s appointment
Del. Cane – medical
Del. Clagett – inclement weather
Del. Donoghue – illness
Del. Frank – illness
Del. McConkey – late – personal
Del. Myers – inclement weather
Del. Sophocleus – illness
Del. Stukes – inclement weather
Del. Wilson – inclement weather
Del. Zucker – funeral – out of town

INTRODUCTION OF BILLS

House Bill 1432 – Delegate A. Washington

AN ACT concerning

Teaching Fellows for Maryland Scholarship Program

FOR the purpose of renaming the Maryland Teacher Scholarship to be the Teaching Fellows for Maryland scholarship and altering certain elements of the scholarship program; altering the eligibility criteria and the service obligation for the scholarship; authorizing certain recipients to work in certain public

schools to satisfy a certain service obligation under certain circumstances; altering the amount of a certain award; requiring certain institutions of higher education to develop and implement a certain honors program in response to certain dedication and accomplishment under certain circumstances; requiring the Governor annually to include certain funds in the State budget to make certain awards under this Act; requiring certain awards to be made in certain years; altering certain definitions; making a stylistic change; and generally relating to scholarships for individuals who pledge to work as public school teachers.

BY repealing and reenacting, with amendments,
Article – Education
Section 18–2201 through 18–2207 and 18–2210
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Education
Section 18–2208 and 18–2209
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing
Article – Education
Section 18–2209
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1433 – Delegate Swain

AN ACT concerning

Task Force to Study Services and Resources Provided by the Department of Veterans Affairs

FOR the purpose of establishing the Task Force to Study Services and Resources Provided by the Department of Veterans Affairs; 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 Services and Resources Provided by the Department of Veterans Affairs.

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

House Bill 1434 – Delegate Hammen

AN ACT concerning

Community Services – Provider Reimbursement

FOR the purpose of repealing the Community Services Reimbursement Rate Commission; requiring the Department of Health and Mental Hygiene to establish, and hire an independent contractor to verify, a certain weighted average cost structure for purposes related to inflationary cost adjustments for community services providers; requiring the Department to conduct a certain study and assess certain cost structures in determining the weighted average cost structure; requiring a certain independent contractor to collect and analyze certain data and conduct a certain assessment; requiring the Department to submit a certain annual report to the Governor and the General Assembly; and generally relating to reimbursement for community services providers.

BY repealing

Article – Health – General

Section 13–801 through 13–810 and the subtitle “Subtitle 8. Community Services Reimbursement Rate Commission”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 16–201.2

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1435 – Delegate Arora

AN ACT concerning

Commercial Law – Financing Statements – Correction of Records

FOR the purpose of authorizing a certain individual who believes that a record indexed in a filing office relating to a financing statement is false or inaccurate

to file a certain information statement; authorizing a certain individual to petition a certain circuit court to show cause why a certain record should not be declared invalid; requiring a certain petition to contain certain information; authorizing a certain show cause order to be granted ex parte; establishing certain requirements for a certain order to show cause; requiring a certain circuit court to make certain findings of fact, issue certain orders, and enter a certain monetary judgment under certain circumstances; and generally relating to the correction of records of financing statements by debtors who are individuals.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 9–518
Annotated Code of Maryland
(2013 Replacement Volume)

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

House Bill 1436 – Calvert County Delegation

AN ACT concerning

Calvert County – Salaries of County Officials and County Commissioner Retirement Plan Participation

FOR the purpose of authorizing a County Commissioner of Calvert County to participate in the Calvert County Employees Retirement Savings Plan; altering the salaries of the Sheriff of Calvert County, Orphans' Court Judges for Calvert County, and Calvert County Treasurer; providing for the application of this Act; and generally relating to the salaries of certain Calvert County officials and the participation of the County Commissioners of Calvert County in the Calvert County Employees Retirement Savings Plan.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 2–101
Article 5 – Public Local Laws of Maryland
(2002 Edition and July 2011 Supplement, as amended)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(f)(1)(i)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Estates and Trusts
Section 2–108(f)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 16–202(a)
Annotated Code of Maryland
(2013 Volume)

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

House Bill 1437 – Delegate Kach

AN ACT concerning

**Maryland Agricultural Land Preservation Foundation – Lot Release –
Demonstrated Financial Hardship**

FOR the purpose of requiring the Maryland Agricultural Land Preservation Foundation to grant a certain extension for the time frame for receiving a nontransferable building permit if a landowner or child of a landowner demonstrates financial hardship; exempting a lot owner granted an extension for financial hardship from the requirement to reconvey a lot under certain circumstances; making stylistic changes; and generally relating to the Maryland Agricultural Land Preservation Foundation.

BY repealing and reenacting, without amendments,
Article – Agriculture
Section 2–513(a) and (b)(1)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 2–513(b)(2)(vi) and (vii)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

INTRODUCTION OF JOINT RESOLUTIONS

House Joint Resolution 9 – Delegates Kach, Afzali, Arentz, Aumann, Bates, Beitzel, Boteler, Cluster, Dwyer, Eckardt, Elliott, Fisher, George, Glass, Hogan, Hough, Impallaria, Jacobs, Kipke, Krebs, McComas, McConkey, McDermott, McDonough, McMillan, W. Miller, Myers, Norman, O'Donnell, Otto, Parrott, Ready, Schulz, Serafini, Stifler, Stocksdale, Szeliga, and Vitale

A House Joint Resolution concerning

General Assembly Compensation Commission – Recommendations

FOR the purpose of rejecting, in accordance with the provisions of Article III, Section 15 of the Maryland Constitution, items included in the Resolution of the General Assembly Compensation Commission submitted and transmitted to the General Assembly during the regular session of the General Assembly in 2014 relating to salaries for all members of the General Assembly, the per diem allowance for meals, reimbursement for lodging expenses, and travel allowances and reimbursements; providing that items of the Resolution of the General Assembly Compensation Commission submitted and transmitted to the General Assembly during the regular session of the General Assembly in 2014 relating to salaries for all members of the General Assembly, the per diem allowance for meals, reimbursement for lodging expenses, and travel allowances and reimbursements shall be void and provisions related to salaries, allowances, and reimbursements shall be as provided in the Resolution of the General Assembly Compensation Commission dated January 5, 2010, and transmitted to the General Assembly on January 12, 2010, as amended by Joint Resolution 4 of 2010; and generally relating to the Resolution of the General Assembly Compensation Commission submitted and transmitted to the General Assembly during the regular session of the General Assembly in 2014.

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 50 – Senator Frosh

AN ACT concerning

Crimes – Use of Personal Identifying Information or the Identity of Another – Sexual Crimes

FOR the purpose of prohibiting a person from using certain personal identifying information or the identity of an individual without consent to invite,

encourage, or solicit another to commit a sexual crime against the individual; establishing certain penalties; authorizing a State's Attorney or the Attorney General to investigate and prosecute a violation of this Act; providing that when the Attorney General exercises the authority to investigate and prosecute a violation of this Act, the Attorney General has certain powers and duties of a State's Attorney; specifying venue for the prosecution of a violation of this Act; defining certain terms; and generally relating to sexual crimes and the use of personal identifying information or the identity of another.

BY adding to

Article – Criminal Law

Section 3–325

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 72 – Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)

AN ACT concerning

Motor Vehicles – Weight and Axle Load Limits

FOR the purpose of ~~establishing that certain provisions of law governing motor vehicle weight limits and single axle load limits do not apply to motor homes or certain buses; repealing a provision of law establishing a certain enhanced single axle load limit for certain buses; prohibiting a motor home from exceeding a certain rated load capacity for any tire on the motor home~~ exempting certain buses from certain provisions of law establishing tandem axle weight limits; clarifying that certain vehicle weight limits apply to certain buses; increasing to a certain amount the weight limit tolerance for the use of certain equipment that promotes fuel economy and reduced emissions; making conforming changes; and generally relating to motor vehicle weight and axle load limits.

BY repealing and reenacting, with amendments,

Article – Transportation

Section ~~24–108, 24–109, 24–109~~ and 24–113.2(c)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 78 – ~~Senator Forehand~~ Senators Forehand, Brochin, Frosh, Hershey, Jacobs, Muse, Shank, Stone, Zirkin, and Kittleman

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 2013 Supplement)

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

Senate Bill 88 – Chair, Budget and Taxation Committee (By Request – Departmental – Transportation)

AN ACT concerning

Department of Transportation – Special Bonds and Borrowing – Revenue-Backed Bonds

FOR the purpose of authorizing the Department of Transportation, by resolution of the Secretary of Transportation, to borrow funds to finance the costs of transportation facilities, evidence certain borrowing by the issuance and sale of certain bonds, and pledge and use a certain dedicated revenue source for the payment of certain principal of and interest on certain bonds; prohibiting the use of certain State tax revenues to support payment of principal of or interest on certain bonds; authorizing a certain trust agreement to pledge or assign certain revenue; prohibiting a certain trust agreement from pledging or assigning certain State tax revenues; altering the purpose for which the Department may issue certain bonds and borrow certain funds; and generally relating to the financing of costs of transportation facilities.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 3–601 and 3–606(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 96 – Chair, Finance Committee (By Request – Departmental – Insurance Administration, Maryland)

AN ACT concerning

Health Insurance – Conformity With and Implementation of the Federal Patient Protection and Affordable Care Act

FOR the purpose of establishing initial permit, permit renewal, and permit reinstatement fees for a SHOP Exchange enrollment permit; providing that certain provisions of the federal Patient Protection and Affordable Care Act relating to guaranteed availability of coverage apply to certain coverage offered in certain insurance markets; repealing certain conversion rights for certain kinds of group and blanket health insurance contracts; repealing certain provisions of law governing bona fide wellness programs; authorizing certain insurance carriers to include certain participatory wellness programs as part of an individual or group health benefit plan under certain circumstances; providing a certain exception to the requirement that certain insurance carriers take certain action in relation to a certain claim within a certain number of days; authorizing certain insurance carriers to suspend review of a claim for reimbursement for certain services under certain circumstances; altering the circumstances under which a carrier is required to allow a certain eligible employee or dependent to enroll for certain coverage; establishing a special enrollment period under a small employer health benefit plan for the placement of a child for foster care; establishing a certain triggering event for an open enrollment period in the SHOP Exchange; authorizing the Maryland Health Benefit Exchange to take certain actions on the occurrence of a certain triggering event; authorizing an eligible employee, on the occurrence of a certain triggering event, to enroll in a qualified health plan or change from one qualified health plan to another a certain number of times per month; repealing a requirement that, under certain circumstances, an eligible employee or a dependent must select a qualified health plan through the SHOP Exchange; altering the circumstances under which a carrier that offers coverage to a small employer is required to offer coverage to certain employees of the small employer; ~~repealing~~ altering a certain notice requirement relating to cancellation or nonrenewal of certain health benefit plans; repealing a certain reporting requirement relating to carrier declinations for individual coverage; altering the date by which carriers that sell health benefit plans to individuals in the State are required to establish a certain enrollment period; specifying the dates on which certain enrollment periods begin and end; providing for certain effective dates of coverage in the individual insurance market; establishing certain triggering events for a special open enrollment period in the Individual Exchange; altering the circumstances under which a carrier, on the occurrence of a certain triggering event, must permit a certain individual or dependent to access a certain special enrollment period; altering a certain definition; clarifying a certain definition; defining certain terms; repealing certain definitions; making conforming changes; providing for the effective date of certain provisions of this Act; and generally relating to conformity with and implementation of the federal Patient Protection and Affordable Care Act.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 2–112(a), 15–137.1(a), 15–1005, 15–1009, 15–1208.1, 15–1208.2,
15–1210, 15–1212, 15–1301(h), 15–1303, and 15–1316

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing

Article – Insurance

Section 15–414 and 15–509

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article – Insurance

Section 15–509

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15–1301(g)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

(As enacted by Chapter 692 of the Acts of the General Assembly of 2008, as amended by Chapter 734 of the Acts of the General Assembly of 2010)

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

Senate Bill 123 – Chair, Budget and Taxation Committee (By Request – Departmental – Information Technology)

AN ACT concerning

Major Information Technology Development Project Fund – Revenue Sources and Authorized Expenditures

FOR the purpose of adding to the Major Information Technology Development Project Fund certain money from the sale, lease, or exchange of certain communications facilities and money received from certain information technology agreements involving resource sharing; requiring that certain money paid into the Major Information Technology Development Project Fund be used for a certain purpose and expanding the authorized uses of the Fund to include that purpose; and generally relating to the Major Information Technology Development Project Fund.

BY renumbering

Article – State Finance and Procurement
Section 3A–309(l) and (m), respectively
to be Section 3A–309(m) and (n), respectively
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 3A–307(c), 3A–309(a) through (d), (f) through (h), (j), and (k), and
3A–404
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–309(e) and (i)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – State Finance and Procurement
Section 3A–309(l)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 186 – Senators Feldman, Astle, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

Clean Energy Loan Programs – Private Lenders – Collection of Loan Payments

FOR the purpose of authorizing a private lender to provide capital for a commercial loan provided under a local clean energy loan program; providing that, with the express consent of any holder of a mortgage or deed of trust on the property, a county or municipality may collect loan payments owed on a commercial loan to a private lender or to a county or municipality, and certain administrative costs, through a surcharge on a property owner's property tax bill; providing that an unpaid surcharge constitutes a lien against the property on which it is imposed under certain circumstances; providing that certain provisions of law that apply to a tax lien also apply to a certain lien created under this Act; defining a certain term; and generally relating to the collection of commercial loan payments owed to private lenders under local clean energy loan programs.

BY repealing and reenacting, without amendments,
Article – Local Government
Section 1–1102 and 1–1104
Annotated Code of Maryland
(2013 Volume)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 1–1101, 1–1103, and 1–1105
Annotated Code of Maryland
(2013 Volume)

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

**Senate Bill 206 – Senator DeGrange (Chair, Special Joint Commission on
Public Safety and Security in State and Local Correctional Facilities)**

AN ACT concerning

**Criminal Law – Contraband – Telecommunication Devices and Accessories –
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~~ or possessing with the intent to deliver certain telecommunication devices or accessories to a person detained or confined in a certain place of confinement; prohibiting a person from depositing or concealing certain telecommunication devices or accessories in or about a place of confinement; prohibiting a person detained or confined in a place of confinement from knowingly possessing or receiving certain telecommunication devices or accessories; increasing and applying the penalty for certain violations relating to delivering, possessing, or receiving a telecommunication device in a place of confinement; 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 2013 Supplement)

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

Senate Bill 238 – Senators King, Currie, Feldman, Ferguson, Jones–Rodwell, Kasemeyer, Kelley, Madaleno, Manno, Montgomery, Peters, Ramirez, Raskin, Robey, Rosapepe, and Young

AN ACT concerning

Board of Public Works – Relocatable Classrooms – Indoor Air Quality Requirements

FOR the purpose of requiring the Board of Public Works, in consultation with certain departments, to adopt regulations that include certain specifications, relating to indoor air quality for the occupants of relocatable classrooms constructed after a certain date that are purchased or leased using State funds; and generally relating to indoor air quality requirements for relocatable classrooms and the Board of Public Works.

BY repealing and reenacting, with amendments,
Article – Education
Section 5–301(b–1)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 257 – Senators Kelley, Astle, Feldman, Glassman, Kittleman, Mathias, Middleton, Pugh, ~~and Ramirez~~ Ramirez, and Klausmeier

AN ACT concerning

Task Force to Study Access to Pharmacy Services in Maryland

FOR the purpose of establishing the Task Force to Study Access to Pharmacy Services 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 the Governor, the Health Services Cost Review Commission, the President of the Senate, the Speaker of the House, 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 Task Force to Study Access to Pharmacy Services in Maryland.

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

Senate Bill 267 – Baltimore City Senators (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Property Tax Credit – Newly Constructed Dwellings

FOR the purpose of extending the period of time during which owners of newly constructed dwellings in Baltimore City may qualify for a property tax credit; repealing certain provisions of law allowing for an amnesty period for owners who were denied the tax credit for failing to meet the application deadline; providing for the application of this Act; and generally relating to the property tax credit for newly constructed dwellings in Baltimore City.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–304(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 282 – Senator Hershey

AN ACT concerning

Juvenile Law – Truancy Reduction Pilot Program – Kent County

FOR the purpose of authorizing the Circuit Administrative Judge of the Second Circuit to establish a Truancy Reduction Pilot Program in the juvenile court in Kent County; making certain provisions relating to a Truancy Reduction Pilot Program in certain counties applicable to Kent County; and generally relating to a Truancy Reduction Pilot Program in Kent County.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 3–8C–01
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–8C–02
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

Senate Bill 334 – The President (By Request – Administration) and Senators Frosh and Raskin

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 serve, instead of who served, a certain term of imprisonment for certain crimes ~~under certain circumstances~~ and who has served a certain period of time; 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 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–506(k)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 335 – The President (By Request – Administration) and Senators Astle, Feldman, Klausmeier, Middleton, and Robey

AN ACT concerning

Health Services Cost Review Commission – Powers and Duties, Regulation of Facilities, and Maryland All-Payer Model Contract

FOR the purpose of authorizing the Health Services Cost Review Commission, consistent with Maryland's all-payer model contract, to establish hospital rate levels and rate increases in a certain manner and promote and approve certain alternative methods of rate determination and payment; increasing the total amount of user fees that the Commission may assess on certain facilities; altering the contents of a certain annual report the Commission is required to submit to certain individuals and the General Assembly; requiring the Commission to require certain facilities to disclose publicly the revenue

generated by the facilities in providing health services; requiring the Commission to review for reasonableness and certify the revenue of certain facilities; altering the circumstances under which the Commission may adopt regulations establishing alternative methods for financing certain costs; requiring certain facilities to notify the Commission within a certain time period prior to executing any financial transaction, contract, or other agreement that would result in more than a certain percentage of certain voting rights or governance reserve powers being transferred to or assumed by another person or entity; authorizing the Commission to review the quality and efficiency of certain services for a certain purpose; authorizing the Commission, for a certain purpose, to review and approve or disapprove the reasonableness of the amount of revenue that a certain facility sets or requests; repealing a certain provision of law authorizing the Commission to promote and approve certain methods of rate determination and payment under certain circumstances; and generally relating to the Health Services Cost Review Commission.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–207(b)(6), 19–212, 19–213(c)(1), 19–214(b), 19–217, and 19–219

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 19–213(a) and (b)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 356 – Senator Ferguson

AN ACT concerning

Public Utilities – Fixed Charges for Taxicab Services – Baltimore City

FOR the purpose of authorizing a taxicab permit holder to make a fixed charge for any trip by taxicab between certain locations in Baltimore City or between points within Baltimore City as approved by the Public Service Commission; requiring that a fixed charge made under this Act be calculated on a mileage basis approved by the Commission; and generally relating to fixed charges for taxicab services.

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 10–210

Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 369 – Senator Stone

AN ACT concerning

Peace Orders and Protective Orders – Penalties – Second or Subsequent Offenses

FOR the purpose of making certain violations for failing to comply with an interim, a temporary, or a final protective order a prior offense for the purposes of determining penalties for a second or subsequent offense for failing to comply with an interim, a temporary, or a final peace order; making certain violations for failing to comply with an interim, a temporary, or a final peace order a prior offense for the purposes of determining penalties for a second or subsequent offense for failing to comply with an interim, a temporary, or a final protective order; and generally relating to the penalties for second or subsequent offenses for violating peace orders and protective orders.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–1508
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–509
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 386 – Senators Brinkley, Colburn, Jacobs, Jones–Rodwell, Klausmeier, Madaleno, Montgomery, Muse, and Raskin

AN ACT concerning

Sales and Use Tax – Exemption – Home Wheelchair Lifts and Stairlifts

FOR the purpose of exempting from the sales and use tax the sale of home wheelchair lifts and stairlifts; and generally relating to a sales and use tax exemption for certain physical aids.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 11–211(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 417 – Senator DeGrange

AN ACT concerning

Sales and Use Tax – Tax-Free Weekend – Exemption for Light-Emitting Diode (LED) Lights

FOR the purpose of adding light-emitting diode (LED) light bulbs to the list of Energy Star products exempt from the sales and use tax during a certain tax-free weekend; providing for the termination of this Act; and generally relating to the sales and use tax.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 11–226(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 441 – Senator Mathias

AN ACT concerning

Worcester County – Bingo Board – Repeal

FOR the purpose of abolishing the Worcester County Bingo Board; repealing the provisions describing the composition, qualifications of members, salaries, expenses, tenure, filling of vacancies, and all other elements pertaining to the Bingo Board; providing that the Worcester County Department of Development Review and Permitting take the place of the Bingo Board and that the Department adopt reasonable regulations to administer and enforce the bingo laws in the county; requiring the Department to exercise control and supervision over all games of bingo and to prevent bingo from being conducted in a certain manner; authorizing the Department and its inspectors to enter certain places at any time; requiring an applicant for a bingo license to submit to the Department a certain application; requiring an applicant to pay to the Department a certain license fee; requiring the Department to pay license fees to the county commissioners, issue licenses, and approve certain lease

agreements; authorizing the Department to deny or revoke a license under certain circumstances; requiring that a licensee's employees and terms of employment be approved by the Department; requiring licensees to submit certain statements at certain times to the Department; requiring the Department to submit certain reports to the county commissioners; requiring a certain representative to consult with the Department and to send certain materials to the Department by a certain date; defining a certain term; and generally relating to bingo in Worcester County.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 13–2601 and 13–2602
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 13–2605, 13–2606, and 13–2608 through 13–2615
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing
Article – Criminal Law
Section 13–2607
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 465 – Senators Shank, Edwards, and Young

AN ACT concerning

Washington County Gaming Commission – Membership – Conflict of Interest

FOR the purpose of repealing certain provisions of law prohibiting a member of the Washington County Gaming Commission from serving on the gaming commission under certain circumstances; requiring the gaming commission to adopt certain regulations; and generally relating to the Washington County Gaming Commission.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 13–2416(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Criminal Law
Section 13–2416(f)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 576 – Senator Jones–Rodwell (Chair, Joint Committee on Pensions)

AN ACT concerning

**Teachers’ Retirement and Pension Systems – Reemployment of Retirees –
Penalty for Failure to Submit Certification**

FOR the purpose of altering the amount a local school system or the Maryland School for the Deaf must pay as a penalty for failing to submit to the Board of Trustees for the State Retirement and Pension System and the State Department of Education within a certain period of time a certain certification regarding certain retirees of the Teachers’ Retirement System or the Teachers’ Pension System who are employed by a local school system or the Maryland School for the Deaf and are exempt from a certain retirement allowance offset; and generally relating to the penalty for the failure to submit a certain certification regarding certain reemployed retirees in the teachers’ retirement and pension systems.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 22–406(c)(9) and 23–407(c)(9)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

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:

Bill No. _____ Reassignment
HB 1251 ECM and APP

Read and ordered journalized.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 13 – Chair, Health and Government Operations Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Office of Cemetery Oversight – Perpetual Care Trust Funds and Preneed Trust Accounts – Regulation

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate O'Donnell moved to make the Bill a Special Order for February 18, 2014.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 86)

ADJOURNMENT

At 11:14 A.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Monday, February 17, 2014.

Annapolis, Maryland
Monday, February 17, 2014

The House met at 8:05 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Eric G. Luedtke of Montgomery County.

QUORUM CALL

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

(See Roll Call No. 87)

The Journal of February 14, 2014 was read and approved.

EXCUSES:

Del. Bobo – personal

Del. Frank – illness

Del. Minnick – late – personal

Del. Parrott – business

Del. Sophocleus – illness

Del. F. Turner – illness

Del. Zucker – funeral – out of town

INTRODUCTION OF BILLS

House Bill 1438 – Delegates Barve, Gilchrist, and 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 \$60,000, the proceeds to be used as a grant to the Board of Directors of the Metropolitan Ballet Theatre, 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 Rules and Executive Nominations.

House Bill 1439 – Delegate James

AN ACT concerning

Creation of a State Debt – Harford County – Edgewood Community Support Center Facility Completion

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 Board of Directors of the Edgewood Community Support Center, 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 Rules and Executive Nominations.

House Bill 1440 – Delegate Carter

AN ACT concerning

Family Law – Children’s Civil Rights – Equal Parenting Time

FOR the purpose of creating a rebuttable presumption that certain custodial arrangements are in the best interest of the child in certain child custody proceedings; and generally relating to child custody determinations.

BY adding to

Article – Family Law

Section 9–109

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1441 – Delegates Schuh, Beidle, Costa, Eckardt, Frush, Haddaway–Riccio, Love, Pena–Melnik, and Vitale

AN ACT concerning

Income Tax Credit – Floating Garden Equipment

FOR the purpose of allowing an individual a credit against the State income tax for the purchase price of equipment purchased during the taxable year used to install or maintain a floating garden; providing that the credit may not exceed a certain amount; providing that the credit may not be refundable or carried forward to another taxable year; defining a certain term; providing for the application of this Act; and generally relating to an income tax credit for floating garden equipment.

BY adding to

Article – Tax – General

Section 10–724.2

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1442 – 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 Rules and Executive Nominations.

House Bill 1443 – Delegates Hucker, Hixson, and Mizeur

AN ACT concerning

Creation of a State Debt – Montgomery County – Silver Spring Volunteer Fire Department Station #16

FOR the purpose of authorizing the creation of a State Debt in the amount of \$2,500,000, the proceeds to be used as a grant to the Board of Trustees of the Silver Spring 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 Rules and Executive Nominations.

House Bill 1444 – Allegany County Delegation

AN ACT concerning

Allegany County – Marriage License Fees – Distribution to Cumberland Historic Cemetery Organization

FOR the purpose of authorizing the Board of County Commissioners of Allegany County to set a certain additional fee for each marriage license; requiring the clerk to pay the proceeds from the additional fee to the general fund of the county each month; requiring the Board of County Commissioners to distribute the proceeds to the Cumberland Historic Cemetery Organization; and generally relating to marriage license fees in Allegany County and the Cumberland Historic Cemetery Organization.

BY repealing and reenacting, without amendments,
Article – Family Law
Section 2–404(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Family Law
Section 2–404(b–1)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1445 – Allegany County Delegation

AN ACT concerning

Workers’ Compensation – Heart Disease and Hypertension Presumption – Allegany County Correctional Officers

FOR the purpose of extending the presumption of compensability under the workers’ compensation law to include, subject to certain conditions, Allegany County correctional officers who suffer from heart disease or hypertension resulting in partial or total disability or death; requiring Allegany County correctional

officers to submit certain medical disclosures to a certain official; providing that, subject to a certain limitation, workers' compensation benefits received under this Act are in addition to certain retirement benefits; altering the definition of "public safety employee" to include Allegany County correctional officers for the purposes of determining certain compensation; providing for the application of certain provisions of this Act; and generally relating to compensability of Allegany County correctional officers under the workers' compensation law.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9–503(b) and (e) and 9–628(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 9–628(h)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1446 – Delegate Beitzel

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2013 – Garrett County – Adventure Sports Center International

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2013 to allow funds authorized for a certain purpose to be used for prior eligible expenditures incurred on or before a certain date; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2013.

BY repealing and reenacting, with amendments,
Chapter 424 of the Acts of the General Assembly of 2013
Section 1(3) Item ZA00(AC)

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

House Bill 1447 – Delegate B. Robinson

AN ACT concerning

State Aid Reporting Requirement – Nonprofit Entities – Minority Business Participation

FOR the purpose of requiring a nonprofit entity that receives at least a certain amount of State aid during a fiscal year to submit a certain report to the Governor's Office of Minority Affairs on or before a certain date; requiring the report to contain certain information; requiring the report to be in a certain form and format defining certain terms; and generally relating to reporting requirements for nonprofit entities.

BY adding to

Article – State Finance and Procurement

Section 7–407

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1448 – Delegates Valentino–Smith, Hubbard, Holmes, and Vallario

AN ACT concerning

Creation of a State Debt – Prince George's County – Bowie Boys and Girls Club Pole Barn Structure

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 Bowie 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 Rules and Executive Nominations.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 336 – The President (By Request – Administration) and Senators Astle, Conway, Frosh, Glassman, Klausmeier, Madaleno, McFadden, Middleton, Montgomery, Pinsky, Pugh, ~~and Raskin~~ Raskin, Ferguson, Young, Simonaire, Rosapepe, and Benson

AN ACT concerning

Natural Resources – Wildlands – Designation of New Wildlands

FOR the purpose of designating certain areas of the State as State wildlands; and generally relating to wildland areas in the State.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 5–1203(a) and (e–1)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–1203(b), (c), (d), (g), (l), (q), (r), (v), (w), (x), (z), (aa), (cc), and (ff)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Natural Resources

Section 5–1203(gg) through (oo)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

WASHINGTON’S DAY ADDRESS

DELEGATE KEIFFER J. MITCHELL, JR.

Baltimore City

Mr. Speaker, Madam Speaker Pro–Tem, Mr. Majority Leader, Mr. Minority Leader, and Colleagues. It is an honor to stand here this evening and deliver the House of Delegates annual George Washington Address. I am humbled and in awe to stand here in this historic chamber and in this historic State House. For we know, that in this building in the Old Senate Chamber, George Washington on a cold December afternoon in 1783 resigned his commission as Commander In Chief of the Continental Army. Washington had been given extraordinary authority and power as Commander in Chief. By resigning before the Continental Congress, Washington was submitting to the rule of the people and acknowledging that representative government, not the military, would govern our new country.

I have given much thought to what I would talk about this evening. Yes, I am nervous – no not because I want to make sure I get my historical facts right – but because my

mother is here making sure my grammar is correct and I don't repeat a certain word that's not appropriate as I did last year during the floor debate on gun legislation. As a history teacher for 6th graders and 11th graders, I have stood before many students teaching about the American Revolution and the contributions of George Washington. As a teacher, I have taken my students outdoors during class time to re-enact Revolutionary War battle tactics using snowballs and pine cones as musket balls. I realize taking 141 of my colleagues outside this evening to re-enact Valley Forge or the Battle of Trenton, would be met with great resistance. If I were to give a pop quiz right now, all of you would know that George Washington was the General of the Continental Army, he was from Virginia, he stood just over 6 feet tall, and was the first president under the constitution.

What many of us may not know and what made George Washington a national hero and a larger than life historical figure is the fact that Washington followed his own Inner Compass. This allowed him to move ahead and put his country above all else. Like Washington, all of us have that Inner Compass. We are sometimes afraid to follow our Inner Compass. Unlike Washington's time, we are constantly bombarded by the 24-7 news cycle and the instant gratification of the social media network that sometimes does not allow us to follow our Inner Compass. I have often wondered what it would have been like if Facebook and Twitter was around during the time of George Washington. How many friends would George Washington have? Most likely he would have a fan page. How many Twitter followers would he have? Would Washington give live tweets during the battle of Brooklyn Heights? One Tweet might go like this – "Boy that was a close call...glad we escaped New York." Hashtag #How-U-Like-Me-Now-General-Howe? "Long brutal winter, should have had that Maryland 400 bring some Under Armor Gear." Hashtag #I-Stayed-At-Valley-Forge-And-All-I-Got-Was-This-Lousy-Blanket. "Check out this 'selfie' I took of me, Jefferson, and Madison at my inaugural ceremony." Hashtag #Anti-Federalist-Backstabbers.

Like all of us, George Washington was not a perfect person. As Richard Chernow writes in his book, **Washington – A Life**, "Never a perfect man, Washington had a normal quota of human frailty – including a craving of money, status, and fame. But over the years, this man of deep emotions and strong opinions had learned to subordinate his personal dreams and aspirations to the service of a larger cause – evolving into a statesman with a prodigious mastery of political skill and an unwavering sense of America's future greatness." In other words, George Washington followed his inner compass to ensure our young nation would survive for generations.

When George Washington was nominated by Maryland Delegate Thomas Johnson and elected unanimously by the Continental Congress to be Commander In Chief of the army, Washington refused to accept the pay of \$500 a month. As Commander In Chief, Washington inherited an ill-equipped and undisciplined army made up of different state militias. The army was held in low esteem by the vaunted, well trained, and professional British army. The Continental Army was made up of farmers, shoemakers, carpenters, and shopkeepers. There were free African Americans that served in the Continental Army as well. Unfortunately, not all African Americans

were allowed to fight for our country's liberty or freedom. George Washington owned over 500 slaves at one point. He brought with him his trusted slave Billy Lee to be his personal attendant during his time as Commander In Chief. Historians have explained the blatant hypocrisy of Americans fighting for liberty and freedom, yet continuing the institution of slavery. The new revolution was fragile and southern colonies feared that armed slaves would turn on slave owners and revolt. Washington decided that in order to hold the fragile coalition of state militias together he would bar slaves and runaway slaves from enlisting.

George Washington spent considerable time training his men to be prepared to fight the greatest army in the world. As commander, Washington was not a fan of profanity, gambling, or excessive drinking by his men. I wonder what he would think today if he visited Annapolis during the 90 day legislative session and stopped by Acme on Main Street, the Westin Hotel lobby bar, the poker game at an undisclosed location, or Club ECM – But I digress.

George Washington suffered humiliating defeats at Brooklyn Heights and Fort Washington in New York. Members of his own staff began to doubt his leadership skills and ability to win the war. Yet, Washington never let personal attacks or threats distract him from his mission.

Perhaps George Washington's greatest moment came at the Battle of Princeton and Trenton. It was Christmas time in 1776, the morale of the soldiers were low, the men were cold and hungry, and there were many deserters. At the end of the year, enlisted men were free to leave since there were one year enlistments. On the eve of battle, Washington pleaded with his men not to leave and promised if they stayed one more month they would be rewarded. A line was literally drawn in the ground. No one stepped forward. He made one more plea to the men saying, "My brave fellows, you have done all I asked of you to do and more than could be reasonably expected...But your country is at stake, your wives, your houses, and all you hold dear...if you consent to stay one month longer, you will render that service to the cause of liberty and to your country which you probably can never do under any other circumstances." Afterward, in a dramatic scene, men – one by one and in small groups stepped over the line – indicating that they would stay. In a daring operation where the future of our country hung in the balance, Washington crossed the icy Delaware River and defeated the Hessian mercenaries at Trenton and made a daring nighttime march to capture Princeton. The result – it reasserted American control of New Jersey and it improved the morale and unity of the Continental Army.

When we are faced with adversity, it tends to bring out our best traits – courage, strength, and wisdom. It forces us to follow our inner compass. As citizen legislators, we all have been tempted and fallen to the whims of social media and the 24-7 news cycle in order to score cheap political points. We are at times obsessed with how many friends we have on Facebook and preoccupied what they are saying about us on Twitter. In fact, I will admit I will check Facebook and Twitter soon after this address. Over time, our political discourse at all levels of government has degenerated into personal attacks and lack of respect among each other. However, we must remember

to dig deep for our Inner Compass. We are not just red states or blue states, Baltimoreans, or Prince Georgians. We are not just Western Marylanders or Southern Marylanders. We are not just Montgomery Countians or Eastern Shoremen/women. We are bigger than that – We are Americans.

Delegate Barve moved the Delegate'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. 88)

ADJOURNMENT

At 8:38 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Tuesday, February 18, 2014.

Annapolis, Maryland
Tuesday, February 18, 2014

The House met at 10:05 A.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 124 Members present.

(See Roll Call No. 89)

The Journal of February 17, 2014 was read and approved.

EXCUSES:

Del. Cane – medical
Del. Carr – personal
Del. Costa – personal
Del. Frank – illness
Del. Hogan – illness
Del. Ready – funeral
Del. Sophocleus – illness
Del. Stifler – illness
Del. Stocksdale – business
Del. Zucker – funeral – out of town

INTRODUCTION OF BILLS

House Bill 1449 – Delegate Jones

AN ACT concerning

Criminal Procedure – Marijuana Diversion Program

FOR the purpose of requiring each county to establish a certain marijuana diversion program; providing that a certain person who is charged with a violation of a certain provision of law prohibiting the use or possession of marijuana is eligible for the program; requiring a State's Attorney to offer to dismiss a certain charge by entering a nolle prosequi with a certain requirement or move that the court indefinitely postpone trial of the charge by marking the charge stet with a certain requirement under certain circumstances; requiring a certain defendant

to undergo a certain evaluation for a certain purpose; requiring a certain program to be approved under regulations of the Alcohol and Drug Abuse Administration; requiring a certain defendant to consent to a certain disclosure under certain circumstances; requiring the State's Attorney to dismiss a certain charge or make a certain motion under certain circumstances subject to an exception; requiring a clerk of court to transmit a certain disposition for entry into certain records; providing for a certain defendant to pay a certain administrative fee except under certain circumstances; providing that a certain fee be paid into a certain fund; defining a certain term; and generally relating to marijuana.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 5–601(c)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 5–601(c)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Criminal Procedure
Section 6–229.1
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1450 – Delegate Walker

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2012 – Prince George's County – Southern Area Indoor Aquatic Center

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2012 to extend the deadline for the Maryland–National Capital Park and Planning Commission to present evidence of certain matching funds for certain grants; altering the location of a certain project; 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 ZA02(BN) and Item ZA03(AY)

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

House Bill 1451 – Delegates Vitale and McMillan

AN ACT concerning

Environment – Marine Contractor Services – License Exceptions

FOR the purpose of authorizing a certain individual to perform marine contractor services without having to obtain a license from the Marine Contractors Licensing Board under certain circumstances; and generally relating to license requirements and exceptions for marine contractor services.

BY repealing and reenacting, with amendments,
Article – Environment
Section 17–301
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1452 – Delegates Vitale, Beidle, Frush, Kipke, Love, and Schuh

AN ACT concerning

Anne Arundel County – Electronic Instant Bingo Machines – Regulation

FOR the purpose of authorizing a war veterans' organization or fraternal organization in Anne Arundel County to operate not more than a certain number of electronic instant bingo machines if the organization obtains a license for each machine on or before a certain date; requiring the State Lottery and Gaming Control Commission to adopt certain regulations; and generally relating to electronic instant bingo machines in Anne Arundel County.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 12–301.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1453 – Delegates Jones, Burns, DeBoy, and Nathan–Pulliam

AN ACT concerning

Education – Baltimore County School Board Nominating Commission

FOR the purpose of establishing the Baltimore County School Board Nominating Commission; providing for the membership, duties, terms, and staffing of the Commission; requiring the Governor to designate a chair of the Commission; requiring the Governor to make appointments to the Baltimore County Board of Education from a list of nominees submitted to the Governor by the Commission; providing that a member's appointment to the Baltimore County Board of Education is subject to approval or rejection by the registered voters of Baltimore County at the general election following the appointment; and generally relating to the Baltimore County School Board Nominating Commission and appointments to the Baltimore County Board of Education.

BY repealing and reenacting, with amendments,

Article – Education

Section 3–108 and 3–109

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

THE COMMITTEE ON APPROPRIATIONS REPORT #2

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 206 – Talbot County Delegation**EMERGENCY BILL**

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2013 – Talbot County – Oxford Community Center

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 238 – Delegate Cane

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2013 – Talbot County – Easton
Head Start Center**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 545 – Carroll County Delegation

AN ACT concerning

Carroll County – Public Facilities Bonds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #2

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

**House Bill 12 – Chair, Environmental Matters Committee (By Request –
Departmental – Environment)**

AN ACT concerning

Bay Restoration Fund – Authorized Uses – Local Entities

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 205 – Delegates K. Kelly, Anderson, Beitzel, Donoghue, and Frush

AN ACT concerning

Vehicle Laws – Electric Bicycle – Definition**HB0205/910313/1**

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 205

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after the second comma insert “and”; in line 6, strike beginning with “, and” through “do” and substitute “do”; in line 10, strike “11–135, and 21–1128(a)” and substitute “and 11–135”; in line 15, strike “11–118.1” and substitute “11–117.1”; and in line 20, strike “21–1202” and substitute “13–102(7), 13–104(a), 16–101(a), 17–104.1, and 21–1207.1”.

AMENDMENT NO. 2

On page 2, in line 2, strike “(A)”; in the same line, strike “a” and substitute “:

(1) A;

in lines 3, 4, and 6, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “**(I)**”, “**(II)**”, and “**(III)**”, respectively; in line 7, after “wheel” insert “;**OR**”

(2) AN ELECTRIC BICYCLE;

strike line 8 in its entirety; in line 9, strike “11–118.1” and substitute “**11–117.1**”; in line 13, after “WITH” insert “**FULLY OPERABLE**”; strike beginning with “THAT” in line 13 down through “WHEEL” in line 14; strike beginning with the comma in line 15 down through “DIAMETER” in line 16; in line 17, after “LESS;” insert “**AND**”; and strike beginning with the semicolon in line 19 down through “LESS” in line 20.

AMENDMENT NO. 3

On page 3, in line 26, after “BICYCLE” insert “, **AS DEFINED IN § 11–117.1 OF THIS SUBTITLE**”.

AMENDMENT NO. 4

On page 4, strike in their entirety lines 1 through 22, inclusive, and substitute:

“13–102.

A certificate of title is not required for:

(7) A bicycle, except for a moped;

13–104.

(a) (1) The application for a certificate of title of a vehicle shall be made by the owner of the vehicle on the form that the Administration requires.

(2) Notwithstanding any other provision of this title, an application for a certificate of title of an off–highway recreational vehicle, a motor scooter, or a moped shall be made by electronic transmission under § 13–610 of this title.

(3) The owner of a motor scooter or moped shall certify at the time of titling that the motor scooter or moped is covered by the required security described in § 17–103 of this article.

16–101.

(a) An individual may not drive or attempt to drive a motor vehicle on any highway in this State unless:

(1) The individual holds a driver’s license issued under this title;

(2) The individual is expressly exempt from the licensing requirements of this title; or

(3) The individual otherwise is specifically authorized by this title to drive vehicles of the class that the individual is driving or attempting to drive.

17–104.1.

The operator of a moped or motor scooter shall carry evidence of the required security when operating the moped or motor scooter.

21–1207.1.

(a) (1) The provisions of this section apply:

(i) At all times while a bicycle is being operated on any highway, bicycle way, or other property open to the public or used by the public for pedestrian or vehicular traffic; and

(ii) To a person under the age of 16 who is riding on a bicycle, including a person under the age of 16 who is a passenger on a bicycle:

1. In a restraining seat attached to the bicycle; or

2. In a trailer being towed by the bicycle.

(2) The provisions of this section do not apply to passengers in commercial bicycle rickshaws.

(b) This section does not apply in the town of Ocean City, Maryland, on the boardwalk between the Ocean City inlet and 27th Street, during the hours in which bicycles are permitted by local ordinance to be operated on the boardwalk.

(c) A person to whom this section applies may not operate or ride as a passenger on a bicycle unless the person is wearing a helmet that meets or exceeds the standards of the American National Standards Institute, the Snell Memorial Foundation, or the American Society for Testing and Materials for protective headgear for use in bicycling.

(d) This section shall be enforced by the issuance of a warning that informs the offender of the requirements of this section and provides educational materials about bicycle helmet use.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 256 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

Maryland Horse Industry Board – Sunset Extension and Program Evaluation

HB0256/220017/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 256

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 6 down through “assessments;” in line 7; in line 14, strike “and 6–107.2”; and after line 16, insert:

“BY repealing and reenacting, without amendments,

Article – Agriculture

Section 6–107.2

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)””.

AMENDMENT NO. 2

On page 2, in lines 20 and 22, in each instance, strike the bracket.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 296 – The Speaker (By Request – Administration) and Delegates S. Robinson, Barve, Carr, Clippinger, Cullison, Dumais, Frick, Frush, Gilchrist, Gutierrez, Guzzone, Hammen, Holmes, Howard, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Love, Luedtke, Malone, McIntosh, A. Miller, Mitchell, Niemann, Oaks, Pendergrass, Rosenberg, Summers, F. Turner, M. Washington, and Zucker

AN ACT concerning

Natural Resources – Wildlands – Designation of New Wildlands**HB0296/250412/1**

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 296

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, and Murphy”.

On page 3 in lines 10 and 17, on page 7 in lines 29, 30, 32, 33, 36, 38, and 39, on page 8 in lines 3, 8, 15, 17, 19, 23, 24, and 25, on page 9 in line 36, on page 10 in lines 9, 20, 26, 32, and 33, on page 11 in lines 2, 4, 6, 9, 11, 16, and 18, on page 17 in lines 2, 5, 6, 8, 9, 10, 11, 13, 14, 15, 17, 18, 21, 22, 24, and 25, on page 20 in lines 18 and 28, on page 21 in lines 15, 19, 23, 27, 34, and 41, on page 22 in line 8, on page 31 in line 35, on page 51 in lines 24 and 30, on page 52 in lines 15 and 27, on page 58 in lines 2, 12, 18, and 20, on page 61 in line 27, on page 69 in lines 32, 36, and 39, on page 70 in lines 7, 11, and 14, on page 77 in line 10, on page 81 in lines 7 and 24, on page 82 in line 5, on page 83 in line 12, and on page 84 in line 8, in each instance, strike “**THENCE**” and substitute “**THEN**”.

On page 5 in lines 5 and 22, on page 8 in line 40, on page 43 in lines 33 and 40, on page 44 in line 10, on page 69 in lines 32 and 36, on page 70 in lines 7 and 22, and on page 78 in line 41, in each instance, strike “**NAD83**” and substitute “**NAD83**”.

On page 5 in line 23, on page 8 in lines 17 and 18, on page 9 in lines 38, 39, and 40, on page 10 in lines 1, 2, 3, 4, 10, 13, 14, 27, 33, 34, 36, 37, 38, 39, 40, and 41, on page 21 in lines 18 and 19, on page 23 in line 26, on page 26 in lines 31 and 32, on page 31 in lines 23 and 24, on page 41 in lines 40, 41, 42, 43, 44, and 45, on page 44 in lines 18, 20, 21, 22, 23, 24, 28, 29, 32, 33, 34, 35, 36, 39, 40, and 41, on page 45 in lines 1, 2, 5, 6, 7, and 8, on page 61 in lines 29, 30, 31, 32, 33, 36, 37, 38, and 39, and on page 83 in line 13, in each instance, strike “**TO A POINT**”.

On page 26 in line 26, on page 27 in line 14, on page 35 in line 39, on page 43 in line 35, on page 44 in line 2, and on page 82 in line 39, in each instance, after “**THE**” insert “**POINT OF**”.

AMENDMENT NO. 2

On page 5, in line 22, strike the comma.

On pages 9 and 10, strike beginning with “TO” in line 40 on page 9 down through the first “POINT” in line 1 on page 10.

AMENDMENT NO. 3

On page 10, in line 12, strike “TO POINT”; strike beginning with “TO” in line 10 down through the first “POINT” in line 11; strike beginning with “TO” in line 14 down through the first “POINT” in line 15; strike beginning with “TO” in line 36 down through the first “POINT” in line 37; and strike beginning with “TO” in line 40 down through the first “POINT” in line 41.

On page 17, in line 19, strike “THENCE” and substitute “THEN NORTH”.

On page 18, in line 11, strike “4,400” and substitute “4,397”.

AMENDMENT NO. 4

On page 21, in line 17, strike the comma; and strike beginning with “SOUTH” in line 37 down through “FEET,” in line 40 and substitute “THEN LEAVING SAID CONVEYANCE FROM TROUT RUN LLC TO THE STATE OF MARYLAND, DEPARTMENT OF NATURAL RESOURCES, AND RUNNING THE FOLLOWING COURSES AND DISTANCES, NORTH 81 DEGREES 34 MINUTES 28 SECONDS WEST 476.82 FEET, SOUTH 60 DEGREES 44 MINUTES 49 SECONDS WEST 279.32 FEET, NORTH 84 DEGREES 52 MINUTES 51 SECONDS WEST 298.10 FEET, NORTH 65 DEGREES 45 MINUTES 18 SECONDS WEST 230.41 FEET, NORTH 82 DEGREES 57 MINUTES 48 SECONDS WEST 254.53 FEET TO A POINT, SAID POINT INTERSECTING THE NORTH 27 DEGREES 09 MINUTES 38 SECONDS EAST 3058.78 FOOT LINE OF SAID CONVEYANCE FROM TROUT RUN LLC TO THE STATE OF MARYLAND, DEPARTMENT OF NATURAL RESOURCES, AND RUNNING WITH THE REMAINDER OF SAID LINE 2,953.53 FEET, THEN RUNNING”.

On page 26, in line 1, strike “BOUNDARY” and substitute “BOUNDARY,”.

AMENDMENT NO. 5

On page 31, in line 22, strike the comma; and in line 25, strike “TO A POINT” and substitute “WEST 409.16 FEET”.

On page 33, in line 9, strike “VENTURE” and substitute “VENTURE,”; and in line 12, strike the first comma.

On page 34, in line 34, strike “ROAD” and substitute “ROAD,”.

On page 35, in line 1, strike “RUNNING”; and in lines 22 and 28, in each instance, after “DESCRIPTION” insert “OF PARCEL 4”.

AMENDMENT NO. 6

On page 44, in line 14, strike “POINT SAID POINT INTERSECTION” and substitute “POINT, SAID POINT INTERSECTING”; in line 27, strike “, THEN WITH SAID BOUNDARY,” and substitute “PROPERTY, THEN RUNNING WITH SAID BOUNDARY”; strike beginning with “TO” in line 16 down through “POINT” in line 17; strike beginning with “TO” in line 30 down through “POINT” in line 31; and strike beginning with “TO” in line 37 down through “POINT” in line 38.

On page 45, strike beginning with “TO” in line 3 down through “POINT” in line 4; and in line 9, after “676.77” insert “FEET”.

AMENDMENT NO. 7

On page 51, in line 20, strike the first “POINT” and substitute “POINT,”; and in lines 23 and 35, in each instance, strike “ALLEGHENY” and substitute “ALLEGANY”.

On page 55, in line 18, strike “F” and substitute “F,”.

AMENDMENT NO. 8

On page 61, in line 21, strike the first “POINT” and substitute “POINT,”; strike beginning with “TO” in line 34 down through “POINT” in line 35; and in line 44, strike “RESOURCES” and substitute “RESOURCES,”.

On page 67, in line 36, strike “THENCE” and substitute “THEN RUNNING”.

AMENDMENT NO. 9

On page 72, in line 14, strike “OR REMOVE” and substitute “REMOVE, OR REPLACE”.

On page 73, in line 28, strike “ON” and substitute “IN”.

On page 74, in line 7, strike the first “POINT” and substitute “POINT,”; and in line 21, strike “POINT” and substitute “POINT,”.

On page 75, in line 3, strike “OF THE”; in line 9, strike “ON” and substitute “IN”; and in line 12, strike “RESOURCES” and substitute “RESOURCES,”.

On page 77, in line 10, after “IN” insert “A”; in lines 11 and 16, in each instance, strike “SAID” and substitute “AFOREMENTIONED”; and in line 16, strike “MARYLAND” and substitute “MARYLAND,”.

On page 79, in lines 6 and 13, in each instance, strike the second “SAID” and substitute “AFOREMENTIONED”; and in lines 9 and 16, in each instance, strike “MARYLAND” and substitute “MARYLAND,”.

AMENDMENT NO. 10

On page 80, in lines 16 and 23, in each instance, strike “FORESTRY” and substitute “FORESTRY,”; and in line 29, strike the first “POINT” and substitute “POINT,”.

On page 81, in line 34, strike the first “THEN”; and in line 43, strike “CORPORATION” and substitute “CORPORATION,”.

On page 82, in lines 2 and 3, in each instance, strike “THEN”; and in line 11, strike “SOUTH” and substitute “SOUTH”.

On page 83, in line 21, strike “PLACE” and substitute “POINT”.

On page 84, in line 27, strike “88. THEN” and substitute “88, THEN”; and in line 35, strike “PLACE” and substitute “POINT”.

The preceding 10 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate McDermott moved to make the Bill a Special Order for February 20, 2014.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 346 – Chair, Environmental Matters Committee (By Request – Departmental – Planning)

AN ACT concerning

Maryland Historical Trust – Review of Capital Projects – Duties of Director

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 451 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)

AN ACT concerning

Neighborhood Business Development Program – Financial Assistance for Food Desert Areas

HB0451/570917/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 451

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Desert Areas” and substitute “Deserts”; in line 4, strike the second “purpose” and substitute “purposes”; in line 5, strike “help creating” and substitute “helping to create”; in line 6, after “the” insert “Business Development Program in the Neighborhood Business Development”; in line 14, after “regulations;” insert “authorizing a certain entity to originate and administer financial assistance to a food desert project under certain circumstances; authorizing the Department to provide financial assistance in a certain manner when an approved entity originates or

provides financial assistance for a food desert project under certain circumstances;”;
and in line 24, after “6–308.2” insert “and 6–308.3”.

AMENDMENT NO. 2

On page 7, after line 14, insert:

“6–308.3.

(A) IF THE DEPARTMENT DETERMINES THAT AN ENTITY IS CAPABLE OF ADMINISTERING A FOOD DESERT PROJECT, THE ENTITY MAY ORIGINATE AND ADMINISTER FINANCIAL ASSISTANCE TO A FOOD DESERT PROJECT IN ACCORDANCE WITH STANDARDS THE DEPARTMENT ADOPTS BY REGULATION.

(B) THE DEPARTMENT MAY:

(1) PAY AN APPROVED ENTITY A REASONABLE ORIGINATION, APPLICATION, AND PROCESSING FEE FOR EACH FOOD DESERT PROJECT THAT IS ORIGINATED BY THE APPROVED ENTITY;

(2) DIRECTLY FUND THE FINANCIAL ASSISTANCE FOR A FOOD DESERT PROJECT THAT IS ORIGINATED BY AN APPROVED ENTITY; AND

(3) PROVIDE FINANCIAL ASSISTANCE TO AN APPROVED ENTITY FOR THE PURPOSE OF THE APPROVED ENTITY PROVIDING FINANCIAL ASSISTANCE FOR A FOOD DESERT PROJECT IN ACCORDANCE WITH THIS SUBTITLE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Kipke moved to make the Bill a Special Order for February 19, 2014.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 453 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)

AN ACT concerning

**Housing and Community Development – Multifamily Rental Housing
Programs Efficiency Act**

HB0453/670817/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 453

(First Reading File Bill)

AMENDMENT NO. 1

On page 6, in lines 26 and 27, strike “A FAMILY OR AN INDIVIDUAL WHOSE” and substitute “ONE OR MORE INDIVIDUALS WHO OCCUPY THE SAME RESIDENTIAL DWELLING UNIT AND WHOSE TOTAL HOUSEHOLD”.

AMENDMENT NO. 2

On page 10, in line 18, strike “(A)(2)(II)” and substitute “(B)(2)”.

On page 14, strike in their entirety lines 1 through 8, inclusive; and in line 23, strike “3-203” and substitute “3-203(I)”.

On page 16, in line 15, strike “FROM” and substitute “FOR”.

On page 24, in line 2, strike the bracket; in the same line, strike the second comma; and in line 3, before “including” insert an opening bracket.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate McDonough moved to make the Bill a Special Order for February 19, 2014.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 529 – Delegate Malone

AN ACT concerning

**Motor Vehicle Administration – Drivers’ Licenses and Identification Cards –
Organ Donor Designation**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 555 – Delegates Malone and Parrott

AN ACT concerning

Vehicle Laws – Maximum Speed Limits on Highways

HB0555/880511/1

BY: Environmental Matters Committee

AMENDMENT TO HOUSE BILL 555

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Parrott” and substitute “Parrott, Carr, Fraser–Hidalgo, Frush, McMillan, Norman, Stein, Wilson, Beitzel, Glenn, K. Kelly, A. Miller, Myers, and Healey”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 575 – Delegates Jacobs, Afzali, Arentz, Bates, Beitzel, Cane, Conway, Eckardt, Elliott, Fisher, Glass, Haddaway–Riccio, Hogan, Holmes, Kach, Kipke, Krebs, McDermott, McIntosh, Mitchell, O’Donnell, Otto, S. Robinson, Rudolph, Smigiel, Stifler, Vitale, and Weir

EMERGENCY BILL

AN ACT concerning

Farm Area Motor Vehicles – Registration and Authorized Use**HB0575/200819/1**

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 575

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “measure;” insert “providing for the termination of this Act:”.

AMENDMENT NO. 2

On page 3, in line 17, after the period insert “It shall remain effective for a period of 5 years from the date it is enacted and, at the end of the 5-year period, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #2

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 31 – Delegates McDermott and Smigiel

AN ACT concerning

**Sentencing Procedures – Statement by Victim or Victim’s Representative
(Alex’s Law)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 147 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Maryland Tort Claims Act – Human Services Torts
MC 13–14**

HB0147/992018/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 147

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “defendant” insert “and damages shall be limited in a certain manner”; in the same line, strike “altering certain procedures;”; in line 7, strike “providing for the application of this Act;”; in line 12, strike “and 12–106”; and strike in their entirety lines 15 through 19, inclusive.

AMENDMENT NO. 2

On page 2, strike beginning with the second comma in line 1 down through “**TORTS,**” in line 2; in lines 2 and 3, in each instance, strike the bracket; strike beginning with “against” in line 2 down through “government” in line 3; and in line 3, strike “**COURT ARISING OUT OF**”.

On pages 2 through 4, strike in their entirety the lines beginning with line 23 on page 2 through line 8 on page 4, inclusive.

On page 4, in line 9, strike “3.” and substitute “2.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**House Bill 174 – Chair, Judiciary Committee (By Request – Departmental –
Public Safety and Correctional Services)**

AN ACT concerning

Public Safety – Internal Investigative Unit – Name Change and Duties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 175 – Delegate Guzzone (Chair, Special Joint Commission on Public Safety and Security in State and Local Correctional Facilities)

AN ACT concerning

Criminal Law – Contraband – Telecommunication Devices – Penalty

HB0175/272313/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 175

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Facilities)” insert “and Delegate Cluster”; in line 2, after “Devices” insert “and Accessories”; strike beginning with the second “a” in line 3 down through “confinement” in line 5 and substitute “or possessing with the intent to deliver certain telecommunication devices or accessories to a person detained or confined in a certain place of confinement; prohibiting a person from depositing or concealing certain telecommunication devices or accessories in or about a place of confinement; prohibiting a person detained or confined in a place of confinement from knowingly possessing or receiving certain telecommunication devices or accessories”.

AMENDMENT NO. 2

On page 1, in line 20, after “device” insert “, TELECOMMUNICATION DEVICE CHARGER, OR SUBSCRIBER IDENTIFICATION MODULE (SIM) CARD”.

On page 2, in lines 1, 4, and 9, in each instance, after “device” insert “, TELECOMMUNICATION DEVICE CHARGER, OR SIM CARD”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Guzzone moved to make the Bill a Special Order for February 25, 2014.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 228 – Delegate Dumais

AN ACT concerning

Estates and Trusts – Registers of Wills – Records

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 364 – Delegate Dumais

AN ACT concerning

**State Prosecutor and Deputy State Prosecutor – Witness Immunity –
Compulsory Testimony**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

**House Bill 386 – Delegate Anderson (By Request – Baltimore City
Administration) and Delegates Branch, Carter, Clippinger, Conaway,
Glenn, Hammen, Harper, Mitchell, Oaks, Rosenberg, Stukes, Tarrant,
and M. Washington**

AN ACT concerning

**Criminal Law – Illegal Dumping and Litter Control Law – Driver’s License –
Points**

HB0386/952614/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 386

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, before “Points” insert “Penalty and”; in line 4, after the first “of” insert “increasing the penalty for a certain violation of the Illegal Dumping and Litter Control Law;”; and in line 9, strike “a violation” and substitute “certain violations”.

AMENDMENT NO. 2

On page 2, in line 11, strike “1 year” and substitute “3 YEARS”.

AMENDMENT NO. 3

On page 3, after line 27, insert:

“(11) USE OF A MOTOR VEHICLE IN VIOLATION OF THE ILLEGAL DUMPING AND LITTER CONTROL LAW UNDER § 10-110(F)(2)(I) OF THE CRIMINAL LAW ARTICLE.....2 POINTS

“(12) USE OF A MOTOR VEHICLE IN VIOLATION OF THE ILLEGAL DUMPING AND LITTER CONTROL LAW UNDER § 10-110(F)(2)(II) OF THE CRIMINAL LAW ARTICLE.....3 POINTS”.

AMENDMENT NO. 4

On page 3, in lines 28, 29, and 30, strike “(11)”, “(12)”, and “(13)”, respectively, and substitute “**(13)**”, “**(14)**”, and “**(15)**”, respectively.

On page 4, in lines 1, 3, 4, 5, 6, 7, 8, 9, 10, and 12, strike “(14)”, “(15)”, “(16)”, “(17)”, “(18)”, “(19)”, “(20)”, “(21)”, “(22)”, and “(23)”, respectively, and substitute “**(16)**”, “**(17)**”, “**(18)**”, “**(19)**”, “**(20)**”, “**(21)**”, “**(22)**”, “**(23)**”, “**(24)**”, and “**(25)**”, respectively.

AMENDMENT NO. 5

On page 4, after line 13, insert:

“(26) USE OF A MOTOR VEHICLE IN VIOLATION OF THE ILLEGAL DUMPING AND LITTER CONTROL LAW UNDER § 10-110(F)(2)(III) OF THE CRIMINAL LAW ARTICLE.....5 POINTS”;

in line 14, strike “(24)” and substitute “(27)”; and strike in their entirety lines 15 through 17, inclusive.

AMENDMENT NO. 6

On page 4, in lines 18, 21, 23, 25, and 27, strike “(26)”, “(27)”, “(28)”, “(29)”, and “(30)”, respectively, and substitute “(28)”, “(29)”, “(30)”, “(31)”, and “(32)”, respectively.

On page 5, in lines 1, 3, 5, 7, 9, 12, 13, 14, and 18, strike “(31)”, “(32)”, “(33)”, “(34)”, “(35)”, “(36)”, “(37)”, “(38)”, and “(39)”, respectively, and substitute “(33)”, “(34)”, “(35)”, “(36)”, “(37)”, “(38)”, “(39)”, “(40)”, and “(41)”, respectively.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 13 – Chair, Health and Government Operations Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Office of Cemetery Oversight – Perpetual Care Trust Funds and Preneed Trust Accounts – Regulation

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 90)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #4**House Bill 39 – Delegate Jameson****EMERGENCY BILL**

AN ACT concerning

**Chesapeake Employers' Insurance Company – Issuance, Renewal, and
Cancellation of Policies – Authority**

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 91)

The Bill was then sent to the Senate.

House Bill 40 – Delegate Murphy

AN ACT concerning

**State Government – Commemorative Months – ~~Native American~~ American
Indian Heritage Month**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 92)

The Bill was then sent to the Senate.

House Bill 41 – Delegates Murphy and Branch

AN ACT concerning

Maryland ~~Native American~~ Indian Status – Standards for Recognition

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 93)

The Bill was then sent to the Senate.

House Bill 53 – Delegates Vitale and Carr

AN ACT concerning

Public Records – Provision of Copies, Printouts, and Photographs – Required

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 94)

The Bill was then sent to the Senate.

House Bill 220 – Delegates Jameson, Barnes, Hucker, Impallaria, Love, Minnick, Rudolph, and Schulz**EMERGENCY BILL**

AN ACT concerning

Injured Workers' Insurance Fund Employees – Registration as Registered Lobbyists

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 95)

The Bill was then sent to the Senate.

House Bill 258 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists – Sunset Extension and Program Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 96)

The Bill was then sent to the Senate.

House Bill 301 – ~~Delegate Reznik~~ Delegates Reznik, Bromwell, Costa, Cullison, Elliott, Frank, Hammen, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Ready, Tarrant, and V. Turner

AN ACT concerning

Health Occupations – Dentists With Permits to ~~Prepare and~~ Dispense Dental Products – Exclusion From Maryland Pharmacy Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 97)

The Bill was then sent to the Senate.

House Bill 303 – ~~Delegate Reznik~~ Delegates Reznik, Bromwell, Costa, Cullison, Elliott, Frank, Hammen, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan-Pulliam, Oaks, Pena-Melnyk, Pendergrass, Ready, Tarrant, and V. Turner

AN ACT concerning

Health Occupations – Licensed Dentists Who ~~Prepare and~~ Dispense Antibiotics – Exclusion From Maryland Pharmacy Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 98)

The Bill was then sent to the Senate.

House Bill 478 – Delegate Davis

EMERGENCY BILL

AN ACT concerning

Maryland Automobile Insurance Fund – Installment Payment Plan – Clarification

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 99)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #5

House Bill 101 – Delegate Kipke

AN ACT concerning

Dental Hygienists – Nitrous Oxide – Repeal of Termination Date

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 100)

The Bill was then sent to the Senate.

House Bill 102 – Chair, Health and Government Operations Committee (By Request – Departmental – Information Technology)

AN ACT concerning

Procurement Advisory Council – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 101)

The Bill was then sent to the Senate.

House Bill 113 – Delegate Hubbard

AN ACT concerning

State Board of Examiners of Psychologists – Psychology Associates – Registration

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 102)

The Bill was then sent to the Senate.

House Bill 149 – Delegate Reznik

AN ACT concerning

Council for the Procurement of Health, Educational, and Social Services – Term Limits

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 103)

The Bill was then sent to the Senate.

House Bill 202 – Delegate Barkley

AN ACT concerning

Clean Energy Loan Programs – Private Lenders – Collection of Loan Payments

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 2 (See Roll Call No. 104)

The Bill was then sent to the Senate.

House Bill 253 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Stationary Engineers – Sunset Extension and Program Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 105)

The Bill was then sent to the Senate.

House Bill 254 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Individual Tax Preparers – Sunset Extension and Program Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 106)

The Bill was then sent to the Senate.

House Bill 288 – Delegate O’Donnell

AN ACT concerning

Transportation – Metropolitan Planning Organizations – Notice and Public Hearing

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 107)

The Bill was then sent to the Senate.

House Bill 335 – Delegates Schuh and Olszewski

AN ACT concerning

**Residential Cliffside Elevators – Registration and Inspection
(The Jock Menzies Act)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 1 (See Roll Call No. 108)

The Bill was then sent to the Senate.

House Bill 511 – Delegate Davis (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Foresters – Sunset Extension and Program Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 117 Negative – 14 (See Roll Call No. 109)

The Bill was then sent to the Senate.

LETTERS OF REASSIGNMENT

MEMORANDUM

To: Hon. Norman H. Conway, Chairman, APP
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 1173	W&M

Read and ordered journalized.

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 1344	JUD

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 110)

ADJOURNMENT

At 10:51 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Wednesday, February 19, 2014.

Annapolis, Maryland
Wednesday, February 19, 2014

The House met at 10:07 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Barbara A. Robinson of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 111)

The Journal of February 18, 2014 was read and approved.

EXCUSES:

Del. Cane – medical

Del. Frank – illness

Del. Harper – late – personal

Del. Ready – funeral

Del. Sophocleus – illness

INTRODUCTION OF BILLS

House Bill 1454 – Delegates M. Washington and Proctor

AN ACT concerning

Winter Driving Safety Act

FOR the purpose of requiring the State Highway Administration to establish a certain public information campaign on the importance of snow and ice removal from exposed vehicle surfaces; requiring the public information campaign to highlight certain dangers, emphasize certain penalties, and develop certain public outreach; prohibiting a person from operating or towing a vehicle without removing from exposed vehicle surfaces certain snow and ice; prohibiting a person from committing a violation of this Act that contributes to an accident that results in property damage or the death of, or serious bodily injury to, another; establishing certain penalties; defining a certain term; and generally relating to the removal of snow and ice from exposed vehicle surfaces.

BY adding to

Article – Transportation
Section 8–656
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Transportation
Section 21–1130
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1455 – Delegates V. Turner and Valderrama

AN ACT concerning

Creation of a State Debt – Prince George’s County – Forest Heights Town Hall Renovation

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 Mayor and Town Council of the Town of Forest 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 Rules and Executive Nominations.

House Bill 1456 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Department of Health and Mental Hygiene – Board of Review – Jurisdiction

FOR the purpose of limiting the jurisdiction of the Board of Review of the Department of Health and Mental Hygiene to hear and determine appeals from decisions of the Secretary of Health and Mental Hygiene and units in the Department; authorizing the Board to hear and determine any appeal from a decision of the Secretary in a contested case concerning an individual’s eligibility for or participation in certain programs; excluding from the Board’s review jurisdiction certain Maryland Medical Assistance Program eligibility decisions delegated by the Secretary to the Maryland Health Benefit Exchange; providing

that a person aggrieved by a certain adverse determination subject to review by the Board forgo review by the Board and instead petition for judicial review; providing that certain decisions are affirmed if the Board does not issue a decision within a certain period of time after submitting the notice of appeal; providing that any party may seek an appeal from a decision of the Board; repealing certain obsolete provisions of law; requiring the Department to study the continued role of the Board and report its findings and recommendations to the Governor and certain committees of the General Assembly on or before a certain date; making conforming changes; and generally relating to the jurisdiction of the Board of Review of the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 2–206, 2–207, 10–511, 10–524, 19–330, and 19–732

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 1A–311, 2–316, 3–316, 4–319, 5–313, 7–320, 8–318, 8–6B–21, 9–309,

9–316, 10–317, 11–318, 12–316, 12–412, 13–318, 14–408, 15–313, 16–315,

17–512, 18–316, 19–313, 20–308, and 20–315

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1457 – Chair, Appropriations Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

State Correctional Officers’ Bill of Rights – Definition of Correctional Officer

FOR the purpose of altering the definition of “correctional officer” to exclude a certain classification of officer for the purposes of the State Correctional Officers’ Bill of Rights; and generally relating to correctional officers under the State Correctional Officers’ Bill of Rights.

BY repealing and reenacting, without amendments,

Article – Correctional Services

Section 10–901(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 10–901(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1458 – Chair, Appropriations Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

Correctional Services – Charges Recommending Discipline – Investigative Period

FOR the purpose of establishing that a certain time period after which a certain appointing authority in the Department of Public Safety and Correctional Services may not bring charges recommending the imposition of discipline against a correctional officer does not apply to certain charges of criminal activity under certain circumstances; and generally relating to disciplinary procedures for correctional officers.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 10–907
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1459 – Harford County Delegation

AN ACT concerning

Harford County – Gaming Events – License

FOR the purpose of adding a certain nonstock corporation operating a chamber of commerce in Harford County to the list of organizations that may obtain a license to conduct a gaming event in Harford County; and generally relating to gaming events in Harford County.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 13–1502(a)

Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 13–1503
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1460 – Delegates Summers, Ivey, and Niemann

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Redevelopment of 4510
41st Avenue and 4516 41st Avenue**

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 Town Council of the Town of North Brentwood 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 Rules and Executive Nominations.

House Bill 1461 – Delegate Hixson

AN ACT concerning

**Hometown Heroes – Income Tax Subtraction Modification – Retirement
Income of Law Enforcement, Fire, Rescue, and Emergency Services
Personnel**

FOR the purpose of providing a subtraction modification under the Maryland income tax under certain circumstances for certain retirement income attributable to a resident’s employment as a law enforcement officer or the individual’s service as fire, rescue, or emergency services personnel; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for certain retirement income attributable to a resident’s employment as a law enforcement officer or the individual’s service as fire, rescue, or emergency services personnel.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–209
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1462 – Delegate Davis

AN ACT concerning

**Property and Casualty Insurance – Notices – Use of First-Class Mail
Tracking Methods**

FOR the purpose of altering the manner in which certain insurers are required to notify certain persons of the rescission, cancellation, nonrenewal, or termination of certain policies or binders of certain property or casualty insurance, or of an increase in the total premium for a policy of private passenger motor vehicle liability insurance; making certain conforming changes; defining a certain term; and generally relating to notices required under policies of property or casualty insurance.

BY renumbering
Article – Insurance
Section 27–602(b) and (c), 27–603(b), (c), and (e), and 27–613(b), (c), (f), (g), (h), (i), and (j), respectively
to be Section 27–602(c) and (d), 27–603(c), (d), and (f), and 27–613(c), (d), (g), (h), (i), (j), and (k), respectively
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 12–106(a), (f), and (j)(3), 27–602(a) and (d), 27–603(a) and (d), 27–613(a), (d), and (e), and 27–614(a) and (c)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Insurance
Section 12–106(b) and 27–614(b)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article – Insurance
Section 27–602(a), 27–603(a), and 27–613(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 27–602(c)(1) and (d)(1), 27–603(c)(1), (d)(1), and (f)(1), and 27–613(c)(2),
(d)(1), and (g)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)
(As enacted by Section 1 of this Act)

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

House Bill 1463 – Delegate Davis

AN ACT concerning

Solar Farms – Construction Requirements – Exemptions

FOR the purpose of exempting a solar farm from the requirement to submit a grading and sediment control plan to obtain a permit for grading or construction; exempting a solar farm from the requirement to submit a forest stand delineation and forest conservation plan to obtain a permit for grading or construction; exempting a solar farm from the requirement to obtain a certificate of public convenience and necessity before constructing a generating station if the solar farm meets certain requirements; defining a certain term; making conforming changes; and generally relating to construction of solar farms.

BY renumbering
Article – Natural Resources
Section 5–1601(kk), (ll), (mm), (nn), (oo), and (pp), respectively
to be Section 5–1601(ll), (mm), (nn), (oo), (pp), and (qq), respectively
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Environment
Section 4–101.1(a) and 4–103(a)(1) and (2)
Annotated Code of Maryland
(2013 Replacement Volume)

BY adding to
Article – Environment

Section 4–101.1(d)
Annotated Code of Maryland
(2013 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Environment
Section 4–101.1(d) and 4–102
Annotated Code of Maryland
(2013 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 5–1601(a), 5–1602(a), 5–1604(a), and 5–1605(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Natural Resources
Section 5–1601(kk)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–1602(b)(4)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–207(b)(1)(i) and (ii)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–207.1
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1464 – Delegate Davis

AN ACT concerning

Creation of a State Debt – Prince George’s County – District Heights Family and Youth Services Bureau Facility 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 Mayor and City Council 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 Rules and Executive Nominations.

House Bill 1465 – Delegate Davis

AN ACT concerning

Insurance – Reinsurance – Certification of Reinsurers

FOR the purpose of authorizing the Maryland Insurance Commissioner to use information provided by the National Association of Insurance Commissioners (NAIC) committee process to take certain actions relating to an applicant for certification as a reinsurer in Maryland; authorizing the Commissioner, until a certain time, to consider the list of conditionally qualified jurisdictions published through the NAIC committee process when determining the jurisdictions under which an assuming insurer, licensed and domiciled in a jurisdiction on the list, is eligible to be considered for certification as a reinsurer in Maryland; and generally relating to certification of reinsurers.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 5–909(a)(1) and (b)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 5–910
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1466 – Delegate Conaway

AN ACT concerning

**Morticians and Funeral Directors – Contracts – Statement Regarding
Availability of Internal Organs for Burial**

FOR the purpose of altering the items that must be included in a certain contract to include a statement, under certain circumstances, regarding whether there are any internal organs that will not be available for burial with the deceased; and generally relating to the statements by morticians and funeral directors regarding the availability of internal organs for burial.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 7–404
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

INTRODUCTION OF JOINT RESOLUTIONS

House Joint Resolution 10 – Delegate Hixson

A House Joint Resolution concerning

Establishment of a Presidential Youth Council

FOR the purpose of urging the President of the United States to establish a certain Presidential Youth Council; providing that a copy of this resolution be sent by the Department of Legislative Services to certain individuals; and generally relating to the establishment of a Presidential Youth Council.

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 49 – Senator Hershey

AN ACT concerning

Kent County – Alcoholic Beverages Act of 2014

FOR the purpose of authorizing the Board of License Commissioners for Kent County to issue a beer or wine tasting (BWT) license to the holder of certain alcoholic beverages licenses; providing that a BWT license authorizes, for tasting purposes only, the on-premises consumption of certain wine or beer; limiting the amount of beer or wine that the holder of a BWT license may allow to be consumed by a single individual in a single day; prohibiting a BWT license holder from conducting a wine tasting and a beer tasting in a single day; providing for an annual license fee; specifying that the selection of wine or beer offered at a tasting is not limited to wine or beer produced in the State; authorizing a holder of a BWT license to offer for sale certain beer under certain circumstances; permitting summonses in Kent County to be served by the inspector employed by the Board of License Commissioners; providing that certain penalties imposed for violation of the alcoholic beverages laws do not limit, but are in addition to, other penalties for the same violation and are independent of any related court action based on the same violation; authorizing a certain alcoholic beverages inspector to issue a citation in the County; requiring the inspector to complete a training program in the use of arrest authority and pertinent police procedures; prohibiting an inspector in the County from carrying a firearm in the performance of the inspector's duties; and generally relating to alcoholic beverages in Kent County.

BY renumbering

Article 2B – Alcoholic Beverages

Section 8-408.2

to be Section 8-408.3

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 8-408.2

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 16-410(b) and 16-507(p)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 10-119(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 74 – Senators Klausmeier and Ferguson

AN ACT concerning

Institutions of Higher Education – Student Notification – Financial Information

FOR the purpose of requiring certain institutions of higher education in the State to report certain information on the cost of higher education at the institution to certain students beginning in a certain academic year; and generally relating to student notification of financial information by institutions of higher education.

BY adding to

Article – Education

Section 15–118

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 138 – Senator Conway

AN ACT concerning

Health Occupations – Board of Physicians – Reinstatement of Licenses

FOR the purpose of requiring the State Board of Physicians to reconsider, under certain circumstances, the suspension or revocation of an individual's license to practice medicine, that is based solely on a certain ground for discipline relating to disciplinary action by a licensing or disciplinary authority in another state, on request of the individual; and generally relating to the reinstatement of a suspended or revoked license to practice medicine in the State.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–409

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 225 – Senators Montgomery, Benson, and Forehand

AN ACT concerning

**State Board of Examiners of Psychologists – Psychology Associates –
Registration**

FOR the purpose of requiring an individual, except under certain circumstances, to be registered by the Board before practicing psychology as a psychology associate in the State; specifying the circumstances under which a registered 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 registration as a psychology associate; specifying the examinations that an applicant for a psychologist license must pass; requiring an applicant for registration as a psychology associate, except under certain circumstances, to pass a certain examination; requiring the Board to grant a waiver of certain registration requirements to certain applicants; requiring an applicant for a registration to practice psychology to meet certain requirements; providing that an applicant who otherwise qualifies for a registration is entitled to be examined in a certain manner; providing that a registration authorizes a registrant to practice psychology while the registration is effective; requiring the Board to maintain a roster that contains the names and certain other information regarding registered psychology associates; providing that, except under certain circumstances, a registration expires on the date set by the Board; prohibiting the renewal of a registration for a term longer than a certain number of years; requiring the Board to send to a registrant a renewal notice by a certain method a certain number of days before the registration expires; specifying the content of a renewal notice sent to a registrant; requiring a registrant to notify the Board in writing of any change in the registrant's address within a certain period of time; authorizing a registrant to renew a registration for a certain term under certain circumstances; authorizing the Board to establish continuing education requirements as a condition to the renewal of registrations; requiring the Board to renew the registration of a registrant who meets the requirements of certain provisions of law; 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 registered psychology associate in accordance with certain regulations; authorizing the Board to impose a certain monetary penalty instead of suspending a registration or in addition to suspending or revoking a registration; authorizing the Board to direct a registrant to submit to a certain examination; providing that, in return for the privilege given to a registrant to practice psychology in the State, the registrant is deemed to have consented to a certain examination under certain circumstances and waived a certain claim of privilege; providing that the failure or refusal of a registrant to submit to a required examination is prima facie evidence of a registrant's inability to practice psychology competently, with a certain exception; prohibiting a decision of the Board in relation to a registration from being stayed pending judicial review; authorizing the Board to reinstate a registration that has been revoked;

altering the prohibition on practicing, attempting to practice, or offering to practice psychology in the State to include a person who is not registered by the Board; altering certain definitions; defining certain terms; repealing a certain definition; making certain conforming and stylistic changes; and generally relating to the registration of psychology associates.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 18–101, 18–202, 18–206, 18–301, 18–302, 18–303, 18–304(a), 18–306, 18–307(a), 18–308 through 18–313, 18–313.1(a), 18–314(a), (b), and (c), 18–316(c), 18–317, and 18–401(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 243 – Cecil County Senators

AN ACT concerning

Cecil County – Board of Elections – Membership

FOR the purpose of altering the number of regular members of the Cecil County Board of Elections; requiring the members of the local board to be of certain political parties; requiring that a vacancy on the local board be filled in a certain manner; providing for a delayed effective date; and generally relating to the membership of the Cecil County Board of Elections.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 2–201(l)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 329 – Senator Astle

AN ACT concerning

Residential Cliffside Elevators – Registration and Inspection (The Jock Menzies Act)

FOR the purpose of adding a certain residential cliffside elevator to the elevators that require certain registration and inspection; requiring a cliffside elevator located on certain residential property to have a certain inspection on a certain periodic

basis; altering the term “elevator unit” to include a “cliffside elevator” for purposes of provisions of law relating to elevator safety; defining a certain term; making stylistic and conforming changes; and generally relating to elevators.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 12–801(a) and 12–806(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article – Public Safety
Section 12–801(f)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–801(f) through (t), 12–804, 12–809(d), and 12–812(b)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 381 – Senator Conway

AN ACT concerning

Health Occupations – Chiropractors, Massage Therapists, Physical Therapists, and Physical Therapist Assistants – Criminal History Records Checks Required

FOR the purpose of requiring certain applicants to the State Board of Chiropractic and Massage Therapy Examiners and the State Board of Physical Therapy Examiners 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 to certain boards and certain applicants certain criminal history record information; authorizing certain boards to accept certain alternate methods of criminal history records checks under certain circumstances; providing that certain information is confidential, may not be disseminated, and may be used only for certain purposes; authorizing certain individuals to contest the contents of certain statements issued by the Central Repository under certain circumstances; requiring the submission of certain evidence to a certain board as part of a certain application for licensure; requiring certain boards to consider certain factors in determining whether to

grant certain licenses or registrations on receipt of certain criminal history record information; prohibiting certain boards from issuing certain licenses or registrations under certain circumstances; authorizing certain boards to deny certain licenses or registrations, reprimand or place on probation certain licensees, or suspend or revoke certain licenses or registrations under certain circumstances; defining a certain term; and generally relating to requiring criminal history records checks for chiropractors, massage therapists, physical therapists, and physical therapist assistants.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 3–302(a), 3–303(a)(4) and (5), 3–306(a), 3–313(27) and (28), 3–5A–06(a)(4) and (5) and (b)(3) and (4), 3–5A–09, 3–5A–11(a)(20) and (21), 13–302(a), 13–305, 13–308(a), and 13–316(24) and (25)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations

Section 3–302.1, 3–303(a)(6), 3–306(c), 3–313(29), 3–5A–06(a)(6) and (b)(5), 3–5A–11(a)(22), 13–302.1, 13–308(d), and 13–316(26)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 401 – Senator Young

AN ACT concerning

Public Safety – Building Codes – Balcony Inspections (Jonathan’s Law)

FOR the purpose of requiring a political subdivision to conduct periodic inspections of certain multifamily dwellings with certain ~~balconies~~ balcony railings to ensure that each balcony railing meets certain requirements; authorizing a political subdivision to authorize a third party to conduct the periodic inspections; authorizing a political subdivision that otherwise inspects multifamily dwelling units according to a certain schedule to include the periodic inspections required under this Act as part of that inspection; authorizing a political subdivision to charge a fee for a periodic inspection; providing that this Act may not be construed to authorize a political subdivision to inspect an owner-occupied dwelling unit; defining a certain term; 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 2013 Supplement)

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

Senate Bill 404 – Senators Kelley, Benson, Brochin, Feldman, Glassman, Kittleman, Montgomery, Pugh, ~~and Ramirez~~ Ramirez, Middleton, and Klausmeier

AN ACT concerning

Maryland Uniform Commercial Code – Secured Transactions – Notice of Filing of Financing Statement

FOR the purpose of requiring the State Department of Assessments and Taxation or other office that receives a certain financing statement for filing to provide a certain notice of the filing to the debtor identified on the financing statement under certain circumstances; requiring the Department or other office required to provide the notice to determine the form of the notice; requiring the notice to contain certain information; providing for the application of this Act; and generally relating to secured transactions and the filing of financing statements.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 9–501
Annotated Code of Maryland
(2013 Replacement Volume)

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

Senate Bill 416 – Senator Astle

AN ACT concerning

Health Maintenance Organizations – Payments to Nonparticipating Providers – Repeal of Termination Date

FOR the purpose of repealing the termination date of certain provisions of law requiring health maintenance organizations to pay certain providers for certain services at certain rates; and generally relating to payments by health maintenance organizations to nonparticipating providers.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–710.1

Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Chapter 664 of the Acts of the General Assembly of 2009
Section 2

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

Senate Bill 418 – ~~Senator Middleton~~ Senators Middleton, Astle, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Pugh, and Ramirez

AN ACT concerning

**Developmental Disabilities Administration – Low Intensity Support Services
– Funding**

FOR the purpose of lowering the funding cap on low intensity support services provided to certain individuals each fiscal year through the Low Intensity Support Services Program in the Developmental Disabilities Administration; and generally relating to the funding cap on low intensity support services.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7–717
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 522 – Senator Feldman

AN ACT concerning

Commercial Law – Maryland Uniform Commercial Code – Funds Transfers

FOR the purpose of altering the applicability of provisions of the Maryland Uniform Commercial Code governing funds transfers; providing that the provisions apply to a certain remittance transfer except under certain circumstances; establishing that, in the event of an inconsistency between an applicable provision of the Maryland Uniform Commercial Code governing funds transfers and an applicable provision of the federal Electronic Fund Transfer Act, the federal law governs to the extent of the inconsistency; and generally relating to funds transfers under the Maryland Uniform Commercial Code.

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 4A–101, 4A–102, and 4A–104
Annotated Code of Maryland
(2013 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 4A–108
Annotated Code of Maryland
(2013 Replacement Volume)

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

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS
REPORT #3**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 100 – Delegate Kipke

AN ACT concerning

**Dental Hygienists – Practice in Long–Term Care Facilities – Repeal of
Termination Date**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

**House Bill 106 – Chair, Health and Government Operations Committee (By
Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

Senior Prescription Drug Assistance Program – Sunset Extension

HB0106/316682/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 106

(First Reading File Bill)

On page 1, in the sponsor line, after “Hygiene)” insert “and Delegates Bromwell, Costa, Cullison, Elliott, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Ready, Reznik, Tarrant, and V. Turner”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 229 – Delegate Hubbard

AN ACT concerning

**Public Health – Child Care Products Containing Flame–Retardant Chemicals
– TDCPP – Prohibition**

HB0229/576881/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 229

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Hubbard” and substitute “Delegates Hubbard, Bromwell, Cullison, A. Kelly, Morhaim, Nathan–Pulliam, Oaks, Pena–Melnik, Tarrant, and V. Turner”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 251 – Delegates Nathan–Pulliam, Eckardt, Hubbard, Jones, A. Kelly, Murphy, Oaks, Pena–Melnik, Tarrant, and V. Turner

AN ACT concerning

State Board of Nursing – Electrology Practice Committee – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations and Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 308 – The Speaker (By Request – Administration)

AN ACT concerning

Public Safety – Statewide Interoperability Radio Control Board – Established

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 398 – Delegates Murphy, Costa, Cullison, Donoghue, Hubbard, A. Kelly, Krebs, Oaks, Reznik, and V. Turner

AN ACT concerning

State Board of Pharmacy – Election of Officers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 399 – Delegates Murphy, Bromwell, Costa, Cullison, Donoghue, Hubbard, A. Kelly, Oaks, Pena–Melnik, Reznik, and V. Turner

AN ACT concerning

Public Health – Medical Records Charges – Medicaid Enrollees

HB0399/226287/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 399

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and V. Turner” and substitute “V. Turner, Hammen, Nathan–Pulliam, and Pendergrass”.

AMENDMENT NO. 2

On page 2, in lines 31 and 32, strike “**OR ANY OTHER AUTHORIZED PERSON**” and substitute “, EXCEPT FOR AN ATTORNEY APPOINTED IN WRITING BY A PERSON IN INTEREST,”; and in line 35, after “**INDEX**” insert “, FOR EACH 100 PAGES OR PORTION OF 100 PAGES COPIED”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 488 – Delegates Pena–Melnyk, Braveboy, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, A. Kelly, Morhaim, Murphy, Oaks, Reznik, Tarrant, and V. Turner

AN ACT concerning

Joint Committee on Access to Mental Health Services – Name Change**HB0488/326682/1**

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 488

(First Reading File Bill)

On page 1, in the sponsor line, strike “and V. Turner” and substitute “V. Turner, and Nathan–Pulliam”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #3

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 168 – Delegates Schulz, Afzali, Arentz, Aumann, Bates, Eckardt, Frank, George, Glass, Haddaway–Riccio, Hogan, Jacobs, Kramer, Krebs, Love, W. Miller, Minnick, Myers, Norman, O’Donnell, Olszewski, Otto, Schuh, Stifler, Szeliga, Vaughn, and Weir

AN ACT concerning

Department of Labor, Licensing, and Regulation – Boards, Commissions, and Councils – Member Removal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 564 – Delegate Olszewski

AN ACT concerning

Commercial Law – Maryland Uniform Commercial Code – Funds Transfers

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 583 – Delegate Davis

AN ACT concerning

**Maryland Small Business Development Financing Authority – Investment
and Recovery Limits**

HB0583/433394/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 583

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute “Economic Development – Equity Participation Investment Program – Small Businesses”; and strike beginning with “the” in line 14 down through “Authority” in line 15 and substitute “small businesses and the Equity Participation Investment Program”.

AMENDMENT NO. 2

On page 6, in line 21, strike “October” and substitute “July”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for February 20, 2014.

The motion was adopted.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 451 – Chair, Environmental Matters Committee (By Request –
Departmental – Housing and Community Development)**

AN ACT concerning

**Neighborhood Business Development Program – Financial Assistance for
Food Desert Areas**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS
AMENDED ADOPTED.

FLOOR AMENDMENT

HB0451/723727/1

BY: Delegate Kipke

AMENDMENTS TO HOUSE BILL 451

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, before “defining” insert “requiring the Department to submit a certain report to certain committees of the General Assembly on or before a certain date each year;”.

On page 1, in line 24, after “6–308.2” insert “and 6–308.3”.

AMENDMENT NO. 2

On page 7, before line 15, insert:

“6–308.3.

(A) ON OR BEFORE DECEMBER 1 OF EACH YEAR, THE DEPARTMENT SHALL SUBMIT A REPORT ON THE PROGRAM, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE SENATE BUDGET AND TAXATION COMMITTEE, THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE ENVIRONMENTAL MATTERS COMMITTEE.

(B) THE REPORT UNDER SUBSECTION (A) OF THIS SECTION SHALL INCLUDE:

(1) THE NAMES OF APPROVED ENTITIES AWARDED FINANCIAL ASSISTANCE FOR FOOD DESERT PROJECTS;

(2) THE TYPE OF ACTIVITIES IN WHICH THE APPROVED ENTITIES ARE ENGAGED;

(3) THE LOCATION OF THE APPROVED ENTITY’S OPERATION;

- (4) THE AMOUNT OF EACH GRANT AWARD;
- (5) THE NUMBER OF EMPLOYEES EMPLOYED BY THE APPROVED ENTITY;
- (6) THE BASIS FOR APPROVING THE GRANT;
- (7) AN EXPLANATION OF HOW THE APPROVED ENTITY'S OPERATION ADVANCES THE POLICY GOAL OF REDUCING FOOD DESERTS; AND
- (8) IF AVAILABLE, HOW LONG THE GRANTEE'S OPERATION STAYED IN BUSINESS FOLLOWING THE AWARDING OF THE GRANT."

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 453 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)

AN ACT concerning

Housing and Community Development – Multifamily Rental Housing Programs Efficiency Act

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate McDonough moved to make the Bill a Special Order for February 20, 2014.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 112)

ADJOURNMENT

At 10:42 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Thursday, February 20, 2014.

Annapolis, Maryland
Thursday, February 20, 2014

The House met at 10:08 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 132 Members present.

(See Roll Call No. 113)

The Journal of February 19, 2014 was read and approved.

EXCUSES:

Del. Boteler – funeral
Del. Cane – medical
Del. Cardin – late – personal
Del. Donoghue – doctor’s appointment
Del. Frank – illness
Del. James – illness
Del. Minnick – personal – wife’s surgery
Del. Ready – funeral
Del. Sophocleus – illness

INTRODUCTION OF BILLS

House Bill 1467 – Delegates Minnick, Anderson, and Malone

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 any 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 and 2013 Supplement)

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

House Bill 1468 – Delegate Donoghue

AN ACT concerning

Creation of a State Debt – Washington County – Boys and Girls Club of Washington County at Noland Village

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 Boys and Girls Club of Washington 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 Rules and Executive Nominations.

House Bill 1469 – Delegates DeBoy and Malone

AN ACT concerning

Creation of a State Debt – Maryland Food Bank Creating Capacity While Serving Communities Project

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 Maryland Food Bank, 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 Rules and Executive Nominations.

House Bill 1470 – Delegate Busch

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Bestgate 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 County Executive and County Council 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 Rules and Executive Nominations.

MESSAGE FROM THE SENATE**FIRST READING OF SENATE BILLS****Senate Bill 57 – Senator Colburn**

AN ACT concerning

Office of the State’s Attorney – Dorchester County – Authority to Appoint Criminal Investigators

FOR the purpose of authorizing the State’s Attorney for Dorchester County to appoint certain criminal investigators, subject to the approval of the Dorchester County Council; authorizing the State’s Attorney for Dorchester County to designate a chief investigator and assign other ranks and titles to certain criminal investigators under certain circumstances; providing that a criminal investigator who is appointed under this Act shall serve at the pleasure of the State’s Attorney for Dorchester County, is subject to the regulations of the State’s Attorney for Dorchester County, shall perform the duties that the State’s Attorney for Dorchester County designates, shall take a certain oath of office, shall meet certain criteria regarding training and experience, may serve a certain summons or subpoena, may wear or display certain badges, and is not subject to the Law Enforcement Officers’ Bill of Rights; authorizing the State’s Attorney for Dorchester County to designate a criminal investigator as a peace officer under certain circumstances; providing that a criminal investigator designated as a peace officer may not be subject to the Law Enforcement Officers’ Bill of Rights; authorizing a criminal investigator designated as a peace officer to arrest a certain person, serve a certain warrant, summons, or

subpoena, and possess and carry a certain firearm; and generally relating to the Office of the State's Attorney for Dorchester County.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 15–410
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 207 – Senator Kelley

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 the initial sale of a unit, or any other instrument made by a developer or vendor in accordance with certain provisions of law relating to certain claims that purports to shorten the statute of limitations applicable to the 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 the initial sale of a unit, or any other instrument made by a developer or vendor 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 2013 Supplement)

BY adding to
Article – Real Property
Section 11–134.1
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 224 – Senators Raskin, Forehand, Frosh, Jones–Rodwell, Kittleman, Madaleno, Manno, Mathias, Middleton, Miller, Montgomery, Peters, Pugh, Ramirez, Young, and Zirkin

AN ACT concerning

**State Prosecutor and Deputy State Prosecutor – Witness Immunity –
Compulsory Testimony**

FOR the purpose of altering the definition of “prosecutor” to include the State Prosecutor or Deputy State Prosecutor under provisions of law related to compulsory witness testimony and witness immunity under certain circumstances; making a stylistic change; and generally relating to immunity for witnesses in proceedings before a court or grand jury.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 9–123
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

**Senate Joint Resolution 1 – Senators Frosh, Benson, Conway, Currie, Dyson, Gladden, Jones–Rodwell, Kelley, Madaleno, Manno, McFadden, Middleton, Miller, Muse, Pinsky, Pugh, Raskin, ~~and Rosapepe~~
Rosapepe, Brochin, Forehand, Hershey, Jacobs, Stone, and Zirkin**

A Senate Joint Resolution concerning

**Rescission of Maryland’s Ratification of the Corwin Amendment to the
United States Constitution**

FOR the purpose of rescinding Maryland’s ratification of the Corwin Amendment to the United States Constitution.

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

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #2

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations reported favorably:

Senate Bill 183 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Curative Bill

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations reported favorably:

Senate Bill 184 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Corrective Bill

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 296 – The Speaker (By Request – Administration) and Delegates S. Robinson, Barve, Carr, Clippinger, Cullison, Dumais, Frick, Frush, Gilchrist, Gutierrez, Guzzone, Hammen, Holmes, Howard, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Love, Luedtke, Malone, McIntosh, A. Miller, Mitchell, Niemann, Oaks, Pendergrass, Rosenberg, Summers, F. Turner, M. Washington, and Zucker

AN ACT concerning

Natural Resources – Wildlands – Designation of New Wildlands

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0296/153828/1

BY: Delegate McDermott

AMENDMENTS TO HOUSE BILL 296

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “wildlands;” insert “authorizing the Department of Natural Resources to take certain actions in certain State wildlands;”.

AMENDMENT NO. 2

On page 9, after line 8, insert:

“(3) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, IN THE CYPRESS SWAMP WILDLAND AREA THE DEPARTMENT MAY:

(I) ESTABLISH AND MAINTAIN ROADS AND TRAILS TO PROVIDE ACCESS FOR WILDLIFE-DEPENDENT RECREATION;

(II) IMPROVE AND MANAGE HABITAT FOR EARLY-SUCCESSION WILDLIFE; AND

(III) TAKE ALL OTHER ACTIONS NECESSARY TO MANAGE THE AREA.”

AMENDMENT NO. 3

On page 17, after line 38, insert:

“(3) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, IN THE POCOMOKE RIVER WILDLAND AREA THE DEPARTMENT MAY:

(I) ESTABLISH AND MAINTAIN ROADS AND TRAILS TO PROVIDE ACCESS FOR WILDLIFE-DEPENDENT RECREATION;

(II) IMPROVE AND MANAGE HABITAT FOR EARLY-SUCCESSION WILDLIFE; AND

(III) TAKE ALL OTHER ACTIONS NECESSARY TO MANAGE THE AREA.”.

The preceding 3 amendments were read and adopted.

FLOOR AMENDMENT

HB0296/163527/1

BY: Delegate Beitzel

AMENDMENTS TO HOUSE BILL 296, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 17, strike “(oo)” and substitute “(nn)”.

AMENDMENT NO. 2

On page 80 of the bill, strike beginning with “**PURSUANT**” in line 7 down through “**(MM)**” in line 25.

On page 5 of the Environmental Matters Committee Amendments (HB0296/250412/1), in line 2 of Amendment No. 10, strike “**FORESTRY,**”.

On page 83 of the bill, in lines 22 and 34, strike “**(NN)**” and “**(OO)**”, respectively, and substitute “**(MM)**” and “**(NN)**”, respectively.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 91 (See Roll Call No. 114)

Read the second time and ordered prepared for Third Reading.

House Bill 453 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)

AN ACT concerning

**Housing and Community Development – Multifamily Rental Housing
Programs Efficiency Act**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 583 – Delegate Davis

AN ACT concerning

**Maryland Small Business Development Financing Authority – Investment
and Recovery Limits**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 115)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #6

House Bill 228 – Delegate Dumais

AN ACT concerning

Estates and Trusts – Registers of Wills – Records

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 116)

The Bill was then sent to the Senate.

House Bill 238 – Delegate Cane

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2013 – Talbot County – Easton
Head Start Center**Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 4 (See Roll Call No. 117)

The Bill was then sent to the Senate.**House Bill 256 – The Speaker (By Request – Department of Legislative
Services)**

AN ACT concerning

Maryland Horse Industry Board – Sunset Extension and Program EvaluationRead the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 118)

The Bill was then sent to the Senate.**House Bill 346 – Chair, Environmental Matters Committee (By Request –
Departmental – Planning)**

AN ACT concerning

Maryland Historical Trust – Review of Capital Projects – Duties of DirectorRead the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 119)

The Bill was then sent to the Senate.**House Bill 364 – Delegate Dumais**

AN ACT concerning

**State Prosecutor and Deputy State Prosecutor – Witness Immunity –
Compulsory Testimony**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 120)

The Bill was then sent to the Senate.

House Bill 386 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Branch, Carter, Clippinger, Conaway, Glenn, Hammen, Harper, Mitchell, Oaks, Rosenberg, Stukes, Tarrant, and M. Washington

AN ACT concerning

**Criminal Law – Illegal Dumping and Litter Control Law – Driver’s License –
Penalty and Points**

Read the third time and passed by yeas and nays as follows:

Affirmative – 125 Negative – 8 (See Roll Call No. 121)

The Bill was then sent to the Senate.

House Bill 545 – Carroll County Delegation

AN ACT concerning

Carroll County – Public Facilities Bonds

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 122)

The Bill was then sent to the Senate.

House Bill 555 – Delegates Malone ~~and Parrott~~, Parrott, Carr, Fraser-Hidalgo, Frush, McMillan, Norman, Stein, Wilson, Beitzel, Glenn, K. Kelly, A. Miller, Myers, and Healey

AN ACT concerning

Vehicle Laws – Maximum Speed Limits on Highways

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 123)

The Bill was then sent to the Senate.

House Bill 575 – Delegates Jacobs, Afzali, Arentz, Bates, Beitzel, Cane, Conway, Eckardt, Elliott, Fisher, Glass, Haddaway–Riccio, Hogan, Holmes, Kach, Kipke, Krebs, McDermott, McIntosh, Mitchell, O’Donnell, Otto, S. Robinson, Rudolph, Smigiel, Stifler, Vitale, and Weir

EMERGENCY BILL

AN ACT concerning

Farm Area Motor Vehicles – Registration and Authorized Use

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 124)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #7

House Bill 12 – Chair, Environmental Matters Committee (By Request – Departmental – Environment)

AN ACT concerning

Bay Restoration Fund – Authorized Uses – Local Entities

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 125)

The Bill was then sent to the Senate.

House Bill 13 – Chair, Health and Government Operations Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Office of Cemetery Oversight – Perpetual Care Trust Funds and Preneed Trust Accounts – Regulation

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 126)

The Bill was then sent to the Senate.

House Bill 31 – Delegates McDermott and Smigiel

AN ACT concerning

**Sentencing Procedures – Statement by Victim or Victim’s Representative
(Alex’s Law)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 127)

The Bill was then sent to the Senate.

House Bill 147 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Maryland Tort Claims Act – Human Services Torts
MC 13–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 128)

The Bill was then sent to the Senate.

**House Bill 174 – Chair, Judiciary Committee (By Request – Departmental –
Public Safety and Correctional Services)**

AN ACT concerning

Public Safety – Internal Investigative Unit – Name Change and Duties

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 129)

The Bill was then sent to the Senate.

House Bill 205 – Delegates K. Kelly, Anderson, Beitzel, Donoghue, and Frush

AN ACT concerning

Vehicle Laws – Electric Bicycle – Definition

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 130)

The Bill was then sent to the Senate.

House Bill 206 – Talbot County Delegation

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2013 – Talbot County – Oxford
Community Center**

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 4 (See Roll Call No. 131)

The Bill was then sent to the Senate.

House Bill 529 – Delegate Malone

AN ACT concerning

**Motor Vehicle Administration – Drivers’ Licenses and Identification Cards –
Organ Donor Designation**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 132)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 133)

ADJOURNMENT

At 10:37 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Friday, February 21, 2014.

Annapolis, Maryland
Friday, February 21, 2014

The House met at 11:10 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Jay A. Jacobs of Kent, Queen Anne's, Caroline, and Cecil counties.

QUORUM CALL

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

(See Roll Call No. 135)

The Journal of February 20, 2014 was read and approved.

EXCUSES:

Del. Bobo – personal

Del. Burns – funeral

Del. Cane – medical

Del. Frank – medical

Del. Howard – funeral

Del. Minnick – late – personal

Del. Sophocleus – illness

INTRODUCTION OF BILLS

House Bill 1471 – Delegates Stocksdales and Beidle

AN ACT concerning

**State Real Estate Commission – Registration of Residential Rental Property
Managers**

FOR the purpose of requiring a person to be registered by the State Real Estate Commission as a rental property manager within a certain period of time after the person begins providing rental property management services in the State; providing a certain exception to the registration requirement; establishing certain qualifications for each employee of an applicant for a registration; requiring an applicant for a registration to submit a certain application, pay a certain fee, and submit certain proof and additional information to the Commission; requiring the Commission to grant a registration and issue a registration certificate to each applicant who meets certain requirements;

establishing a certain registration term and certain renewal procedures; requiring a rental property manager to purchase fidelity insurance in a certain amount before beginning to provide rental property management services; requiring a copy of the fidelity insurance policy or fidelity bond to be included in the books and records kept by the rental property manager; defining certain terms; requiring a person who provided rental property management services on or before a certain date to register with the Commission on or before a certain date; providing for a delayed effective date; and generally relating to the registration of residential rental property managers.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 17–101
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Business Occupations and Professions
Section 17–3B–01 through 17–3B–06 to be under the new subtitle “Subtitle 3B.
Residential Rental Property Management”
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1472 – Delegates Fraser–Hidalgo, Morhaim, Luedtke, Mizeur, and S. Robinson

AN ACT concerning

Agriculture – Industrial Hemp – Pilot Program

FOR the purpose of establishing a pilot program to study the growth and marketing of industrial hemp; providing for the purposes of the pilot program; requiring the Secretary of Agriculture to administer the pilot program in consultation with certain State and federal agencies; requiring the Secretary to ensure safe cultivation of industrial hemp by conducting certain activities; providing that only State property may be used to grow industrial hemp; requiring the Department of Agriculture to certify and register the sites used for growing industrial hemp with the Department of Agriculture and the Department of State Police; authorizing the Department of State Police to access the property where industrial hemp is grown; restricting access to the property where industrial hemp is being grown; requiring an individual to be licensed by the Department of Agriculture before the individual may participate in the pilot program; providing for certain restrictions on the license; requiring the Department of Agriculture to conduct a background and criminal history

records check on an individual who applies to participate in the pilot program; requiring the Department of Agriculture to follow certain procedures when submitting an application to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services for a criminal history records check; requiring the Criminal Justice Information System Central Repository to provide certain criminal history information to the Department of Agriculture; requiring an individual to register with a certain federal agency before the Department of Agriculture may issue a license to participate in the pilot program; requiring the Department of Agriculture to assist individuals in the process of registering with a certain federal agency; authorizing the Secretary of Agriculture to adopt certain regulations in consultation with certain agencies; defining certain terms; and generally relating to a pilot program to study the growth and marketing of industrial hemp in the State.

BY adding to

Article – Agriculture

Section 9–801 through 9–806 to be under the new subtitle “Subtitle 8. Pilot Program to Study the Growth and Marketing of Industrial Hemp”

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

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

House Bill 1473 – Delegates Kach, Eckardt, Frush, McMillan, and Olszewski

AN ACT concerning

**Domestic Animals – Sterilization and Life–Sustaining Care of Cats –
Determination of Dangerousness**

FOR the purpose of providing that a law prohibiting a person who owns, possesses, or has custody of a domestic animal from dropping or leaving the animal on a road, in a public place, or on private property with the intent to abandon the animal does not apply to a person who is providing sterilization or life–sustaining care to a certain cat that is not owned or lacks visible owner identification; providing that a county or local government may not prohibit a person from providing sterilization or life–sustaining care to a cat that is not owned or lacks visible owner registration; providing that a county or local government may not determine that a cat is a nuisance, potentially dangerous, or dangerous solely on the grounds that the cat is not owned or lacks visible owner registration; establishing that this Act does not limit a common law cause of action or immunity; providing for the application of this Act; and generally relating to domestic animals.

BY repealing and reenacting, with amendments,

Article – Criminal Law
Section 10–612
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Criminal Law
Section 10–624
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1474 – Delegates Kach, Bromwell, Aumann, Cardin, Cluster, DeBoy, Olszewski, and Weir

AN ACT concerning

Baltimore County – Division of Animal Control – Treatment of Unclaimed Dogs or Cats

FOR the purpose of requiring the Baltimore County Department of Health, Division of Animal Control to make it a priority to place an unclaimed dog or cat in a suitable home; requiring the Division of Animal Control to establish a certain program of volunteers; and generally relating to the treatment of unclaimed dogs or cats by the Baltimore County Department of Health, Division of Animal Control.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–617
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1475 – Delegate Bobo

AN ACT concerning

Election Law – Signing a Petition – Required Information

FOR the purpose of altering provisions of law regarding the information that the signer of a petition must provide; requiring the signer of a petition to include

certain information relating to the signer; and generally relating to signing a petition and required information to be provided by the signer.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 6–203
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1476 – Delegate Jones

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2008 – Baltimore County –
The Emmart–Pierpoint Safe House**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2008 to alter the purpose for which a certain grant may be used; making this Act an emergency measure; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2008.

BY repealing and reenacting, with amendments,
Chapter 336 of the Acts of the General Assembly of 2008, as amended by
Chapter 707 of the Acts of the General Assembly of 2009
Section 1(3) Item ZA00(U)

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 447 – ~~Senator Conway~~ Senators Conway and Dyson

AN ACT concerning

**Public Ethics – Members of the General Assembly – Presumption of a Conflict
– Clients**

FOR the purpose of altering the definition of “close economic association” in the Public Ethics Law to include the client of a legislator or a client of a partnership, limited liability partnership, or limited liability corporation in which the legislator knowingly has invested capital or owns an interest; and generally relating to public ethics, members of the General Assembly, and presumptions of conflicts.

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–512

Annotated Code of Maryland

(As enacted by Chapter ____ (H.B. 270) of the Acts of the General Assembly of 2014)

BY repealing and reenacting, without amendments,

Article – General Provisions

Section 5–513(a)

Annotated Code of Maryland

(As enacted by Chapter ____ (H.B. 270) of the Acts of the General Assembly of 2014)

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

Senate Bill 467 – Senators Glassman and Middleton

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, a certain summary of award recipients’ research results and accomplishments, and certain award tracking information; requiring a certain summary of research results and accomplishments to meet certain disclosure standards ~~and include certain information~~ under certain circumstances; authorizing a certain summary of research results and accomplishments to exclude certain information; and generally relating to the Maryland Stem Cell Research Fund annual report.

BY renumbering

Article – Economic Development

Section 10–429(h), (i), (j), and (k), respectively

to be Section 10–429(i), (j), (k), and (l), respectively

Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

BY adding to

Article – Economic Development
Section 10–429(h)
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 10–442
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

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

Senate Bill 555 – Carroll County Senators

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 \$20,000,000 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.

QUORUM CALL

The presiding officer announced a quorum call, showing 116 Members present.

(See Roll Call No. 136)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #8**House Bill 100 – Delegate Kipke**

AN ACT concerning

Dental Hygienists – Practice in Long-Term Care Facilities – Repeal of Termination Date

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 0 (See Roll Call No. 137)

The Bill was then sent to the Senate.

House Bill 106 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene) and Delegates Bromwell, Costa, Cullison, Elliott, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan-Pulliam, Oaks, Pena-Melnyk, Pendergrass, Ready, Reznik, Tarrant, and V. Turner

AN ACT concerning

Senior Prescription Drug Assistance Program – Sunset Extension

Read the third time and passed by yeas and nays as follows:

Affirmative – 124 Negative – 0 (See Roll Call No. 138)

The Bill was then sent to the Senate.

House Bill 168 – Delegates Schulz, Afzali, Arentz, Aumann, Bates, Eckardt, Frank, George, Glass, Haddaway-Riccio, Hogan, Jacobs, Kramer,

Krebs, Love, W. Miller, Minnick, Myers, Norman, O'Donnell, Olszewski, Otto, Schuh, Stifler, Szeliga, Vaughn, and Weir

AN ACT concerning

Department of Labor, Licensing, and Regulation – Boards, Commissions, and Councils – Member Removal

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 139)

The Bill was then sent to the Senate.

House Bill 229 – ~~Delegate Hubbard~~ Delegates Hubbard, Bromwell, Cullison, A. Kelly, Morhaim, Nathan-Pulliam, Oaks, Pena-Melnyk, Tarrant, and V. Turner

AN ACT concerning

Public Health – Child Care Products Containing Flame-Retardant Chemicals – TDCPP – Prohibition

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 140)

The Bill was then sent to the Senate.

House Bill 251 – Delegates Nathan-Pulliam, Eckardt, Hubbard, Jones, A. Kelly, Murphy, Oaks, Pena-Melnyk, Tarrant, and V. Turner

AN ACT concerning

State Board of Nursing – Electrology Practice Committee – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 141)

The Bill was then sent to the Senate.

House Bill 308 – The Speaker (By Request – Administration)

AN ACT concerning

Public Safety – Statewide Interoperability Radio Control Board – Established

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 142)

The Bill was then sent to the Senate.

**House Bill 398 – Delegates Murphy, Costa, Cullison, Donoghue, Hubbard,
A. Kelly, Krebs, Oaks, Reznik, and V. Turner**

AN ACT concerning

State Board of Pharmacy – Election of Officers

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 143)

The Bill was then sent to the Senate.

**House Bill 399 – Delegates Murphy, Bromwell, Costa, Cullison, Donoghue,
Hubbard, A. Kelly, Oaks, Pena-Melnyk, Reznik, ~~and V. Turner~~
V. Turner, Hammen, Nathan-Pulliam, and Pendergrass**

AN ACT concerning

Public Health – Medical Records Charges – Medicaid Enrollees

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 144)

The Bill was then sent to the Senate.

**House Bill 451 – Chair, Environmental Matters Committee (By Request –
Departmental – Housing and Community Development)**

AN ACT concerning

**Neighborhood Business Development Program – Financial Assistance for
Food ~~Desert Areas~~ Deserts**

Read the third time and passed by yeas and nays as follows:

Affirmative – 108 Negative – 25 (See Roll Call No. 145)

The Bill was then sent to the Senate.

House Bill 488 – Delegates Pena–Melnyk, Braveboy, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, A. Kelly, Morhaim, Murphy, Oaks, Reznik, Tarrant, ~~and V. Turner~~ V. Turner, and Nathan–Pulliam

AN ACT concerning

Joint Committee on Access to Mental Health Services – Name Change

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 146)

The Bill was then sent to the Senate.

House Bill 564 – Delegate Olszewski

AN ACT concerning

Commercial Law – Maryland Uniform Commercial Code – Funds Transfers

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 147)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 148)

ADJOURNMENT

At 11:46 A.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Monday, February 24, 2014.

Annapolis, Maryland
Monday, February 24, 2014

The House met at 8:06 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Adelaide C. 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. 150)

The Journal of February 21, 2014 was read and approved.

EXCUSES:

Del. Barnes – personal
Del. Barve – illness
Del. Bobo – personal
Del. Cane – medical
Del. Davis – illness
Del. Frank – medical
Del. Jones – business
Del. Niemann – personal
Del. Sophocleus – illness
Del. Stifler – illness
Del. Tarrant – business

INTRODUCTION OF BILLS

House Bill 1477 – Delegate Stukes

AN ACT concerning

Creation of a State Debt – Prince Hall Grand Lodge

FOR the purpose of authorizing the creation of a State Debt in the amount of \$300,000, the proceeds to be used as a grant to the Board of Trustees of the Most Worshipful Prince Hall Grand Lodge, Free and Accepted Masons of Maryland and Its Jurisdiction, 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 Rules and Executive Nominations.

House Bill 1478 – Delegates Cullison, Arora, and Kramer

AN ACT concerning

Creation of a State Debt – Montgomery County – Melvin J. Berman Hebrew Academy

FOR the purpose of authorizing the creation of a State Debt in the amount of \$65,000, the proceeds to be used as a grant to the Board of Directors of the Melvin J. Berman Hebrew Academy 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 Rules and Executive Nominations.

House Bill 1479 – Delegates Frank, Aumann, Boteler, Cluster, Impallaria, Kach, McDonough, and Szeliga

AN ACT concerning

Election Law – Baltimore City Republican Party Central Committee – Filling of Vacancies

FOR the purpose of providing that an individual appointed to fill a vacancy of a member of the Baltimore City Republican Party Central Committee may reside anywhere in Baltimore City; and generally relating to the Baltimore City Republican Party Central Committee.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 4–203(b)(2)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1480 – Delegate Conaway

AN ACT concerning

Electricity – Smart Meter Installation Charges – Residential Rental Property

FOR the purpose of prohibiting an electric company from charging a certain tenant for the installation of a smart meter on certain residential rental property; 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 2013 Supplement)

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

House Bill 1481 – Delegate Conaway

AN ACT concerning

Electricity – Smart Meter Installation – Consent Requirement

FOR the purpose of prohibiting an electric company from installing a smart meter on the exterior of a certain building without the written consent of a certain person; 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 2013 Supplement)

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

House Bill 1482 – Delegate Conaway

AN ACT concerning

Electricity – Customer Billing – Smart Meter Installation and Maintenance Costs

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; prohibiting an electric company from billing a customer for certain charges except under certain circumstances; prohibiting an electric company from charging a customer more for the installation and maintenance of a smart meter than for the installation and maintenance of an analog meter; 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 2013 Supplement)

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

House Bill 1483 – Delegates Hucker and Costa

AN ACT concerning

State Reformed Contributory Employees' and Teachers' Pension Systems – Prior Eligibility Service

FOR the purpose of authorizing a member of the State Reformed Contributory Employees' Pension System or the State Reformed Contributory Teachers' Pension System who meets certain requirements to combine certain prior eligibility service in the Employees' Pension System or the Teachers' Pension System with the member's current service; making certain clarifying changes; and generally relating to prior eligibility service for members of the State Reformed Contributory Employees' Pension System and the State Reformed Contributory Teachers' Pension System.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 23–303.1

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1484 – Delegate Conaway

AN ACT concerning

Electricity – Exterior Smart Meters – Replacement

FOR the purpose of authorizing a certain electric customer to request the removal of a certain smart meter and the reinstallation of an analog meter at the electric customer's premises in a certain manner and within a certain timeframe; requiring an electric company to take certain actions on receipt of a certain request; making this Act applicable only to certain smart meters; 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 2013 Supplement)

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

House Bill 1485 – Delegate Conaway

AN ACT concerning

Electricity – Smart Meter Installation – Disclosure and Consent Requirements

FOR the purpose of prohibiting an electric company from installing a smart meter on a customer's premises without the explicit written consent of the customer; requiring a certain 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; 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 2013 Supplement)

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

House Bill 1486 – Delegate Conaway

AN ACT concerning

Electricity – Interior Smart Meters – Replacement

FOR the purpose of authorizing a certain electric customer to request the removal of a certain smart meter and the reinstallation of an analog meter at the electric customer's premises in a certain manner and within a certain time frame; requiring an electric company to take certain actions on receipt of a certain request; making this Act applicable only to certain smart meters; 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 2013 Supplement)

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

House Bill 1487 – Delegates Love and Beidle

AN ACT concerning

Creation of a State Debt – Camp Whippoorwill Living Shoreline 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 Directors of the Girl Scouts of Central 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 Rules and Executive Nominations.

House Bill 1488 – Chair, Health and Government Operations Committee (By Request – Departmental – Budget and Management) (By Request – Departmental – Transportation) (By Request – Departmental – General Services) (By Request – Departmental – Information Technology)

AN ACT concerning

State Procurement – Source Selection and Protest Appeals Procedures – Revisions

FOR the purpose of clarifying that certain internal and external correspondence that a procurement office is required to maintain in a certain file is limited to

correspondence that is relevant to the decision of the agency or unit; requiring that a party filing a certain appeal with the State Board of Contract Appeals simultaneously submit to the Board a certain bond or other form of acceptable security; requiring that a certain bond or other certain security be in a certain amount; requiring a unit to calculate the estimated value of a certain contract for a certain purpose; requiring that a certain bond or other certain security be deposited into the General Fund of the State under certain circumstances; requiring that a certain bond or other certain security be returned, under certain circumstances, to the party that submitted the bond or security; requiring the Board to dismiss a certain appeal under certain circumstances; requiring the Board to adopt certain regulations; requiring, in a certain appeal, the Board to request a unit, in conjunction with the Office of the Attorney General, to submit a certain report and furnish a copy of the report to certain persons; requiring, except under certain circumstances, a unit to submit a certain report within a certain time period; requiring that a certain report include certain documents and a certain statement; requiring that certain comments on a certain report or a certain rebuttal be filed with the Board within certain time periods; requiring a person that submits certain comments or a certain rebuttal to send a copy of the comments or rebuttal to certain persons; providing that the failure of a certain person to comply with certain time limits will result in the resolution of a certain appeal without consideration of certain comments or rebuttal; specifying the types of documents for which discovery may be requested in a certain appeal; authorizing a party in a certain appeal to seek additional discovery on a certain motion; authorizing the Board to allow certain additional discovery on certain written findings; altering the number of days within which the Board must issue its final decision; and generally relating to the source selection and protest appeals procedures in State procurement.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 13–202 and 15–221
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1489 – Delegate Hubbard

AN ACT concerning

Department of Health and Mental Hygiene – Mental Health Facilities – Accreditation

FOR the purpose of repealing a requirement that the Secretary of Health and Mental Hygiene consider accreditation of certain mental health facilities by certain

accrediting organizations; authorizing the Secretary to consider accreditation of certain mental health facilities by an accrediting organization approved by the Department of Health and Mental Hygiene; and generally relating to the accreditation of mental health facilities and the Department of Health and Mental Hygiene.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 10–901(a)(1)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–901(a)(2)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1490 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Leonardtown – Alcoholic Beverages – Special Art Establishment License

FOR the purpose of establishing a special art establishment license in St. Mary’s County; specifying that the license may be used by a certain business in Leonardtown engaged in certain activities; prohibiting the issuance of the license to a certain type of business; authorizing a license holder to sell or serve beer and wine at retail for consumption on the premises under certain circumstances; providing for an annual license fee; prohibiting the license from being transferred to another location; making a business for which the license is issued subject to certain alcohol awareness training requirements; and generally relating to alcoholic beverages licenses in St. Mary’s County.

BY adding to
Article 2B – Alcoholic Beverages
Section 8–219.1
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1491 – Delegates Oaks, Carter, and Rosenberg

AN ACT concerning

**Transportation – Citizens’ Advisory Council for the Baltimore Corridor
Transit Study – Red Line**

FOR the purpose of providing that a member of the Citizens’ Advisory Council for the Baltimore Corridor Transit Study – Red Line is entitled to reimbursement of expenses under certain State regulations as provided in the State budget; clarifying language; and generally relating to the Citizens’ Advisory Council for the Baltimore Corridor Transit Study – Red Line.

BY repealing and reenacting, with amendments,
Chapter 2 of the Acts of the General Assembly of the Special Session of 2006
Section 2

BY repealing and reenacting, with amendments,
Chapter 3 of the Acts of the General Assembly of the Special Session of 2006
Section 2

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

House Bill 1492 – Delegates Hixson, Harper, and Stukes

AN ACT concerning

Communications Tax Reform Act of 2014

FOR the purpose of repealing the public service company franchise tax on the gross receipts of telephone companies; repealing the boxing and wrestling tax on certain telecasts; imposing the sales and use tax on certain communications services; establishing the sales and use tax rate for certain communications services; requiring that the revenue from the sales and use tax on communications services be distributed to the Rural Broadband Assistance Fund and the General Fund of the State in a certain manner; exempting from the sales and use tax certain personal property used to conduct certain activities related to the dissemination and production of a communications service; defining certain terms; providing for the termination of certain provisions of this Act; and generally relating to the taxation of consumers and providers of communications services.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 5–1101
Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 5–1102

Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 2–1302.1, 6–101, 6–104, 8–401, 8–402, 8–409, and 11–101(m)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 8–403(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing

Article – Tax – General

Section 8–406(c) and 8–407

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Tax – General

Section 11–101(c–1), 11–104(j), and 11–210(f)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1493 – Allegany County Delegation

AN ACT concerning

Allegany County – Deputy Sheriffs – Meals on Duty

FOR the purpose of repealing a certain provision of law entitling an Allegany County deputy sheriff to free meals while on duty in addition to the deputy sheriff's salary; and generally relating to deputy sheriffs in Allegany County.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 2–309(b)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

House Bill 1494 – Delegates McDermott, Hough, Parrott, Smigiel, and Valentino–Smith

AN ACT concerning

Criminal Procedure – Misdemeanors – Citations

FOR the purpose of altering a provision of law that requires a police officer to charge certain misdemeanors by citation; authorizing a police officer to charge certain misdemeanors by citation; making certain conforming changes; and generally relating to citations issued by a police officer.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 4–101(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1495 – Delegate Conaway

AN ACT concerning

Crimes – Robbery Committed Against Elderly Persons – Penalties

FOR the purpose of prohibiting a person under a certain age from committing or attempting to commit robbery if the victim is an individual over a certain age; establishing penalties for a violation of this Act; providing that a sentence imposed under this Act shall be consecutive to and not concurrent with a certain other sentence; and generally relating to robbery.

BY adding to
Article – Criminal Law
Section 3–403.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1496 – Delegates Conaway and Glass

AN ACT concerning

Baltimore City – Consumer Relations – Smart Meters

FOR the purpose of requiring an electric company that deploys smart meters in Baltimore City 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; requiring an electric company to provide a certain customer with a postage prepaid and preaddressed envelope for return mailing 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 certain exceptions; 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 certain terms; 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 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Utilities
Section 7–501(a) and (f)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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 288 – ~~Senator Zirkin~~ Senators Zirkin and Forehand**

AN ACT concerning

Public Schools – Smoking on the Grounds of School Property – Prohibition

FOR the purpose of ~~prohibiting an individual from~~ authorizing a county board of education to prohibit smoking a tobacco product at any time on the grounds of public school property; establishing ~~a penalty~~ certain penalties for a violation of a prohibition imposed under this Act; defining a certain term; and generally relating to prohibitions against tobacco smoking on the grounds of school property.

BY adding to

Article – Education

Section 26–105

Annotated Code of Maryland

(2008 Replacement Volume and 2013 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. 151)

ADJOURNMENT

At 8:33 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Tuesday, February 25, 2014.

Annapolis, Maryland
Tuesday, February 25, 2014

The House met at 10:05 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 133 Members present.

(See Roll Call No. 152)

The Journal of February 24, 2014 was read and approved.

EXCUSES:

Del. Cane – medical

Del. Frank – medical

Del. Hucker – late – personal

Del. A. Kelly – late – personal

Del. Morhaim – business

Del. Sophocleus – illness

Del. Wilson – late – personal

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 229 – Senator Frosh

AN ACT concerning

**Real Property – Condominiums ~~and Homeowners Associations~~ – Disclosures
to Purchasers on Resale of Unit ~~or Lot~~ – Limitation on Fees**

FOR the purpose of limiting the amount of the fee that a condominium council of unit owners may charge a unit owner to furnish a certain certificate; ~~limiting the amount of the fee that a homeowners association or certain other persons may charge a lot owner for providing certain information;~~ and generally relating to the resale of a condominium unit ~~or a lot located in a certain development.~~

BY repealing and reenacting, without amendments,

Article – Real Property
Section 11–135(a) and (b)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 11–135(c) ~~and 11B–106~~
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #3

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 172 – Delegates Mitchell, Lafferty, Guzzone, Anderson, Clippinger, Glenn, Hammen, Hogan, Jones, Kach, Malone, McIntosh, Niemann, Norman, O’Donnell, Olszewski, Pena–Melnik, Rosenberg, Stein, M. Washington, and Zucker

AN ACT concerning

Economic Development – Baltimore Region – Baltimore Metropolitan Council and Advisory Board and Baltimore Region Transportation Board

HB0172/430510/3

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 172

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “clarifying the purpose” and substitute “altering the purposes”; in line 5, strike the second “altering the membership of” and substitute “requiring the Council to make a certain annual report; repealing provisions of law that establish”; in line 8, strike the first “Transportation”; strike beginning with “specifying” in line 8 down through the semicolon in line 9; in line 18, strike “13–307, and 13–309” and substitute “and 13–307”; after line 20, insert:

“BY repealing

Article – Economic Development
Section 13–309
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)”;

and in line 23, strike “13–310” and substitute “13–309”.

AMENDMENT NO. 2

On page 3, in line 10, after the semicolon insert “AND”; and strike beginning with “DEVELOP” in line 11 down through “REGION” in line 17 and substitute “FACILITATE COORDINATION AND COLLABORATION AMONG LOCAL JURISDICTIONS AND ORGANIZATIONS IN THE BALTIMORE REGION TO FOSTER ECONOMIC GROWTH AND DEVELOPMENT IN THE REGION IN AREAS THAT INCLUDE:

- (I) REGIONAL TRANSPORTATION;
- (II) HOUSING;
- (III) WORKFORCE DEVELOPMENT; AND
- (IV) RENEWABLE ENERGY PROJECTS AND USAGE”.

On page 5, in lines 2, 18, and 19, in each instance, strike the bracket; and strike beginning with “Charter” in line 18 down through “subtitle” in line 19 and substitute “SHALL REPORT ANNUALLY TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, ON:

- (1) THE STATUS OF THE COUNCIL’S EFFORTS; AND
- (2) RECOMMENDED POLICY GOALS, STRATEGIES, AND STATUTORY CHANGES TO IMPROVE REGIONAL COOPERATION AND THE LONG–TERM HEALTH OF THE REGION”.

On pages 5 and 6, strike in their entirety the lines beginning with line 23 on page 5 through line 16 on page 6, inclusive.

AMENDMENT NO. 3

On page 6, in line 17, strike “**13-310.**” and substitute “**13-309.**”; and in line 20, strike “**PLANNING**” and substitute “**FUNDING**”.

On page 7, in line 3, strike “**AND**”; in line 4, after “**PLANNING**” insert “**; AND**”

(11) AS AUTHORIZED UNDER 23 U.S.C. §§ 134 AND 135:

(I) THE CHIEF EXECUTIVE OFFICER OR PRESIDENT OF THE BOARD OF COMMISSIONERS OF ANY OTHER JURISDICTION; AND

(II) THE SECRETARY OR CHIEF APPOINTED OFFICIAL OF ANY OTHER UNIT OF STATE GOVERNMENT”;

and strike line 5 in its entirety.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 246 – Delegate Malone

AN ACT concerning

Motor Vehicles – Inspection Certificates for Used Vehicles – Procedures

HB0246/430711/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 246

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**Delegate Malone**” and substitute “**Delegates Malone, Fraser-Hidalgo, Frush, McMillian, Norman, Stein, and Wilson**”;

strike beginning with “repealing” in line 3 down through “stations;” in line 6; in line 6, after “the” insert “Automotive Safety Enforcement”; in line 7, after “Division” insert “of the Department of State Police”; in lines 8 and 9, strike “authorizing the Division to require” and substitute “establishing that the Division may authorize”; in line 10, after “vehicle;” insert “requiring the Division to authorize the use of inspection certificate forms for the submission of an inspection certificate;”; in the same line, after “the” insert “required”; in line 11, after “vehicles;” insert “requiring the Department to submit a certain report to certain committees of the General Assembly on or before a certain date; providing for the termination of this Act;”; in line 16, strike “and 23-103(a)” and substitute “, 23-103(a), and 23-108”; and in line 26, strike “23-108 and”.

On page 2, in line 3, strike “23-108” and substitute “23-108.1”.

AMENDMENT NO. 2

On page 4, in lines 29 and 32, in each instance, strike the bracket; and in line 33, strike “**23-108.**” and substitute “**23-108.1.**”.

AMENDMENT NO. 3

On page 5, in line 3, strike “AND”; in line 4, strike “**REQUIRE**” and substitute “**AUTHORIZE**”; and in line 5, after “**CERTIFICATE**” insert “**; AND**”.

(3) SHALL AUTHORIZE THE USE OF AN INSPECTION CERTIFICATE FORM FOR THE SUBMISSION OF THE INSPECTION CERTIFICATE;

in line 22, after “That” insert “on or before December 1, 2016, the Department of State Police shall submit to the Senate Judicial Proceedings Committee and the House Environmental Matters Committee, in accordance with § 2-1246 of the State Government Article, a report describing the procedures the Department establishes for the submission of used vehicle inspection certificates and, on a monthly basis, the number of times each authorized procedure is used.”

SECTION 3. AND BE IT FURTHER ENACTED, That;

and in line 23, after “2014.” insert “It shall remain effective for a period of 3 years and, at the end of June 30, 2017, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 420 – Delegate Myers

AN ACT concerning

Sideling Hill and Sideling Hill Wildlife Management Area – Off-Road and Off-Highway Recreational Vehicles – Prohibition

HB0420/600111/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 420

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Sideling Hill and Sideling Hill Wildlife Management Area” and substitute “Washington County”; in lines 2 and 3, strike “and Off-Highway Recreational Vehicles” and substitute “Vehicle Trails”; in line 3, after “Prohibition” insert “of Establishment on Sideling Hill”; strike beginning with “prohibiting” in line 4 down through the semicolon in line 5; in line 5, after “prohibiting” insert “the Department of Natural Resources from establishing”; in the same line, strike “off-highway recreational” and substitute “off-road”; in line 6, strike “from being used” and substitute “trail”; and in line 7, after “County” insert “, including the Sideling Hill Wildlife Management Area and certain other areas; requiring the Department to review and evaluate, as to its suitability for certain preservation, the Sideling Hill Wildlife Management Area and State-owned property in the areas of Sideling Hill”.

On pages 1 and 2, strike in their entirety the lines beginning with line 19 on page 1 through line 1 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 9, strike “The” and substitute “SUBJECT TO SUBPARAGRAPHS (II) AND (III) OF THIS PARAGRAPH, THE”; in line 17, after the

semicolon insert “OR”; strike beginning with the semicolon in line 20 down through “AREA” in line 22; and after line 22, insert:

“(III) THE DEPARTMENT MAY NOT ESTABLISH AN OFF-ROAD VEHICLE TRAIL ON STATE-OWNED PROPERTY LOCATED IN SIDELING HILL IN WASHINGTON COUNTY, INCLUDING:

1. THE SIDELING HILL WILDLIFE MANAGEMENT AREA; AND

2. THE AREAS OF SIDELING HILL THAT ARE LOCATED TO THE NORTH AND SOUTH OF INTERSTATE 68.”.

AMENDMENT NO. 3

On pages 3 and 4, strike in their entirety the lines beginning with line 16 on page 3 through line 13 on page 4, inclusive.

AMENDMENT NO. 4

On page 4, in line 14, after “That” insert “the Department of Natural Resources shall review and evaluate as to its suitability for preservation as State wildlands under Title 5, Subtitle 2 of the Natural Resources Article the Sideling Hill Wildlife Management Area and State-owned property in the areas of Sideling Hill that are located to the north and south of Interstate 68.”

SECTION 3. AND BE IT FURTHER ENACTED, That”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 530 – Delegate Malone

AN ACT concerning

Vehicle Laws – Bicycles and Motor Scooters – Operation on Roadways

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 660 – Delegates Myers, Afzali, Beitzel, Elliott, Glass, Hogan, Hough, Impallaria, K. Kelly, Krebs, Luedtke, W. Miller, Parrott, Ready, Schulz, Serafini, and Stocksdale

AN ACT concerning

Forests and Parks – Public Recreation on Private and State–Owned Land – Off–Highway Vehicles

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #3

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 43 – Delegate Simmons

AN ACT concerning

Criminal Law – Harassment – Revenge Porn

HB0043/692615/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 43

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Simmons” and substitute “Delegates Simmons, Cardin, Frick, Afzali, Arora, Barkley, Cullison, DeBoy, Dwyer, Frush, George, Glenn, Gutierrez, Healey, Kaiser, A. Kelly, Lafferty, McComas, McDonough, Murphy, Niemann, Olszewski, Pena–Melnyk, Reznik, Rudolph, Sophocleus, Stocksdale, Stukes, F. Turner, Weir, McDermott, Arentz, Aumann,

Boteler, Cluster, Eckardt, Elliott, Frank, K. Kelly, Krebs, Otto, Parrott, Smigiel, Swain, Valentino-Smith, and Vitale"; and strike beginning with "knowingly" in line 3 down through "distress" in line 6 and substitute "intentionally causing serious emotional distress to another by intentionally placing on the Internet a certain reproduction of the image of the other person knowing that the other person did not consent to the placement of the image on the Internet under certain circumstances".

AMENDMENT NO. 2

On page 1, strike in their entirety lines 20 through 22, inclusive.

On page 2, in lines 1 and 3, strike "**(3)**" and "**(4)**", respectively, and substitute "**(2)**" and "**(3)**", respectively; in line 8, strike the second "OR"; in line 10, after "SETTINGS" insert "**;OR**

(3) IMAGES CONCERNING MATTERS OF PUBLIC IMPORTANCE";

and strike beginning with "KNOWINGLY" in line 11 down through "DISTRESS" in line 15 and substitute "INTENTIONALLY CAUSE SERIOUS EMOTIONAL DISTRESS TO ANOTHER BY INTENTIONALLY PLACING ON THE INTERNET AN IDENTIFIABLE PHOTOGRAPH, FILM, VIDEOTAPE, RECORDING, OR ANY OTHER REPRODUCTION OF THE IMAGE OF THE OTHER PERSON WITH HIS OR HER INTIMATE PARTS EXPOSED OR WHILE ENGAGED IN AN ACT OF SEXUAL CONTACT:

(1) KNOWING THAT THE OTHER PERSON DID NOT CONSENT TO THE PLACEMENT OF THE IMAGE ON THE INTERNET; AND

(2) UNDER CIRCUMSTANCES IN WHICH THE OTHER PERSON HAD A REASONABLE EXPECTATION THAT THE IMAGE WOULD BE KEPT PRIVATE".

AMENDMENT NO. 3

On page 2, in line 18, strike "1 YEAR" and substitute "2 YEARS"; and in the same line, strike "\$500" and substitute "\$5,000".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary and Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 45 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Maryland Register – Publication of Court Documents – Exception

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 243 – Delegates Anderson, Arora, Aumann, Barnes, Branch, Braveboy, Burns, Cane, Carr, Carter, Cluster, Conaway, Conway, Cullison, Dumais, Glass, Glenn, Guzzone, Harper, Haynes, Hough, Huckler, A. Kelly, K. Kelly, Lafferty, Lee, Luedtke, McDonough, McHale, McIntosh, Mizeur, Morhaim, Nathan-Pulliam, Oaks, Otto, Pena-Melnyk, Proctor, Ready, Reznik, B. Robinson, S. Robinson, Rosenberg, Simmons, Smigiel, Sophocleus, Stukes, Szeliga, Tarrant, F. Turner, Valderrama, Valentino-Smith, Vallario, Vitale, Waldstreicher, A. Washington, and M. Washington

AN ACT concerning

Vehicle Laws – Unauthorized Use of Rented Motor Vehicle – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 315 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Equity Court Jurisdiction – Immigrant Children – Custody or Guardianship Petitions

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 315

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Petitions”; strike beginning with “a” in line 4 down through “award” in line 5; and strike beginning with “that” in line 5 down through “with” in line 6 and substitute “pursuant to”.

AMENDMENT NO. 2

On page 2, in line 11, strike “A PETITION TO AWARD”; in line 12, strike “THAT IS FILED WITH” and substitute “PURSUANT TO”; and in line 13, after “FINDINGS” insert “REQUESTING A DETERMINATION THAT THE CHILD WAS ABUSED, NEGLECTED, OR ABANDONED BEFORE THE AGE OF 18 YEARS FOR PURPOSES OF § 101(A)(27)(J) OF THE FEDERAL IMMIGRATION AND NATIONALITY ACT”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 355 – Delegate Rosenberg

AN ACT concerning

Criminal Procedure – Programs for Survivors of Homicide Victims

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 416 – Delegates Cardin, Bobo, Eckardt, Glenn, Haddaway–Ricchio, Morhaim, Murphy, B. Robinson, and Valderrama

AN ACT concerning

Courts – Limited Immunity – Alcohol– or Drug–Related Overdose Incidents**HB0416/872713/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 416

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Courts” and substitute “Criminal Procedure”; in the same line, strike “Overdose Incidents” and substitute “Medical Emergencies”; strike beginning with the first “a” in line 3 down through “prosecution” in line 15 and substitute “that a person who, in good faith, seeks, provides, or assists with the provision of medical assistance for a person experiencing a medical emergency after ingesting or using alcohol or drugs shall be immune from a certain criminal prosecution if the evidence for the criminal prosecution was obtained solely as a result of a certain action; providing that a person who experiences a medical emergency after ingesting or using alcohol or drugs shall be immune from a certain criminal prosecution if the evidence for the criminal prosecution was obtained solely as a result of a certain action; establishing that the act of providing or assisting with the provision of medical assistance can be used as a certain mitigating factor; making clarifying changes”; in line 16, strike “overdose incidents” and substitute “medical emergencies”; and strike in their entirety lines 17 through 21, inclusive, and substitute:

“BY repealing and reenacting, with amendments

Article – Criminal Procedure

Section 1–210

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 24 on page 1 through line 24 on page 2, inclusive, and substitute:

“Article – Criminal Procedure

1–210.

(A) The act of seeking, PROVIDING, OR ASSISTING WITH THE PROVISION OF medical assistance for another person who is experiencing a medical emergency after ingesting OR USING alcohol or drugs may be used as a mitigating factor in a criminal prosecution.

(B) A PERSON WHO, IN GOOD FAITH, SEEKS, PROVIDES, OR ASSISTS WITH THE PROVISION OF MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A MEDICAL EMERGENCY AFTER INGESTING OR USING ALCOHOL OR DRUGS SHALL BE IMMUNE FROM CRIMINAL PROSECUTION FOR A VIOLATION OF §§ 5-601, 5-619, 10-114, 10-116, AND 10-117 OF THE CRIMINAL LAW ARTICLE IF THE EVIDENCE FOR THE CRIMINAL PROSECUTION WAS OBTAINED SOLELY AS A RESULT OF THE PERSON'S SEEKING, PROVIDING, OR ASSISTING WITH THE PROVISION OF MEDICAL ASSISTANCE.

(C) A PERSON WHO EXPERIENCES A MEDICAL EMERGENCY AFTER INGESTING OR USING ALCOHOL OR DRUGS SHALL BE IMMUNE FROM CRIMINAL PROSECUTION FOR A VIOLATION OF §§ 5-601, 5-619, 10-114, 10-116, AND 10-117 OF THE CRIMINAL LAW ARTICLE IF THE EVIDENCE FOR THE CRIMINAL PROSECUTION WAS OBTAINED SOLELY AS A RESULT OF ANOTHER PERSON'S SEEKING MEDICAL ASSISTANCE."

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 439 – Delegates Summers, Anderson, Arora, Ivey, Kramer, Niemann, Stukes, Swain, Valentino-Smith, Vallario, and Zucker

AN ACT concerning

Courts – Jury Service – Excusal

HB0439/112318/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 439
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “a certain primary caregiver of a certain minor or”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 3 down through “A” in line 6 and substitute “A”; in the same line, after “MOTHER” insert “**OF AN INFANT UNDER THE AGE OF 2 YEARS**”; and strike beginning with the semicolon in line 6 down through “LEAVE” in line 8.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 552 – Delegate Schuh (Chair, Anne Arundel County Delegation)

AN ACT concerning

Public Safety – Anne Arundel Community College Police Force

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 641 – Delegate Simmons

AN ACT concerning

Courts and Judicial Proceedings – Communications Between Patient or Client and Health Care Professional – Exceptions to Privilege

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #1

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 25 – Delegate George

AN ACT concerning

Local Government – Municipal Elections – No-Excuse Absentee Voting

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 125 – Delegates Rosenberg, Parrott, Barve, Cardin, Ivey, and Summers

AN ACT concerning

Election Law – Petitions – Prohibited Actions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 165 – Delegate Stein

AN ACT concerning

Financial Education and Capability Commission – Membership and Duties

HB0165/445163/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 165

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “coordinate certain” and substitute “encourage”.

AMENDMENT NO. 2

On page 3, in line 14, strike “COORDINATE” and substitute “ENCOURAGE”; and strike beginning with the comma in line 15 down through “ENTITIES” in line 24.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 265 – Delegates Hixson, Ivey, Kaiser, Luedtke, A. Miller, Serafini, F. Turner, Walker, and A. Washington

AN ACT concerning

Task Force to Study How to Improve Student Achievement in Middle School

HB0265/325662/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 265

(First Reading File Bill)

On page 2, strike beginning with “Assistant” in line 13 down through “Superintendent’s” in line 15 and substitute “Deputy for Teaching and Learning in the State Department of Education, or the Deputy’s”; in line 29, strike “and”; and in line 32, after “teacher” insert “; and

(vii) one representative of the Maryland PTA who has a child in middle school”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 428 – Delegate Luedtke

AN ACT concerning

Children – Maryland Infants and Toddlers Program – Eligibility

HB0428/285367/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 428

(First Reading File Bill)

In line 20, strike “through”; and in line 23, strike “October” and substitute “July”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 454 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

Gaming – Emergency Suspension of License

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 460 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

Gaming – Background Investigations

HB0460/375860/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 460

(First Reading File Bill)

On page 3, in line 34, strike “October” and substitute “June”.The preceding amendment was read and adopted.Favorable report, as amended, adopted.Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

**House Bill 461 – Chair, Ways and Means Committee (By Request –
Departmental – Education)**

AN ACT concerning

State Early Childhood Advisory Council**HB0461/565865/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 461

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, after line 23, insert:

“(4) THE SECRETARY OF HEALTH AND MENTAL HYGIENE, OR THE SECRETARY’S DESIGNEE;”;and in line 25, after “COLLABORATION” insert “**, OR THE DIRECTOR’S DESIGNEE**”.AMENDMENT NO. 2

On page 2 in lines 24 and 26, on page 3 in lines 1, 3, 4, and 6, and on page 4 in line 28, strike “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, and “(10)”, respectively, and substitute “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, and “(11)”, respectively.

AMENDMENT NO. 3

On page 3, in line 2, after “DEVELOPMENT” insert “, OR THE ASSISTANT STATE SUPERINTENDENT’S DESIGNEE”; in line 3, strike “STATE CHILD CARE ADMINISTRATOR” and substitute “DIRECTOR OF THE OFFICE OF CHILD CARE WITHIN THE DIVISION OF EARLY CHILDHOOD DEVELOPMENT, OR THE DIRECTOR’S DESIGNEE”; in line 4, after “ASSISTANT” insert “STATE”; in line 5, after “SERVICES” insert “, OR THE ASSISTANT STATE SUPERINTENDENT’S DESIGNEE”; in line 7, after “OF” insert “A”; in line 8, strike “AGENCIES” and substitute “AGENCY”; in line 9, strike “INSTITUTIONS” and substitute “AN INSTITUTION”; in line 11, strike “UP TO FOUR REPRESENTATIVES OF” and substitute “TWO REPRESENTATIVES WHO ARE”; in line 13, after “OF” insert “A”; in line 14, strike “AGENCIES LOCATED” and substitute “AGENCY”; strike in their entirety lines 15 through 17, inclusive; in line 26, after “OF” insert “THE”; and in lines 26 and 27, strike “PUBLIC LIBRARIES” and substitute “LIBRARY ASSOCIATION”.

On page 3 in lines 18, 20, 22, 24, and 26 and on page 4 in lines 1, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, and 26, strike “(VI)”, “(VII)”, “(VIII)”, “(IX)”, “(X)”, “(XI)”, “(XII)”, “(XIII)”, “(XIV)”, “(XV)”, “(XVI)”, “(XVII)”, “(XVIII)”, “(XIX)”, “(XX)”, “(XXI)”, “(XXII)”, and “(XXIII)”, respectively, and substitute “(V)”, “(VI)”, “(VII)”, “(VIII)”, “(IX)”, “(X)”, “(XI)”, “(XII)”, “(XIII)”, “(XIV)”, “(XV)”, “(XVI)”, “(XVII)”, “(XVIII)”, “(XIX)”, “(XX)”, “(XXI)”, and “(XXII)”, respectively.

On page 3 in lines 7, 9, and 13 and on page 4 in lines 1 and 4, in each instance, strike “UP TO TWO REPRESENTATIVES” and substitute “ONE REPRESENTATIVE”.

AMENDMENT NO. 4

On page 4, in line 25, strike “AND”; in line 26, strike “OF” and substitute “WHO PROVIDES”; in line 27, after “SERVICES” insert “TO CHILDREN”; in the same line, strike “AND”; after line 27, insert:

“(XXIII) ONE REPRESENTATIVE OF THE MARYLAND DEVELOPMENTAL DISABILITIES COUNCIL;

(XXIV) ONE REPRESENTATIVE OF THE MARYLAND COUNCIL FOR AMERICAN PRIVATE EDUCATION;

(XXV) ONE REPRESENTATIVE FROM THE MARYLAND ASSOCIATION OF BOARDS OF EDUCATION;

(XXVI) ONE REPRESENTATIVE FROM THE HOME VISITING ALLIANCE; AND

(XXVII) ONE REPRESENTATIVE WHO ADVOCATES FOR HOMELESS CHILDREN; AND”;

in line 28, strike “UP TO FIVE” and substitute “ONE”; and in the same line, strike “MEMBERS” and substitute “MEMBER”.

AMENDMENT NO. 5

On page 5, in line 1, strike “THE MEMBERS” and substitute “A MEMBER”; strike beginning with the comma in line 2 down through “GOVERNOR” in line 3; in line 4, strike “MEMBERS” and substitute “A MEMBER”; and strike beginning with the comma in line 9 down through “GOVERNOR” in line 10.

AMENDMENT NO. 6

On page 6, in line 27, strike “AN ASSESSMENT OF THE” and substitute “THE”.

On page 7, after line 4, insert:

“(3) ASSESS THE CAPACITY AND EFFECTIVENESS OF 2-YEAR AND 4-YEAR PUBLIC AND PRIVATE INSTITUTIONS OF HIGHER EDUCATION IN THE STATE TOWARD SUPPORTING THE DEVELOPMENT OF EARLY CHILDHOOD EDUCATORS, INCLUDING THE EXTENT TO WHICH THE INSTITUTIONS HAVE ARTICULATION AGREEMENTS, PROFESSIONAL DEVELOPMENT AND CAREER ADVANCEMENT PLANS, AND PRACTICE OR INTERNSHIPS FOR STUDENTS TO SPEND TIME IN A HEAD START OR PREKINDERGARTEN PROGRAM;”;

in line 5, strike “DEVELOP RECOMMENDATIONS FOR” and substitute “MAKE RECOMMENDATIONS”;

(I) FOR;

in line 9, strike “(4)” and substitute “**(II)**”; in the same line, strike “**DEVELOP RECOMMENDATIONS REGARDING**” and substitute “**REGARDING**”; in line 13, strike “(5)” and substitute “**(III)**”; in the same line, strike “**DEVELOP RECOMMENDATIONS REGARDING**” and substitute “**REGARDING**”; in line 15, after the semicolon insert “**AND**”; in line 23, strike “(7)” and substitute “**(IV)**”; in the same line, strike “**MAKE RECOMMENDATIONS FOR**” and substitute “**FOR**”; in line 24, after “**AND**” insert “**HOW TO**”; strike in their entirety lines 16 through 22, inclusive; in line 28, strike “(7)” and substitute “(4)”; and in lines 5, 27, and 30, strike “(3)”, “(8)”, and “(9)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively.

AMENDMENT NO. 7

On page 8, in line 2, strike “(7)” and substitute “(4)”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT**HB0461/533025/1**

BY: Delegate Hixson

AMENDMENT TO HOUSE BILL 461**(First Reading File Bill)**

On page 8, in line 9, strike “October” and substitute “**June**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON APPROPRIATIONS REPORT #3

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

**House Bill 104 – Chair, Appropriations Committee (By Request –
Departmental – Budget and Management)**

AN ACT concerning

Department of Budget and Management – Budget Analysts – Qualifications

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 176 – Delegate Guzzone (Chair, Special Joint Commission on Public Safety and Security in State and Local Correctional Facilities)

AN ACT concerning

Correctional Services – Correctional Facilities – Officers and Inspection Standards

HB0176/254865/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 176

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “violation;” insert “providing that a correctional officer who receives an emergency suspension without pay after being charged with a certain misdemeanor and who is not convicted of the misdemeanor violation shall have the emergency suspension rescinded and any lost time, compensation, status, and benefits restored, subject to a certain exception;”; in line 9, after “Services” insert “, in collaboration with a certain person,”; and in line 21, strike “9–412,”.

AMENDMENT NO. 2

On page 2, in line 20, strike “OR”; in line 22, strike “**§ 9–412,**”; in line 23, after “ARTICLE” insert “**;OR**”

(III) A CORRECTIONAL OFFICER IS CHARGED WITH A VIOLATION OF § 9–412 OF THE CRIMINAL LAW ARTICLE INVOLVING CONTRABAND THAT IS:

1. MONEY OR A MONEY EQUIVALENT; OR

2. AN ITEM OR SUBSTANCE INTENDED TO CAUSE PHYSICAL INJURY”;

and in line 29, after “felony” insert “OR MISDEMEANOR”.

On page 3, strike in their entirety lines 9 through 18, inclusive.

AMENDMENT NO. 3

On page 4, in line 30, after “Department” insert “, in collaboration with the exclusive representative for correctional officers at State facilities.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 765 – Chair, Appropriations Committee (By Request – Departmental – Budget and Management)

AN ACT concerning

State Personnel – Authority to Set Compensation

HB0765/574664/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 765

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, after line 24, insert:

“BY repealing and reenacting, with amendments,

Article – Public Safety

Section 3–206

Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 11, after line 30, insert:

“Article – Public Safety

3–206.

(a) (1) With the approval of the Secretary, the Commission shall appoint an executive director.

(2) The executive director shall perform general administrative and training management functions.

(3) The executive director serves at the pleasure of the Commission.

(b) (1) With the approval of the Secretary, the Commission shall appoint a deputy director and any other employees that the Commission considers necessary to perform general administrative and training management functions.

(2) The deputy director and other employees appointed under paragraph (1) of this subsection shall serve at the pleasure of the Commission.

[(c) With the approval of the Secretary, the Commission shall employ other individuals as necessary to carry out this subtitle.]

(C) IN ACCORDANCE WITH THE STATE BUDGET, THE COMMISSION MAY SET THE COMPENSATION OF:

[(d)] (1) [The] THE executive director[,] AND THE deputy director[.]; and

(2) [other employees of the Commission are entitled to receive compensation as established by the Commission in accordance with the State budget]

A COMMISSION EMPLOYEE IN A POSITION THAT:

(I) IS UNIQUE TO THE COMMISSION;

(II) REQUIRES SPECIFIC SKILLS OR EXPERIENCE TO PERFORM THE DUTIES OF THE POSITION; AND

(III) DOES NOT REQUIRE THE EMPLOYEE TO PERFORM FUNCTIONS THAT ARE COMPARABLE TO FUNCTIONS PERFORMED IN OTHER UNITS OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT.

(D) THE SECRETARY OF BUDGET AND MANAGEMENT, IN CONSULTATION WITH THE COMMISSION, SHALL DETERMINE THE POSITIONS FOR WHICH THE COMMISSION MAY SET COMPENSATION UNDER SUBSECTION (C) OF THIS SECTION.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate McDermott moved to make the Bill a Special Order for February 26, 2014.

The motion was adopted.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 175 – Delegate Guzzone (Chair, Special Joint Commission on Public Safety and Security in State and Local Correctional Facilities)

AN ACT concerning

Criminal Law – Contraband – Telecommunication Devices – Penalty

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 153)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #9

House Bill 296 – The Speaker (By Request – Administration) and Delegates S. Robinson, Barve, Carr, Clippinger, Cullison, Dumais, Frick, Frush, Gilchrist, Gutierrez, Guzzone, Hammen, Holmes, Howard, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Love, Luedtke, Malone, McIntosh, A. Miller, Mitchell, Niemann, Oaks, Pendergrass, Rosenberg, Summers, F. Turner, M. Washington, ~~and Zucker~~ Zucker, and Murphy

AN ACT concerning

Natural Resources – Wildlands – Designation of New Wildlands

Delegate Minnick moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 100 Negative – 35 (See Roll Call No. 154)

The Bill was then sent to the Senate.

House Bill 453 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)

AN ACT concerning

Housing and Community Development – Multifamily Rental Housing Programs Efficiency Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 6 (See Roll Call No. 155)

The Bill was then sent to the Senate.

House Bill 583 – Delegate Davis

AN ACT concerning

~~Maryland Small Business Development Financing Authority – Investment
and Recovery Limits~~

Economic Development – Equity Participation Investment Program – Small
Businesses

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 36 (See Roll Call No. 156)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #3

**Senate Bill 183 – The President (By Request – Department of Legislative
Services)**

EMERGENCY BILL

AN ACT concerning

Annual Curative Bill

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 157)

The Bill was then returned to the Senate.

**Senate Bill 184 – The President (By Request – Department of Legislative
Services)**

EMERGENCY BILL

AN ACT concerning

Annual Corrective Bill

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 158)

The Bill was then returned to the Senate.

QUORUM CALL

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

(See Roll Call No. 159)

ADJOURNMENT

At 11:21 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Wednesday, February 26, 2014.

Annapolis, Maryland
Wednesday, February 26, 2014

The House met at 10:00 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 113 Members present.

(See Roll Call No. 160)

The Journal of February 25, 2014 was read and approved.

EXCUSES:

Del. Cane – medical

Del. Carr – personal

Del. Frank – medical

Del. Love – doctor’s appointment

Del. Sophocleus – illness

INTRODUCTION OF BILLS

House Bill 1497 – Delegate McMillan

AN ACT concerning

**Maryland Medical Assistance Program – Services for Children With
Prader–Willi Syndrome**

FOR the purpose of requiring the Department of Health and Mental Hygiene to apply to the Centers for Medicare and Medicaid Services for a certain waiver in order to receive federal matching funds for certain services to certain children with Prader–Willi syndrome; and generally relating to the Maryland Medical Assistance Program and a waiver for services for children with Prader–Willi syndrome.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 15–130

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1498 – Delegates McIntosh, Anderson, and M. Washington

AN ACT concerning

**Creation of a State Debt – Baltimore City – SS Philip and James Church Hall
Renovation and Repair**

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 St. Philip and James' Roman Catholic Congregation, Incorporated 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 Rules and Executive Nominations.

House Bill 1499 – Delegates McIntosh, Anderson, and M. Washington

AN ACT concerning

**Creation of a State Debt – Baltimore City – Rita R. Church Foundation and
Teach Educate Assist Mentor Office**

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 Rita R. Church Foundation to Support Education & End Poverty Corp. 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 Rules and Executive Nominations.

House Bill 1500 – Delegates McIntosh, Anderson, and M. Washington

AN ACT concerning

Creation of a State Debt – Baltimore City – Epiphany House and Micah House Projects

FOR the purpose of authorizing the creation of a State Debt in the amount of \$53,000, the proceeds to be used as a grant to the Board of Directors of the Govans Ecumenical 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 Rules and Executive Nominations.

House Bill 1501 – Delegates Ivey, Niemann, and Summers

AN ACT concerning

Creation of a State Debt – Prince George’s County – Elizabeth Seton High School Sports Facilities Renovation

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 Elizabeth Seton High 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; 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 Rules and Executive Nominations.

House Bill 1502 – Delegates Norman, Wilson, Cardin, James, K. Kelly, Lafferty, Smigiel, F. Turner, and Vitale

AN ACT concerning

Civil Actions – Statute of Limitations for Certain Specialties

FOR the purpose of repealing an exemption for certain specialties taken for use of the State from a certain statute of limitations period; altering the time period within which a civil action on certain specialties taken for use of the State shall be filed; providing for the application of this Act; and generally relating to a statute of limitations for certain specialties.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–102
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

House Bill 1503 – Delegates Stein and McMillan

AN ACT concerning

Criminal Law – Animal Cruelty – Leaving Dogs Outside in Extreme Temperatures

FOR the purpose of prohibiting a person from leaving a dog outside and unattended by use of a certain restraint during a snow emergency declared by the State Police or during a certain period in which the temperature is below a certain temperature for a certain amount of time; establishing penalties for a violation of this Act; and generally relating to the unattended restraint of dogs.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–623
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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 203 – Senator Middleton

AN ACT concerning

Charles County – Board of Education – Salaries and Expenses

FOR the purpose of altering the compensation received by the chair, vice chair, and other nonstudent members of the Charles County Board of Education; providing that the chair, vice chair, and other nonstudent members of the county board may be reimbursed for certain expenses under certain circumstances; altering

the requirements for reimbursement of certain expenses incurred by a student member of the county board; establishing a certain scholarship for a student member of the county board who fulfills a certain requirement; providing that this Act does not apply to the salary or compensation of the chair and members of the county board during a certain term of office; making stylistic changes; and generally relating to the Charles County Board of Education.

BY repealing and reenacting, with amendments,
 Article – Education
 Section 3–501(g), 3–502, and 3–503
 Annotated Code of Maryland
 (2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 249 – Senators Pugh, Astle, Conway, Currie, Feldman, Forehand, Jones–Rodwell, Kelley, King, Montgomery, Muse, ~~and Stone~~ Stone, Glassman, Kittleman, Klausmeier, Mathias, Middleton, and Ramirez

AN ACT concerning

Commission on Maryland Cybersecurity Innovation and Excellence – Duties and Membership

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~~ work, in a certain manner, to develop certain strategies to enable organizations that adopt telemedicine to practice certain techniques for a certain purpose; altering the membership of the Commission; requiring that, to the extent practicable, certain members of the Commission reasonably reflect the geographic, racial, ethnic, cultural, and gender diversity of the State; 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 2013 Supplement)

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

Senate Bill 306 – Montgomery County Senators

AN ACT concerning

Montgomery County – Barbershops – Restriction on Operation Repealed

FOR the purpose of repealing a certain restriction prohibiting a barbershop in Montgomery County from being open for business more than a certain number of days per week; and generally relating to barbershops in Montgomery County.

BY repealing

Article – Business Occupations and Professions

Section 4–606

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 338 – The President (By Request – Administration)

AN ACT concerning

Public Safety – Statewide Interoperability Radio Control Board – Established

FOR the purpose of establishing the Statewide Interoperability Radio Control Board in the Department of Information Technology; providing for the membership, appointment, terms, staggering of terms, chair, meetings, and staffing of the Board; establishing that members of the Board may not receive a certain compensation but are entitled to a certain reimbursement; establishing certain duties and responsibilities of the Board; defining certain terms; specifying the terms of the initial members of the Board; specifying the intent of the General Assembly; and generally relating to the Statewide Public Safety Interoperability Radio System and the Statewide Interoperability Radio Control Board.

BY adding to

Article – Public Safety

Section 1–501 through 1–503 to be under the new subtitle “Subtitle 5. Statewide Interoperability Radio Control Board”

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 379 – Senator Conway

AN ACT concerning

State Acupuncture Board and State Board of Dietetic Practice – Action and Penalties for Violations of Practice Acts

FOR the purpose of authorizing the State Acupuncture Board to impose a penalty, not exceeding a certain amount, if the Board finds that there are grounds to take certain disciplinary actions against a licensee; providing that the penalty may be imposed instead of or in addition to taking the disciplinary actions; requiring the Board to adopt regulations to set standards for the imposition of the penalties and pay any money collected from the imposition of penalties into the General Fund of the State; authorizing the State Acupuncture Board and the State Board of Dietetic Practice to issue cease and desist orders or obtain injunctive relief for violations of certain provisions of law; authorizing an action to be maintained in the name of the State or the State Board of Dietetic Practice to enjoin the unauthorized practice of dietetics or conduct that is a ground for certain disciplinary action; authorizing the action to be brought by certain persons; requiring the action to be brought in certain locations; providing that certain damage is not required for the action; providing that the action is in addition to and not instead of certain criminal prosecution or disciplinary action; providing that a person who violates certain provisions of law is subject to a civil fine not exceeding a certain amount to be assessed by the State Acupuncture Board or the State Board of Dietetic Practice in accordance with certain regulations; ~~requiring the State Acupuncture Board and the State Board of Dietetic Practice to pay certain penalties into the Acupuncture Board Fund and the State Board of Dietetic Practice Fund;~~ and generally relating to the State Acupuncture Board and the State Board of Dietetic Practice and action and penalties for violations of the Maryland Acupuncture Act and the Maryland Licensed Dietitian–Nutritionists Act.

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 1A–101(a) and (d), 1A–401, 1A–402, 5–101(a) and (b), 5–401, and 5–402

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations

Section 1A–310.1, 1A–314.1, 5–404, and 5–405

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 1A–403 and 5–403

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 380 – Senator Conway

AN ACT concerning

State Board of Podiatric Medical Examiners – Cease and Desist Orders and Fines

FOR the purpose of authorizing the State Board of Podiatric Medical Examiners to issue cease and desist orders or obtain injunctive relief for a violation of certain provisions of law; requiring the Board, ~~to assess certain fines in accordance with certain regulations, to levy and pay certain fines into the State Board of Podiatric Medical Examiners Fund;~~ and generally relating to the State Board of Podiatric Medical Examiners and cease and desist orders and fines for practicing without a license.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 16–101(a) and (b) and 16–501
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Health Occupations
Section 16–319.1
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 16–505
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 383 – Senator Edwards

AN ACT concerning

Allegany County and Garrett County – Boards of Education – Removal of Ex Officio Member

FOR the purpose of repealing the requirement that the Chair of the Board of County Commissioners of Allegany County or any county commissioner serve as an ex officio member of the Allegany County Board of Education; repealing the requirement that the Chair or Vice Chair of the Board of County Commissioners of Garrett County serve as an ex officio member of the Garrett County Board of

Education; making conforming changes; making stylistic changes; and generally relating to membership of the Allegany County and Garrett County Boards of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–201(a) and (b), 3–203, and 3–601(a) and (b)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 440 – Senator Mathias

AN ACT concerning

**Somerset County – Service Award Program for Emergency Medical Services
and Fire and Rescue Personnel**

FOR the purpose of authorizing the Board of County Commissioners for Somerset County to establish a volunteer service award program for qualified members of volunteer fire departments, ambulance companies, and rescue squads; providing for a delayed effective date; and generally relating to benefits for Somerset County emergency medical services and fire and rescue personnel.

BY adding to
Article – Public Safety
Section 7–212.1
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 448 – Senator Conway

AN ACT concerning

**State Board of Professional Counselors and Therapists – Cease and Desist
Orders and Penalties for Misrepresentation and Practicing Without a
License**

FOR the purpose of authorizing the State Board of Professional Counselors and Therapists to issue cease and desist orders or obtain injunctive relief for violations of certain provisions of law; altering a certain penalty for practicing, attempting to practice, or offering to practice certain health occupations without a license issued by the State Board of Professional Counselors and Therapists;

providing that a person who violates certain provisions of law is subject to a civil fine not exceeding a certain amount to be assessed by the Board in accordance with certain regulations; ~~requiring the Board to pay certain penalties into the State Board of Professional Counselors and Therapists Fund;~~ and generally relating to the State Board of Professional Counselors and Therapists and cease and desist orders and penalties for misrepresentation and practicing without a license.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 17–301 and 17–601 through 17–603
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 17–513 and 17–604
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 453 – Senator Conway

AN ACT concerning

State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists – Cease and Desist Orders and Injunctive Relief

FOR the purpose of authorizing the State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists to issue cease and desist orders or obtain injunctive relief for violations of certain provisions of law; authorizing an action to be maintained in the name of the State or the Board to enjoin certain unauthorized practice or conduct that is a ground for certain disciplinary action; authorizing a certain action to be brought by certain persons and in certain locations; providing that proof of certain damages is not required for a certain action; providing that a certain action is in addition to and not instead of certain criminal prosecution or disciplinary action; repealing authorization for the Board to sue to enforce certain provisions of law; and generally relating to the State Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists and cease and desist orders and injunctive relief.

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

Section 2-312
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 473 – Senators Edwards, Shank, and Young

AN ACT concerning

**Allegany County, Frederick County, Garrett County, and Washington County
– Deer Hunting – Sundays**

FOR the purpose of authorizing the Department of Natural Resources to allow a person to hunt deer on certain property on certain Sundays in Allegany County, Frederick County, Garrett County, and Washington County subject to certain provisions of law; making conforming changes; 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 and 2013 Supplement)

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

Senate Bill 477 – Senator Colburn

AN ACT concerning

**Education – Talbot County Board of Education – Lease of Public School
Facility**

FOR the purpose of authorizing the Talbot County Board of Education to lease a public school facility to an organization that operates a certain educational and recreational program, subject to a certain determination and certain limitations; and generally relating to the authority of the Talbot County Board of Education to lease a public school facility to certain organizations for certain purposes.

BY repealing and reenacting, with amendments,
Article – Education
Section 7-108
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

**Senate Bill 479 – Senators Klausmeier, Colburn, Kittleman, ~~and Robey,~~
Robey, Currie, Middleton, Feldman, Glassman, Kelley, Mathias, Pugh,
and Ramirez**

AN ACT concerning

Chesapeake Employers' Insurance Company – Rates and Board Structure

FOR the purpose of authorizing the Chesapeake Employers' Insurance Company to take certain actions relating to a subsidiary ~~for certain purposes~~ subject to certain requirements and under certain circumstances; specifying a certain condition of being an authorized insurer; altering the selection and appointment process for the members of the Board for the Chesapeake Employers' Insurance Company; requiring, to the extent practicable, that the Board reflect a certain diversity of the State; specifying the qualifications for the members of the Board; repealing a requirement that certain appointees take a certain oath before taking office as members of the Board; altering the means for staggering the terms of members of the Board; authorizing the Governor to remove only certain members for incompetence or misconduct; authorizing the Board to remove certain members under certain circumstances; requiring a certain designated rating organization to create a certain exception in its classification system for certain authorized insurers; authorizing the Company to remain exempt from certain insurance rate making requirements until a certain date; repealing certain provisions of law that exempt the Company from certain aspects of the insurance rate making process; repealing a provision of law that requires the Board to set rates in a certain manner; declaring the intent of the General Assembly that a rating organization, in consultation with the Company, shall create a certain exception in its classification system for authorized insurers; requiring the terms of certain members to be extended until a certain date; specifying the process for appointing or selecting a certain member of the Board; renumbering certain provisions; making other conforming changes; providing for delayed effective dates for certain provisions of this Act; and generally relating to the Chesapeake Employers' Insurance Company.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 11–202, 11–303, 24–306, and 24–307

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article – Insurance

Section 11–331 and 11–332

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing

Article – Insurance

Section 24–305

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY renumbering

Article – Insurance

Section 24–306 through 24–312, respectively

to be Section 24–305 through 24–311, respectively

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 560 – Carroll County Senators

AN ACT concerning

Carroll County – Alcoholic Beverages – License Fees

FOR the purpose of increasing the fees for certain beer, beer and light wine, and beer, wine and liquor licenses in Carroll County in a certain manner; and generally relating to alcoholic beverages licenses in Carroll County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 3–101(a)(1), 3–401(a)(1), 5–101(a)(1), 5–401(a)(1), and 6–101(a)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 3–101(h), 3–401(h), 5–101(h), 5–401(h), and 6–101(h)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 564 – Senator Simonaire

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 2013 Supplement)

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

Senate Bill 583 – Senators Kelley and Middleton

AN ACT concerning

Financial Institutions – Interest Payable on Escrow Accounts and Specific Purpose Savings Accounts

FOR the purpose of altering the interest rate payable by certain lending institutions on escrow accounts created in connection with loans secured by a first mortgage or first deed of trust on residential real property; altering the interest rate payable by certain banking institutions on interest bearing accounts instituted for a specific purpose; providing for the application of this Act; and generally relating to rates of interest payable on escrow accounts and savings accounts.

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 12–109(a) and 12–1026(a)
Annotated Code of Maryland
(2013 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 12–109(b) and 12–1026(b)
Annotated Code of Maryland
(2013 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Financial Institutions
Section 1–101(a) and (d)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 5–302(b)
Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 587 – Senator Conway

AN ACT concerning

**State Board of Examiners in Optometry – Cease and Desist Orders,
Injunctive Relief, and Penalties**

FOR the purpose of authorizing the State Board of Examiners in Optometry to issue a cease and desist order or obtain injunctive relief for a violation of certain provisions of law; providing that certain actions may be brought by certain persons in certain counties; providing that proof of certain damages is not required for certain actions; providing that a person who violates certain provisions of law is subject to a civil fine not exceeding a certain amount to be assessed by the Board in accordance with certain regulations; ~~requiring the Board to pay certain penalties into the State Board of Examiners in Optometry Fund;~~ providing for the application of certain provisions of this Act; and generally relating to the State Board of Examiners in Optometry, cease and desist orders, injunctive relief, and penalties.

BY adding to

Article – Health Occupations
Section 11–320
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Health Occupations
Section 11–501, 11–502, and 11–504
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 11–505
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 603 – Senators DeGrange, Astle, Benson, Colburn, Currie, Feldman, Ferguson, Forehand, Frosh, Getty, Gladden, Glassman, Jennings, Jones–Rodwell, Kasemeyer, King, Kittleman, Klausmeier,

**Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Peters, Pugh,
Ramirez, Robey, Rosapepe, Stone, Young, and Zirkin**

AN ACT concerning

**Economic Development – Maryland Technology Development Corporation –
Cybersecurity Investment Fund**

FOR the purpose of establishing the Cybersecurity Investment Fund in the Maryland Technology Development Corporation as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Corporation 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; 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 Corporation to provide certain reports that include certain information; defining certain terms; and generally relating to economic development, commercialization of technology in the State, and the Cybersecurity Investment Fund.

BY adding to

Article – Economic Development

Section 10–463 through 10–465 to be under the new part “Part VI.
Cybersecurity Investment Fund”

Annotated Code of Maryland

(2008 Volume and 2013 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 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)76. and 77.

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)78.

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 618 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Alcoholic Beverages – Country Inn Licenses

FOR the purpose of authorizing the Board of License Commissioners of Frederick County to issue a Class B–CI (country inn) on–sale beer, wine and liquor license for the use of an establishment that meets certain requirements in a certain election district; and generally relating to alcoholic beverages licenses in Frederick County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 8–211(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 8–211(c)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 619 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Alcoholic Beverages – Organizational Licenses

FOR the purpose of authorizing the Board of License Commissioners of Frederick County to issue a certain alcoholic beverages license to certain organizations located in the county; requiring the net proceeds of the sale of alcoholic beverages under certain licenses to be used solely for certain purposes; and generally relating to alcoholic beverages licenses in Frederick County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 7–101(g) and 8–211(a), (b), (c), and (d–1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article 2B – Alcoholic Beverages

Section 8–211(g–1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

THE COMMITTEE ON ECONOMIC MATTERS REPORT #4

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 6 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Maryland Home Improvement Commission – Guaranty Fund – Claims

HB0006/443191/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 6

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the second “of” insert “a”; in line 5, after “order;” insert “altering the number of days, following certain notice by the Commission, after which the Commission may bring a certain action in court against a contractor who fails to reimburse the Fund in full for payment of a certain claim;”; and in line 9, after “8–407” insert “and 8–410”.

AMENDMENT NO. 2

On page 2, in line 12, strike “**\$10,000.**” and substitute “**\$7,500.**”.

AMENDMENT NO. 3

On page 3, after line 3, insert:

“8–410.

(a) (1) After the Commission pays a claim from the Fund:

(i) the Commission is subrogated to all rights of the claimant in the claim up to the amount paid;

(ii) the claimant shall assign to the Commission all rights of the claimant in the claim up to the amount paid; and

(iii) the Commission has a right to reimbursement of the Fund by the contractor who the Commission finds responsible for the act or omission giving rise to the claim for:

1. the amount paid from the Fund; and

2. interest on that amount at an annual rate of at least 10%, as set by the Commission.

(2) All money that the Commission recovers on a claim shall be deposited in the Fund.

(b) If, within [30] 60 days after the Commission gives notice, a contractor on whose account a claim was paid does not reimburse the Fund in full, the Commission may sue the contractor in a court of competent jurisdiction for the unreimbursed amount.

(c) The Commission is entitled to a judgment for the unreimbursed amount if the Commission proves that:

(1) a claim was paid from the Fund on account of the contractor;

(2) the contractor has not reimbursed the Fund in full;

(3) the contractor was given notice and an opportunity to participate in a hearing on the claim before the Commission; and

(4) (i) the Commission directed payment based on a final judgment of a court of competent jurisdiction or a final award in arbitration; or

(ii) the decision or order of the Commission is final in accordance with Title 10, Subtitle 2 of the State Government Article and there is no pending appeal.

(d) The Commission may refer to the Central Collection Unit for collection under §§ 13–912 through 13–919 of the Tax – General Article a debt owed to the Commission by a contractor on whose account a claim was paid from the Fund and who is at least 1 year behind in reimbursement payments to the Fund.

(e) For the purpose of excepting to a discharge of a contractor under federal bankruptcy law, the Commission is a creditor of the contractor for the amount paid from the Fund.

(f) (1) (i) If a person liable for reimbursing the Guaranty Fund under this section receives a demand for reimbursement and fails to reimburse the Fund, the reimbursement amount and any accrued interest or cost are a lien in favor of the State on any real property of the person if the lien is recorded and indexed as provided in this subsection.

(ii) Interest shall continue at the rate of interest on a judgment as provided in § 11–107(a) of the Courts Article until the full amount due the Fund is paid.

(2) The lien in favor of the State created by this subsection may not attach to specific property until the State Central Collection Unit records written notice of the lien in the office of the clerk of the court for the county in which the property subject to the lien or any part of the property is located.

(3) The lien in favor of the State created by this subsection does not have priority as to any specific property over any person who is a lienholder of record at the time the notice required under paragraph (2) of this subsection is recorded.

(4) The notice required under paragraph (2) of this subsection shall contain:

(i) the name and address of the person against whose property the lien exists;

(ii) the amount of the lien;

(iii) a description of or reference to the property subject to the lien; and

(iv) the date the Guaranty Fund paid the claim giving rise to the lien.

(5) Upon presentation of a release of any lien in favor of the State created by this subsection, the clerk of the court in which the lien is recorded and indexed shall record and index the release and shall note in the lien docket the date the release is filed and the fact that the lien is released.

(6) The notice required under paragraph (2) of this subsection and any release filed under paragraph (5) of this subsection shall be indexed with the judgment lien records maintained by the office of the clerk of the court where the notice is recorded.

(7) The clerk may collect a reasonable fee for recording and indexing each notice of lien or release of any lien under this subsection.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, 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 240 – Delegate Lafferty

AN ACT concerning

Environment – Solid Waste Management Practices – Maryland Recycling and Landfill Diversion Task Force

HB0240/533497/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 240

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 18, strike the second “THE” and substitute “A”; and in line 19, after “HIERARCHY” insert “CONSISTENT WITH THAT”.

On page 3, in line 15, strike “18” and substitute “20”.

On page 4, in line 13, after “(v)” insert “US Composting Council;

(vi)”;

in line 14, strike “(vi)” and substitute “(vii)”; in the same line, strike “and”; in line 15, strike “(vii)” and substitute “(viii)”; and in the same line, after “Network” insert “; and

(ix) Maryland Retailers Association”.

AMENDMENT NO. 2

On page 3, in line 9, strike “penalties, including a” and substitute “disincentives, which may include a system of”; in the same line, strike “fee” and substitute “fees”; in line 11, strike “penalties” and substitute “disincentives”; and in lines 11 and 12, strike “the funding” and substitute “any revenue”.

On page 5, strike beginning with “as” in line 12 down through “2036” in line 24 and substitute “appropriate and realistically achievable minimum recycling rates and maximum landfill disposal rates that could be incorporated into the recycling and landfill diversion portfolio for counties with a population of 150,000 or more and counties with a population less than 150,000, respectively”.

On page 6, in line 19, strike “waste management”; and in the same line, after “industry” insert “of reusing, recycling, composting, and otherwise managing waste”.

On page 7, in line 1, after “impose” insert “a disincentive such as”; in the same line, after “a” insert “system of”; in line 2, strike “fee” and substitute “fees”; in line 3, after “a” insert “system of”; in the same line, strike “fee is” and substitute “fees were”; in line 4, strike “the” and substitute “and how any”; strike beginning with “each” in line 4 down through “as” in line 6 and substitute “for changes in”; in line 6, strike “increase”; in lines 10 and 11, strike “potential penalties” and substitute “disincentives”; in line 14, strike “other potential penalties” and substitute “disincentives”; and in line 21, strike “or potential penalties” and substitute “and disincentives”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0240/443422/1

BY: Delegate Szeliga

AMENDMENTS TO HOUSE BILL 240

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 2, in line 18, strike “SHALL” and substitute “MAY”.

The preceding 2 amendments were read only.

Delegate Szeliga moved to make the Bill and Amendments a Special Order for February 27, 2014.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

**House Bill 467 – Chair, Economic Matters Committee (By Request –
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

Labor and Employment – Employment of Minors

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 476 – Frederick County Delegation

AN ACT concerning

Frederick County – Payment of Wages**HB0476/383492/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 476

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 4, in each instance, strike “an” and substitute “a county”; and in line 4, after “employee” insert “to elect”.

AMENDMENT NO. 2

On page 1, in line 19, strike “AN” and substitute “A COUNTY”; in lines 19 and 20, strike “**AS PROVIDED IN SUBSECTION (B) OF THIS SECTION**”; and strike beginning with “**REQUIRE**” in line 21 down through “**EMPLOYMENT**” in line 22 and substitute “**REQUIRE A COUNTY EMPLOYEE, AS A CONDITION OF EMPLOYMENT, TO ELECT TO RECEIVE THE PAYMENT OF WAGES BY DEBIT CARD OR BY DIRECT DEPOSIT**”.

On page 2, strike beginning with “**IF**” in line 1 down through “**CARD**” in line 3 and substitute “**IF A COUNTY EMPLOYEE ELECTS TO RECEIVE THE PAYMENT OF WAGES BY DEBIT CARD, THE COUNTY SHALL PROVIDE TO THE EMPLOYEE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 704 – Delegates Vaughn, Howard, Mitchell, Swain, F. Turner, and Valentino-Smith

AN ACT concerning

Commercial Law – Debt Settlement Services – Sunset and Reporting Extension

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 740 – Delegates Beidle, Barnes, Barve, Bobo, Bohanan, Branch, Braveboy, Bromwell, Busch, Cane, Carter, Clagett, Conway, Cullison, Davis, DeBoy, Donoghue, Dumais, Frick, Frush, Gaines, Griffith, Guzzone, Hammen, Haynes, Healey, Hixson, Holmes, Hubbard, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Love, Luedtke, Malone, McHale, McIntosh, A. Miller, Niemann, Oaks, Olszewski, Pena–Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Sophocleus, Stein, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, Weir, and Zucker

AN ACT concerning

**Economic Development – Maryland Technology Development Corporation –
Cybersecurity Investment Fund**

HB0740/803499/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 740

(First Reading File Bill)

On page 2, in line 31, strike “COMPUTERS” and substitute “NETWORKED DEVICES”.

On page 3, in line 6, strike “EARLY–STAGE, SEED” and substitute “SEED AND EARLY–STAGE”; in line 9, strike “TO ENABLE” and substitute “BY SUPPORTING”; in line 10, after “COMPANIES” insert “TO ENABLE CORPORATE GROWTH AND”; in line 13, strike “TO CREATE ADDITIONAL” and substitute “BY TAKING ADVANTAGE OF”; in line 20, after the first “OF” insert “CAPITAL OR”; and strike beginning with “A” in line 20 down through “MADE” in line 21 and substitute “ANY DEBT OR EQUITY INVESTMENTS”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate Kipke moved to make the Bill a Special Order for February 27, 2014.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1057 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – University of Maryland, College Park Bus Service –
Motor Carrier Permit Exemption – Removal of Sunset
PG 403–14**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1147 – Delegates McHale, Clippinger, Hammen, and Olszewski

AN ACT concerning

Public Utilities – Fixed Charges for Taxicab Services – Baltimore City

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS
REPORT #4**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

**House Bill 105 – Chair, Health and Government Operations Committee (By
Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Maryland Health Care Commission – Powers – Authority to Award Funds and
Make Agreements With Grantees and Payees**

HB0105/866382/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 105

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “payees;” insert “requiring the Commission, in awarding certain funds, to use a certain process and evaluate proposals for funding using a panel that consists of certain individuals; requiring the Commission to provide certain information on its Web site and submit a certain report to the General Assembly;”; and after line 12, insert:

“BY adding to

Article – Health – General

Section 19–109(d)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 10, strike “AWARD” and substitute “SUBJECT TO SUBSECTION (D) OF THIS SECTION, AWARD”; and after line 21, insert:

“(D) (1) IN AWARDING FUNDS UNDER SUBSECTION (A)(5) OF THIS SECTION, THE COMMISSION SHALL:

(I) USE A COMPETITIVE PROCESS THAT AFFORDS INTERESTED PERSONS AN OPPORTUNITY TO SUBMIT A PROPOSAL FOR FUNDING; AND

(II) EVALUATE PROPOSALS FOR FUNDING USING A PANEL THAT CONSISTS OF INTERNAL AND EXTERNAL EVALUATORS.

(2) THE COMMISSION SHALL:

(I) PROVIDE ON ITS WEB SITE INFORMATION THAT IS EASILY ACCESSIBLE TO THE GENERAL PUBLIC ABOUT FUNDS TO BE AWARDED UNDER SUBSECTION (A)(5) OF THIS SECTION AND HOW TO SUBMIT A PROPOSAL; AND

(II) SUBMIT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, AN ANNUAL REPORT TO THE GENERAL ASSEMBLY LISTING ALL FUNDS AWARDED UNDER SUBSECTION (A)(5) OF THIS SECTION.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 150 – Delegate Reznik

AN ACT concerning

Health Occupations – Maryland Behavior Analysts Act

HB0150/106782/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 150

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 19, in each instance, strike the second “Board” and substitute “Committee”; in lines 5, 6, 11, 16, 17, and 22, in each instance, strike “Board” and substitute “Committee”; strike beginning with “requiring” in line 18 down through “roster,” in line 19; and in line 31, strike “committee” and substitute “subcommittee”.

On page 2, in lines 1, 2, and 5, in each instance, strike “committee” and substitute “subcommittee”; in lines 7 and 17, in each instance, strike “Board” and substitute “Committee”; and in line 28, strike “17-6A-33” and substitute “17-6A-31”.

AMENDMENT NO. 2

On page 3, in lines 14 and 17, in each instance, strike “**BOARD**” and substitute “**COMMITTEE**”.

On page 4, in line 4, strike the first “OR” and substitute a comma; in the same line, strike “OR LONG-TERM”; in the same line, after “COUNSELING” insert “, OR ANY SUBDISCIPLINE OF PSYCHOLOGY”; strike beginning with “UNLESS” in line 7 down through “THIS” in line 9 and substitute:

“(A) THIS SUBTITLE DOES NOT LIMIT THE USE OF THE TERMS “BEHAVIOR ANALYSIS” OR “BEHAVIORAL ANALYSIS” BY AN INDIVIDUAL AUTHORIZED TO PRACTICE UNDER THIS ARTICLE WHO IS PRACTICING WITHIN THE INDIVIDUAL’S SCOPE OF PRACTICE.

(B) THIS;

and in lines 14 and 20, in each instance, strike “BOARD” and substitute “COMMITTEE”.

AMENDMENT NO. 3

On page 7, in lines 21, 23, and 25, in each instance, after “BOARD” insert “, FOR THE APPROVAL OF THE BOARD,”.

On page 8, in line 9, strike “SUBMIT AN ANNUAL REPORT” and substitute “REPORT”; in the same line, after “BOARD” insert “AS REQUIRED IN REGULATIONS ADOPTED BY THE BOARD”; in line 12, strike “OCTOBER 1, 2014” and substitute “ON OR BEFORE JANUARY 1, 2015”; in the same line, strike “BOARD” and substitute “COMMITTEE”; in line 27, strike “BACHELOR’S OR”; and in the same line, after “DEGREE” insert “OR HIGHER”.

AMENDMENT NO. 4

On page 9, in lines 4, 6, 7, 13, 14, 15, 16, 20, 22, and 28, in each instance, strike “BOARD” and substitute “COMMITTEE”; and in line 9, strike “SEPTEMBER” and substitute “DECEMBER”.

On page 10, in lines 3, 5, and 14, in each instance, strike “BOARD” and substitute “COMMITTEE”.

AMENDMENT NO. 5

On pages 10 and 11, strike in their entirety the lines beginning with line 20 on page 10 through line 2 on page 11, inclusive.

On page 11, in line 3, strike “**17-6A-16.**” and substitute “**17-6A-15.**”; and in lines 4, 7, 12, 18, 20, 22, 24, and 26, in each instance, strike “**BOARD**” and substitute “**COMMITTEE**”.

On page 12, in lines 1, 4, 5, 7, 8, 9, 15, 16, 19, 24, 26, and 28, in each instance, strike “**BOARD**” and substitute “**COMMITTEE**”; in line 3, strike “**17-6A-17.**” and substitute “**17-6A-16.**”; and in line 22, strike “**§ 17-6A-16**” and substitute “**§ 17-6A-15**”.

On page 13, in lines 5, 10, and 15, strike “**17-6A-18.**”, “**17-6A-19.**”, and “**17-6A-20.**”, respectively, and substitute “**17-6A-17.**”, “**17-6A-18.**”, and “**17-6A-19.**”, respectively; in lines 6 and 11, in each instance, strike “**BOARD**” and substitute “**COMMITTEE**”; and in line 16, strike “**§ 17-6A-23**” and substitute “**§ 17-6A-21**”.

AMENDMENT NO. 6

On page 13, strike in their entirety lines 28 and 29.

On page 14, in lines 1, 3, 5, 7, 11, 12, 14, 20, 22, 25, 27, and 29, strike “**(5)**”, “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, “**(12)**”, “**(13)**”, “**(14)**”, “**(15)**”, and “**(16)**”, respectively, and substitute “**(4)**”, “**(5)**”, “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, “**(12)**”, “**(13)**”, “**(14)**”, and “**(15)**”, respectively; and in lines 5 and 21, in each instance strike “**BOARD**” and substitute “**COMMITTEE**”.

On page 15, in lines 1, 3, 7, 9, and 12, strike “**(17)**”, “**(18)**”, “**(19)**”, “**(20)**”, and “**(21)**”, respectively, and substitute “**(16)**”, “**(17)**”, “**(18)**”, “**(19)**”, and “**(20)**”, respectively; in line 11, strike “**OR**”; in line 13, after “**TITLE**” insert “**;**”

(21) HABITUALLY IS INTOXICATED;

(22) PROVIDES PROFESSIONAL SERVICES WHILE UNDER THE INFLUENCE OF ALCOHOL OR WHILE USING ANY NARCOTIC OR CONTROLLED DANGEROUS SUBSTANCE, AS DEFINED IN § 5-101 OF THE CRIMINAL LAW ARTICLE, OR OTHER DRUG THAT IS IN EXCESS OF THERAPEUTIC AMOUNTS OR WITHOUT VALID MEDICAL INDICATION; OR

(23) KNOWINGLY FAILS TO REPORT SUSPECTED CHILD ABUSE IN VIOLATION OF § 5-704 OF THE FAMILY LAW ARTICLE;

in line 14, strike “**17-6A-21.**” and substitute “**17-6A-20.**”; in line 15, strike “**§ 17-6A-23**” and substitute “**§ 17-6A-21**”; and in line 16, strike “**§ 17-6A-20**” and substitute “**§ 17-6A-19**”.

AMENDMENT NO. 7

On pages 15 and 16, strike in their entirety the lines beginning with line 25 on page 15 through line 13 on page 16, inclusive.

On page 16, in line 14, strike “**17-6A-23.**” and substitute “**17-6A-21.**”; in line 16, strike “**§ 17-6A-20**” and substitute “**§ 17-6A-19**”; and in line 24, strike “**10**” and substitute “**30**”.

On page 17, in line 16, strike “**17-6A-24.**” and substitute “**17-6A-22.**”; and in lines 17 and 18 and 25, in each instance, strike “**§ 17-6A-20**” and substitute “**§ 17-6A-19**”.

On page 18, in line 4, strike “**17-6A-25.**” and substitute “**17-6A-23.**”; in line 11, strike “**17-6A-26.**” and substitute “**17-6A-24.**”; in line 14, strike “**17-6A-27.**” and substitute “**17-6A-25.**”; and in line 19, strike “**§ 17-6A-20**” and substitute “**§ 17-6A-19**”.

On page 19, in line 7, strike “**§ 17-6A-29**” and substitute “**§ 17-6A-27**”; in line 8, strike “**§ 17-6A-20**” and substitute “**§ 17-6A-19**”; in line 9, strike “**17-6A-28.**” and substitute “**17-6A-26.**”; in lines 11, 16, 19, and 25, in each instance, strike “**COMMITTEE**” and substitute “**SUBCOMMITTEE**”; and in lines 16, 19, 20, and 21, in each instance, strike “**BOARD**” and substitute “**COMMITTEE**”.

On page 20, in lines 3, 6, 9, 15, 17, and 19, in each instance, strike “**COMMITTEE**” and substitute “**SUBCOMMITTEE**”; in line 20, strike “**17-6A-29.**” and substitute “**17-6A-27.**”; in line 25, strike “**17-6A-30.**” and substitute “**17-6A-28.**”; and in line 32, strike “**17-6A-31.**” and substitute “**17-6A-29.**”.

On page 21, in line 4, strike “§ 17-6A-29” and substitute “§ 17-6A-27”; in line 10, strike “17-6A-32.” and substitute “17-6A-30.”; and in line 13, strike “17-6A-33.” and substitute “17-6A-31.”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 203 – Delegates Conway, Cane, Eckardt, Otto, and Rudolph

AN ACT concerning

State Government – Display of the POW/MIA Flag on State Building Grounds

HB0203/866489/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 203

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Rudolph” and substitute “Rudolph, Hammen, Pendergrass, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Ready, Reznik, Tarrant, and V. Turner”; in line 2, strike “Government” and substitute “and County Governments”; in the same line, after the second “State” insert “and County”; in line 3, after the first “of” insert “requiring a county to cause the POW/MIA flag to be flown on the grounds of a certain county building whenever the flag of the United States is flown”; strike beginning with “requiring” in line 5 down through “changes;” in line 7 and substitute “providing for the application of this Act”; in line 8, after “State” insert “and county”; after line 8, insert:

“BY adding to

Article – Local Government

Section 9–114

Annotated Code of Maryland

(2013 Volume)”;

and strike in their entirety lines 14 through 18, inclusive.

AMENDMENT NO. 2

On page 1, after line 20, insert:

“Article – Local Government

9–114.

(A) IN THIS SECTION, “POW/MIA FLAG” MEANS THE POW/MIA FLAG OF THE NATIONAL LEAGUE OF FAMILIES OF AMERICAN PRISONERS AND MISSING IN SOUTHEAST ASIA.

(B) A COUNTY SHALL CAUSE THE POW/MIA FLAG TO BE FLOWN ON THE GROUNDS OF A COUNTY BUILDING SELECTED BY THE GOVERNING BODY OF THE COUNTY WHENEVER THE FLAG OF THE UNITED STATES IS FLOWN.”.

AMENDMENT NO. 3

On page 2, after line 3, insert:

“(B) THIS SECTION DOES NOT APPLY TO:

(1) THE STATE HOUSE; OR

(2) A STATE BUILDING THAT:

(I) IS A HISTORIC BUILDING; OR

(II) 1. HAS A FLAGPOLE ATTACHED TO THE BUILDING;

AND

2. IS DETERMINED TO BE STRUCTURALLY UNABLE TO WITHSTAND ADDITIONAL FLAGS BEING FLOWN FROM THE FLAGPOLE.”;

and in line 4, strike “(B)” and substitute “(C)”.

On pages 2 and 3, strike in their entirety the lines beginning with line 8 on page 2 through line 30 on page 3, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 255 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

Prescription Drug Monitoring Program – Sunset Extension and Program Evaluation

HB0255/566284/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 255

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 12 down through “to” in line 13 and substitute “authorizing”; in lines 13 and 14, strike “review requests for” and substitute “to disclose”; in line 14, strike “before the Program discloses the information”; in line 15, strike “a”; in the same line, strike “person” and substitute “persons under certain circumstances”; in line 21, after “21–2A–06(b)” insert “, (g), and (h)”; in the same line, after “21–2A–07(a)” insert “and (b)”; and in line 26, strike “21–2A–07(b).”.

AMENDMENT NO. 2

On page 2, after line 19, insert:

“(III) THE NUMBER OF DISCLOSURES MADE TO FEDERAL LAW ENFORCEMENT AGENCIES OR STATE OR LOCAL LAW ENFORCEMENT AGENCIES;”;

and in lines 20 and 23, strike “(III)” and “(IV)”, respectively, and substitute “(IV)” and “(V)”, respectively.

AMENDMENT NO. 3

On page 3, in line 22, after “(c)” insert “(1)”; in line 23, strike the brackets; in lines 24, 25, and 28, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “(I)”, “(II)”, and “(III)”, respectively; and after line 29, insert:

“(2) NOTWITHSTANDING PARAGRAPH (1) OF THIS SUBSECTION, THE PROGRAM MAY DISCLOSE INFORMATION TO THE AUTHORIZED ADMINISTRATOR OF ANOTHER STATE’S PRESCRIPTION DRUG MONITORING PROGRAM FOR DISCLOSURE TO THE PERSONS LISTED IN SUBSECTION (B)(1), (2), AND (6) OF THIS SECTION WITHOUT THE REVIEW, CLINICAL GUIDANCE, AND INTERPRETATION OF THE TECHNICAL ADVISORY COMMITTEE.

(g) The Program may provide prescription monitoring data to another state’s prescription drug monitoring program only if the other state’s prescription drug monitoring program agrees to use the prescription monitoring data in a manner consistent with the provisions of this subtitle.

(h) The Program may:

(1) Request and receive prescription monitoring data from another state’s prescription drug monitoring program and use the prescription monitoring data in a manner consistent with the provisions of this subtitle; and

(2) Develop the capability to transmit prescription monitoring data to and receive prescription monitoring data from other prescription drug monitoring programs employing the standards of interoperability.”.

On page 4, in line 3, strike the brackets.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 401 – Delegate Cullison

AN ACT concerning

Health Occupations – Chiropractors, Massage Therapists, Physical Therapists, and Physical Therapist Assistants – Criminal History Records Checks Required

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 475 – Delegates Arora, Barve, A. Miller, Lee, and Valderrama

AN ACT concerning

General Provisions – Commemorative Days – South Asian American Heritage Day

HB0475/266384/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 475

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Valderrama” and substitute “Valderrama, Hammen, Pendergrass, Bromwell, Costa, Cullison, Donoghue, Hubbard, Kach, A. Kelly, Kipke, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Reznik, Tarrant, and V. Turner”; and in lines 13 and 19, in each instance, after “H.B.” insert “270”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 480 – Delegates Davis, Ivey, Barnes, Braveboy, Frush, Gaines, Griffith, Healey, Holmes, Howard, Hubbard, Niemann, Proctor, Summers, Swain, V. Turner, Valderrama, Valentino–Smith, Vaughn, Walker, and A. Washington

AN ACT concerning

**Office of the Attorney General – Establishment of a Consumer Affairs
Satellite Office in Prince George’s County**

HB0480/616785/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 480

(First Reading File Bill)

On page 1, in the sponsor line, strike “and A. Washington” and substitute “A. Washington, A. Kelly, Nathan–Pulliam, Oaks, Pena–Melnyk, and Reznik”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 487 – Delegate Reznik

AN ACT concerning

**Small Business Reserve Program – Definition of Small Business – Repeal of
Sunset Provision**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 556 – Delegate Hammen

AN ACT concerning

**Developmental Disabilities Administration – Low Intensity Support Services
– Funding**

HB0556/356382/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 556

(First Reading File Bill)

On page 2, in line 24, strike “October” and substitute “July”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 617 – Delegates McConkey, Costa, Cullison, Elliott, Frank, Gutierrez, Hubbard, Krebs, Murphy, Nathan–Pulliam, Parrott, Pena–Melnyk, Ready, Stocksdale, Tarrant, and V. Turner

AN ACT concerning

State Government – Refund of Fees – Policy

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 628 – Delegates S. Robinson, Luedtke, A. Kelly, and A. Miller

AN ACT concerning

**Board of Public Works – Relocatable Classrooms – Indoor Air Quality
Requirements**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #3
CONSENT CALENDAR #1**

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1362 – Frederick County Delegation

AN ACT concerning

Frederick County – Slot Machines for Nonprofit Organizations

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

**House Bill 1363 – Delegates Mitchell, Aumann, Barkley, Braveboy, Davis,
Haddaway-Riccio, Impallaria, Jameson, Minnick, Schulz, and Vaughn**

AN ACT concerning

Health Care Provider Malpractice Insurance – Scope of Coverage

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1364 – Delegate McConkey

AN ACT concerning

**Maryland Wage and Hour Law – Exemptions – Employees Receiving Social
Security Disability Insurance Benefits**

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1366 – Delegates Cardin, Howard, Gutierrez, Aumann, and Frush

AN ACT concerning

**Public Schools – Cardiopulmonary Resuscitation and Automated External
Defibrillator Instruction – Graduation Requirement
(Breanna’s Law)**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1367 – Delegate Wilson

AN ACT concerning

**Natural Resources – Forests, Parks, and Recreation Areas – Posted Notice of
Safety Information**

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1368 – Delegate Bromwell

AN ACT concerning

State Boat Act – Dealer’s License – Lienholder Exemption

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1369 – Delegates Gilchrist and Haddaway-Riccio

AN ACT concerning

**Ethics Law – Financial Disclosure Statement by Elected Local Official of
Municipal Corporation – Confidential Information**

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1371 – Delegates Arora, Barkley, Clippinger, Cluster, Conaway, Frick, Glass, Hough, K. Kelly, Lee, McDermott, Parrott, Valderrama, and Waldstreicher

AN ACT concerning

**Criminal Procedure – Financial Crimes Against Vulnerable and Elder Adults
– Petition to Freeze Assets**

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1372 – Delegate Costa

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – The Arc of the Central
Chesapeake Region – Moreland Parkway Facility**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1373 – Delegate Niemann

AN ACT concerning

**Environment – Permits to Construct or Materially Alter an Incinerator –
Limitations on Issuance**

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1374 – Delegates Eckardt and Arentz

AN ACT concerning

**Creation of a State Debt – Caroline County – Old Caroline High School
Phase II**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1375 – Delegate Costa

AN ACT concerning

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

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1376 – Delegate Hogan

AN ACT concerning

**Creation of a State Debt – Frederick County – Governor Thomas Johnson
High School Stadium**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1378 – Delegate Haynes

AN ACT concerning

Creation of a State Debt – Baltimore City – Garrett-Jacobs Mansion

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1379 – Delegate Haynes

AN ACT concerning

Creation of a State Debt – Baltimore City – Everyman Theatre

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1380 – Delegate Hubbard

AN ACT concerning

Developmental Disabilities – Residential Programs – Reimbursement for Visitation Absence Days

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1381 – Delegates Sophocleus and George

AN ACT concerning

Anne Arundel County – Sheriff – Salary Increases

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1384 – Delegate Bates

AN ACT concerning

Income Tax Credit – Pass-Through Entities

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1385 – Washington County Delegation

AN ACT concerning

Washington County Gaming Commission – Membership – Conflict of Interest

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1386 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Wine Sampling or Tasting

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1387 – Delegates Sophocleus and George

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Calvary Food Bank

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1388 – Delegate Pena-Melnyk

AN ACT concerning

State Department of Education – Assessment Report for Broadband Capabilities in Public Schools

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1389 – Delegate McComas

AN ACT concerning

Task Force on the Prevention of Child Abuse and Neglect

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1390 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Public Officials – Salaries

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1391 – Delegates M. Washington, Anderson, and McIntosh

AN ACT concerning

Creation of a State Debt – Baltimore City – Baltimore Arts Realty Corporation (BARCO) North Avenue Arts Building

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1392 – Delegate Waldstreicher

AN ACT concerning

Maryland Wholesome Meat Act – Prohibitions – Equines and Equine Meat

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1393 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – John Hanson Briscoe Circuit Courthouse

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1394 – Delegates Waldstreicher, Carr, and Gutierrez

AN ACT concerning

Creation of a State Debt – Montgomery County – The Writer’s Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1395 – Delegates Stukes, Anderson, Carter, Conaway, Glenn, Hammen, Harper, Haynes, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Rosenberg, Tarrant, and M. Washington

AN ACT concerning

Creation of a State Debt – Baltimore City – Arena Players Project

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1398 – Delegate Afzali

AN ACT concerning

Frederick County Board of Education – Discipline Regulations

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1399 – Washington County Delegation

AN ACT concerning

Washington County – Sheriff and County Commissioners – Salaries

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1400 – Delegate Afzali

AN ACT concerning

County Boards of Education – Discipline Regulations

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1401 – Delegate Luedtke

AN ACT concerning

Election Law – Fair Campaign Financing Fund – Income Tax Checkoff

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1402 – Delegate Stein

AN ACT concerning

Agricultural Transfer Tax – Distribution to Mel Noland Woodland Incentives Fund

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1403 – Delegates Norman, Niemann, Beidle, Fraser-Hidalgo, Gilchrist, Healey, Hogan, McMillan, and Stein

AN ACT concerning

Homestead Exemption – Bankruptcy – Interest in Manufactured Home

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1406 – Delegate Kipke

AN ACT concerning

Election Law – Signed Voting Authority Cards – Maintenance

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1407 – Delegate Holmes

AN ACT concerning

**Local Government – Restrictions on Income Producing Real Property –
Fiscal Impact Study**

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1408 – Delegate Wood

AN ACT concerning

**Public Institutions of Higher Education – Smoke-Free or Tobacco-Free
Campuses – Funding**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1409 – Delegates McMillan and George

AN ACT concerning

Anne Arundel County – Collection of Hotel Taxes and Distribution of Revenues – City of Annapolis

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1411 – Howard County Delegation

AN ACT concerning

**Howard County – Appointed Alcoholic Beverage Hearing Board – Compensation
Ho. Co. 12-14**

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1412 – Delegates Bobo, Bates, DeBoy, Guzzone, Malone, W. Miller, Pendergrass, and F. Turner

AN ACT concerning

Election Law – Petitions – Advance Determinations

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1413 – Delegates Rosenberg, Carter, and Oaks

AN ACT concerning

Creation of a State Debt – Baltimore City – Gaudenzia’s Park Heights Facility Renovation

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1414 – Delegates Vaughn, Howard, and Swain

AN ACT concerning

Creation of a State Debt – Prince George’s County – Palmer Park Boys & Girls Club

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1415 – Montgomery County Delegation

CONSTITUTIONAL AMENDMENT

AN ACT concerning

**Chief Executive Officer or County Executive – Special Election to Fill a Vacancy in Office
MC 23-14**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1416 – Delegates Mitchell and Clippinger

AN ACT concerning

Crimes – Gang-Free Zones – Penalties for Gang Activity

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1418 – Delegate Glass

AN ACT concerning

Education – Curriculum Content – Vocational Education and Training Programs

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1426 – Delegate Walker

AN ACT concerning

Harness Racing – Purses – Deductions Paid to an Organization

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1427 – Delegate Walker

AN ACT concerning

**Task Force to Study Expanding Metrorail Service in Southern Prince
George’s County**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1428 – Delegate Walker

AN ACT concerning

Student Health and Fitness Act

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1429 – Delegate Walker

AN ACT concerning

**State Board of Education – Financial Literacy Curriculum – Graduation
Requirement**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1430 – Delegate Hubbard

AN ACT concerning

Health – State Children’s Environmental Health and Protection Advisory Council – Composition

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1431 – Delegate Hubbard

AN ACT concerning

Maryland Community Health Resources Commission – Sunset Extension

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1432 – Delegate A. Washington

AN ACT concerning

Teaching Fellows for Maryland Scholarship Program

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1433 – Delegate Swain

AN ACT concerning

Task Force to Study Services and Resources Provided by the Department of Veterans Affairs

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1434 – Delegate Hammen

AN ACT concerning

Community Services – Provider Reimbursement

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1435 – Delegate Arora

AN ACT concerning

Commercial Law – Financing Statements – Correction of Records

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1436 – Calvert County Delegation

AN ACT concerning

**Calvert County – Salaries of County Officials and County Commissioner
Retirement Plan Participation**

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1437 – Delegate Kach

AN ACT concerning

**Maryland Agricultural Land Preservation Foundation – Lot Release –
Demonstrated Financial Hardship**

The Bill was re-referred to the Committee on Environmental Matters.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #4

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1417 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Unemployment Insurance – Work Sharing

The Bill was re-referred to the Committee on Economic Matters.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 765 – Chair, Appropriations Committee (By Request – Departmental – Budget and Management)

AN ACT concerning

State Personnel – Authority to Set Compensation

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 161)

ADJOURNMENT

At 10:38 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Thursday, February 27, 2014.

Annapolis, Maryland
Thursday, February 27, 2014

The House met at 10:01 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Pena–Melnik of Prince George’s and Anne Arundel counties.

QUORUM CALL

The presiding officer announced a quorum call, showing 112 Members present.

(See Roll Call No. 162)

The Journal of February 26, 2014 was read and approved.

EXCUSES:

Del. Cane – medical
Del. Frank – medical
Del. Harper – late – business
Del. Holmes – personal
Del. Hucker – late – personal
Del. James – illness
Del. McDonough – illness
Del. Proctor – business
Del. Simmons – personal
Del. Sophocleus – illness
Del. Stifler – illness

INTRODUCTION OF BILLS

**House Bill 1504 – Delegates Haynes, Nathan–Pulliam, B. Robinson, and
M. Washington**

AN ACT concerning

Maryland Education Opportunity Act of 2014

FOR the purpose of exempting certain individuals from payment of tuition to attend a community college in the State under certain circumstances; providing a certain discount on tuition to certain individuals attending a community college in the State under certain circumstances; requiring certain individuals to apply for certain financial aid; providing for the duration of the tuition waiver and the

tuition discount; requiring certain individuals to be counted in a certain computation of State and local aid to community colleges; specifying how financial aid shall be applied for individuals who receive a tuition waiver or a tuition discount; requiring the State to reimburse community colleges for certain foregone tuition revenue; requiring that funds used to reimburse community colleges shall be paid from the Education Trust Fund from funds allocated from a certain source; authorizing the Maryland Higher Education Commission to adopt certain regulations; defining a certain term; and generally relating to a tuition waiver and a tuition discount for certain individuals at community colleges in the State.

BY adding to

Article – Education

Section 16–106.1

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–1A–30

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1505 – Delegate Haynes

AN ACT concerning

Creation of a State Debt – Baltimore City – Winchester Street Potter’s House

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 Winchester Street Potter’s House, 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 Rules and Executive Nominations.

House Bill 1506 – Delegate Conway

AN ACT concerning

Wicomico County – Northeast Maryland Waste Disposal Authority

FOR the purpose of authorizing Wicomico County to become a participating county in the Northeast Maryland Waste Disposal Authority by the County Council of Wicomico County filing certified copies of a resolution of participation with the Secretary of State and the Department of Legislative Services; and generally relating to Wicomico County and the Northeast Maryland Waste Disposal Authority.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 3–903(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1507 – Delegate Rudolph

AN ACT concerning

Creation of a State Debt – Cecil County – Department of Parks and Recreation Project – Calvert Regional 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 County Executive and County Council of Cecil 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 Rules and Executive Nominations.

House Bill 1508 – Delegate Afzali

AN ACT concerning

Educational Agencies and Institutions – Education Records – Disclosure of Personally Identifiable Information

FOR the purpose of authorizing certain educational agencies or institutions to designate a person as an authorized representative to conduct a certain audit, evaluation, or compliance or enforcement activity only if the person is under the direct control of the educational agency or institution; prohibiting a certain

educational agency or institution from disclosing personally identifiable information from education records to a contractor, a consultant, or any other person without certain written consent except under certain conditions; authorizing a certain educational agency or institution to disclose personally identifiable information from education records without consent to a person that meets certain requirements and is conducting a certain study; prohibiting a certain educational agency or institution from disclosing personally identifiable information from education records to a person for a certain commercial use or the provision of certain services; prohibiting a certain educational agency or institution from maintaining personally identifiable information from education records without certain written consent except in certain circumstances; prohibiting an educational agency or institution from retaining personally identifiable information on a former student for longer than a certain time period; requiring the State Department of Education, the Maryland Higher Education Commission, each county board of education, and each local school system to disclose certain information on the entity's Web site and to report the information annually to the General Assembly; prohibiting a certain educational agency or institution from appending certain information to education records without certain consent; establishing a penalty for a violation of this Act; providing for the construction of this Act; defining certain terms; and generally relating to the disclosure of personally identifiable information contained in education records by educational agencies and institutions.

BY repealing and reenacting, without amendments,

Article – Education

Section 1–101(a), (d), (f), and (i)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Education

Section 26–401 through 26–404 to be under the new subtitle “Subtitle 4.

Disclosure of Personally Identifiable Information”

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1509 – Delegate Hammen

AN ACT concerning

Maryland Health Benefit Exchange – State Reinsurance Program and Health Insurance Subsidy Program

FOR the purpose of substituting the Health Insurance Subsidy Program for the State Reinsurance Program in certain provisions of law relating to funding for the State Reinsurance Program; repealing certain provisions of law authorizing the establishment of the State Reinsurance Program; authorizing the Maryland Health Benefit Exchange, with the approval of the Maryland Insurance Commissioner, to establish the Health Insurance Subsidy Program to take effect on or after a certain date; providing for the purpose and use of funds available through the Health Insurance Subsidy Program; authorizing the Health Insurance Subsidy Program to use certain revenue under certain circumstances; altering the date for submission of a certain report; making certain conforming changes; and generally relating to the Maryland Health Benefit Exchange, the State Reinsurance Program, and the Health Insurance Subsidy Program.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–214(d)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Insurance
Section 14–502(a) and 14–504(a) through (c) and (g)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 14–502(d), 14–504(d) and (f), 31–107, and 31–117(c)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article – Insurance
Section 31–120
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

House Bill 1510 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Behavioral Health Administration – Establishment and Duties

FOR the purpose of merging the Alcohol and Drug Abuse Administration and the Mental Hygiene Administration in the Department of Health and Mental Hygiene to establish the Behavioral Health Administration in the Department; establishing the qualifications, responsibilities, powers, and duties of the Director of the Behavioral Health Administration; requiring certain substance use disorder programs and certain mental health programs to be licensed by the Secretary of Health and Mental Hygiene, with certain exceptions; requiring the Secretary to adopt certain regulations; authorizing the Secretary to require a substance use disorder program or a mental health program to be granted certain accreditation as a condition of licensure; repealing the position, powers, and duties of the Director of the Alcohol and Drug Abuse Administration; repealing the position, powers, and duties of the Director of Mental Hygiene; adding and altering certain defined terms; making conforming and stylistic changes; and generally relating to behavioral health care and the Behavioral Health Administration in the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 9–603(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 5–502
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 6–229(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 2–303(h)(1), 8–412(a)(7), and 21–305(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 2–106(a), 2–501(f), 2–601(m), 4–307(a)(3) and (4), 5–703(a)(12), 5–803, 5–804(f)(1), 5–805(a)(1), 5–808(b)(1), 7–403(d), and 7–802; 8–101(b), 8–402, 8–403, 8–404, 8–503, and 8–702 to be under the amended title

“Title 8. Substance Use Disorders”; 10–101(b) and (d) and 10–901 to be under the amended title “Title 10. Mental Health Law”; and 19–2301(d)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General
Section 7.5–101 through 7.5–204, to be under the new title “Title 7.5.
Behavioral Health Administration”; and 8–101(m)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 20–101(b) and 20–202(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Human Services
Section 5–314(h) and 8–406(a)
Annotated Code of Maryland
(2007 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 1–401(b)(7)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 10–309
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 9–2802(a)(2) and 9–2806
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation
Section 16–212(f)(1) and 16–212.1(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing

Article – Health – General

Section 8–201 through 8–204, 8–405, and 10–201 through 10–204

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1511 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

**Department of Health and Mental Hygiene – Adult Dependent Care
Providers – Maryland Background Check Program**

FOR the purpose of establishing the Maryland Background Check Program in the Department of Health and Mental Hygiene; providing for the purpose of the Program; requiring a certain adult dependent care provider to obtain a fitness determination from the Program for certain applicants; providing that an applicant may not begin work until the adult dependent care provider has obtained a certain fitness determination; prohibiting an adult dependent care provider from hiring an applicant who has a certain fitness determination; requiring an adult dependent care provider to require certain applicants to submit certain documentation and to submit to a certain preliminary screening and a certain criminal history records check for a certain purpose; requiring an adult dependent care provider to conduct a certain preliminary screening; establishing a process for obtaining a certain criminal history records check; requiring the Program to make a certain fitness determination for certain applicants; requiring the fitness determination to include a review of a certain preliminary screening and certain criminal history records check results; requiring the Program to send certain notices to certain persons in a certain manner; authorizing an adult dependent care provider to hire certain applicants as certain direct access employees under certain circumstances; requiring the Program to send a certain notice to a certain health occupations board in the State if a certain applicant has a certain fitness determination; authorizing certain applicants to request an appeal under certain circumstances; requiring the Program to conduct an administrative review of certain information under certain circumstances; requiring the Program to provide a certain notice to certain persons if a certain determination is made by the Program; requiring the Department to adopt certain regulations establishing certain rehabilitative factors to be considered by the Program during a certain waiver process; providing for the powers and duties of the Department relating to the Program; requiring the Department to develop and implement a certain rapback program for a certain purpose; requiring the Program to provide a certain notice to an

adult dependent care provider under certain circumstances; requiring the Department to adopt certain regulations relating to the rapback program; requiring a certain adult dependent care provider to require certain employees to submit to a certain criminal history records check on or before a certain date; requiring certain individuals who have access to certain criminal history records check information about certain individuals to submit to a certain criminal history records check; establishing the Maryland Background Check Program Fund; providing for the contents, use, investment of money, and auditing of the Fund; providing that the Fund is a continuing, nonlapsing fund not subject to certain provisions of law; providing that a State agency or certain adult dependent care providers are immune from certain civil and criminal liability under certain circumstances; providing that a certain adult dependent care provider providing a certain reference is presumed to be acting in good faith except under certain circumstances; establishing certain penalties for certain violations of this Act; providing for the construction of this Act; repealing certain obsolete provisions of law relating to adult dependent care programs and criminal history records checks; establishing the Maryland Background Check Advisory Board in the Department; providing for the purpose of the Advisory Board; providing for the composition, staffing, and compensation for the Advisory Board; requiring the Advisory Board to meet a certain number of times each year; defining certain terms; providing for the termination of certain provisions of this Act; and generally relating to the Maryland Background Check Program.

BY repealing

Article – Health – General

Section 19–1901 through 19–1912 and the subtitle “Subtitle 19. Adult Dependent Care Programs – Criminal History Records Checks and Background Checks”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 19–1901 through 19–1912 to be under the new subtitle “Subtitle 19. Adult Dependent Care Providers – Maryland Background Check Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1512 – Delegates McDermott and Conway

AN ACT concerning

Worcester County – Alcoholic Beverages Licenses

FOR the purpose of authorizing the Worcester County Board of License Commissioners to issue a certain alcoholic beverages license within the corporate limits of the Town of Berlin, the corporate limits of the Town of Snow Hill, or the corporate limits of the City of Pocomoke; making a clarifying change; and generally relating to the issuance of alcoholic beverages licenses in Worcester County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 6–401(y)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–401(y)(2)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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 296 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Prescription Drug Monitoring Program – Sunset Extension and Program Evaluation

FOR the purpose of continuing the Prescription Drug Monitoring Program 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 Program; requiring the Department of Legislative Services to conduct a certain evaluation of the Program on or before a certain date and to prepare and submit a certain report in accordance with certain statutory requirements; requiring the Program to submit a certain report to the Governor, the General Assembly, and the Department of Legislative Services on or before a certain date; ~~repealing the requirement that the technical advisory committee to~~ authorizing the Program

~~review requests for to disclose certain information before the Program discloses the information to a certain person persons under certain circumstances;~~ requiring the Advisory Board on Prescription Drug Monitoring to include certain information in a certain report; repealing an obsolete reporting requirement; and generally relating to the Prescription Drug Monitoring Program.

BY repealing and reenacting, without amendments,

Article – Health – General

Section 21-2A-05(a), 21-2A-06(b), (g), and (h), and 21-2A-07(a) and (b)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 21-2A-05(f)(3), 21-2A-06(c), ~~21-2A-07(b)~~, and 21-2A-10

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 399 – Senator Shank

AN ACT concerning

Security Systems Services – Complaint Investigations

FOR the purpose of requiring the Secretary of State Police to conduct an investigation that relates to any complaint alleging that an unauthorized person has provided security systems services; specifying requirements for the complaint; and generally relating to security systems services.

BY repealing and reenacting, without amendments,

Article – Business Occupations and Professions

Section 18-101(a) and (f), 18-501, and 18-504

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Business Occupations and Professions

Section 18-205

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 419 – Senators Manno, Astle, Feldman, Forehand, Frosh, King, Montgomery, Ramirez, Raskin, Robey, Shank, ~~and Stone~~ Stone, Colburn, Currie, DeGrange, Edwards, Getty, Jones–Rodwell, Kasemeyer, Madaleno, and Peters

AN ACT concerning

Libraries – Maryland Library for the Blind and Physically Handicapped – Funding

FOR the purpose of authorizing the State Department of Education to include operating funds for the Maryland Library for the Blind and Physically Handicapped in its budget; requiring the Maryland Library for the Blind and Physically Handicapped to receive a certain amount of funding each year beginning in a certain fiscal year; requiring the Department to disburse funds to the Maryland Library for the Blind and Physically Handicapped; and generally relating to funding for the Maryland Library for the Blind and Physically Handicapped.

BY repealing and reenacting, with amendments,
Article – Education
Section 23–205
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 430 – Senators King ~~and Miller~~, Miller, Colburn, Currie, DeGrange, Edwards, Getty, Jones–Rodwell, Kasemeyer, Madaleno, Manno, Peters, and Robey

AN ACT concerning

Libraries – Regional Resource Centers and County Public Libraries – Funding

FOR the purpose of altering the per capita dollar amount in certain fiscal years that is required to be provided to each regional resource center and county public library system participating in the State’s library program; and generally relating to the funding of libraries in Maryland.

BY repealing and reenacting, with amendments,
Article – Education
Section 23–205(c) and 23–503(b)(1)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 472 – Senators Edwards, Shank, and Young

AN ACT concerning

Allegany County, Garrett County, and Washington County – Sunday Hunting

FOR the purpose of authorizing the Department of Natural Resources to allow a person in Allegany County, Garrett County, or Washington County to hunt any game bird or game mammal, except wild waterfowl, on a Sunday on certain land during the open season for that game bird or game mammal; making certain conforming changes; and generally relating to Sunday hunting in Allegany County, Garrett County, and Washington County.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–410(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 481 – Senators Klausmeier, Colburn, DeGrange, ~~and Robey~~ Robey, Currie, and Montgomery

AN ACT concerning

Criminal Law – Table Games and Video Lottery Terminals – Individual Under the Age of 21 Years

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; prohibiting an individual under the age of 21 years from entering or remaining in an area within a video lottery facility that is designated ~~solely~~ for table game or video lottery terminal activities; 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 that the citation contain certain information; 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~~ authorizing the Chief Judge of the District Court ~~from establishing~~ to establish 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 certain terms; 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 2013 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

(2013 Replacement Volume and 2013 Supplement)

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

Senate Bill 527 – Chair, Finance Committee

AN ACT concerning

Maryland Horse Racing Act – Sunset Extension and Program Evaluation

FOR the purpose of extending the date on which the Maryland Horse Racing Act terminates; requiring that an evaluation in accordance with the Maryland Program Evaluation Act (sunset law) be made of the State Racing Commission, the Maryland–Bred Race Fund Advisory Committee, and the Maryland Standardbred Race Fund Advisory Committee and the related statutes and regulations on or before a certain date; and generally relating to the Maryland Horse Racing Act.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 11–1101
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 11–1102
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 8–403(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 8–403(b)(34), (47), and (53)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 575 – Senator Jones–Rodwell (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Code Simplification and Clarification

FOR the purpose of making clarifying changes to a certain definition of “eligible retirement plan” and a certain definition of “eligible rollover distribution” as they relate to provisions on rollover distributions under the State pension laws; clarifying the manner in which a certain transfer of funds from the State Retirement Agency to an eligible rollover plan shall be made; clarifying that certain distributions of funds to a designated spouse beneficiary may be paid to an eligible retirement plan in a direct rollover; clarifying that certain references to individual retirement accounts include traditional and Roth individual retirement accounts; clarifying that a member of the Employees’ Pension System who resumes employment before a certain date may resume participation in the Alternate Contributory Pension Selection if the employer participates in the Alternate Contributory Pension Selection; clarifying that the Reformed Contributory Pension Benefit does not apply to employees of certain

participating governmental units; repealing an option to continue participation in the Deferred Retirement Option Program in the State Police Retirement System if a member is granted a special disability retirement allowance; repealing an option to continue participation in the Deferred Retirement Option Program in the Law Enforcement Officers' Pension System if a member is granted ~~a special~~ an accidental disability retirement allowance; increasing the maximum average final compensation that retirees of the Local Fire and Police System must have at the time of retirement in order to be exempt from a certain reemployment earnings limitation; altering the number of years required after retirement for certain retirees of the Local Fire and Police System to be exempt from a certain reemployment earnings limitation; clarifying that certain former members of the State Retirement and Pension System shall have their accumulated contributions returned upon making a certain request; clarifying that certain former members of the State Retirement and Pension System who have their accumulated contributions returned are not entitled to further benefits; clarifying that regular interest may not be paid on certain member contributions after a certain time period under certain circumstances; altering the methods that certain members of the Teachers' Pension System may use to purchase certain service credit; providing for a delayed effective date for a certain provision of this Act; and generally relating to clarifying provisions that apply to the State Retirement and Pension System.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 21–601, 21–602, 22–215, 23–213, 23–215.1, 23–225, 23–308(c), 24–206,
24–401.1(k), 25–204, 26–205, 26–401.1(k), 28–205, and 28–402(b)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 22–217, 24–401.1(a) and (g), 26–401.1(a) and (g), 29–302(a) and (f), and
29–303(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Personnel and Pensions

Section 29–303(h)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #5
CONSENT CALENDAR #2**

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1438 – Delegates Barve, Gilchrist, and Simmons

AN ACT concerning

**Creation of a State Debt – Montgomery County – Metropolitan Ballet Theatre
Relocation and Expansion**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1439 – Delegate James

AN ACT concerning

**Creation of a State Debt – Harford County – Edgewood Community Support
Center Facility Completion**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1443 – Delegates Hucker, Hixson, and Mizeur

AN ACT concerning

**Creation of a State Debt – Montgomery County – Silver Spring Volunteer Fire
Department Station #16**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1446 – Delegate Beitzel

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2013 – Garrett County –
Adventure Sports Center International**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1448 – Delegates Valentino–Smith, Hubbard, Holmes, and Vallario

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Bowie Boys and Girls
Club Pole Barn Structure**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1450 – Delegate Walker

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2012 – Prince George’s County
– Southern Area Indoor Aquatic Center**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1455 – Delegates V. Turner and Valderrama

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Forest Heights Town
Hall Renovation**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

**House Bill 1456 – Chair, Health and Government Operations Committee (By
Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

Department of Health and Mental Hygiene – Board of Review – Jurisdiction

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1457 – Chair, Appropriations Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

State Correctional Officers’ Bill of Rights – Definition of Correctional Officer

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1458 – Chair, Appropriations Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

Correctional Services – Charges Recommending Discipline – Investigative Period

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1460 – Delegates Summers, Ivey, and Niemann

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Redevelopment of 4510
41st Avenue and 4516 41st Avenue**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1464 – Delegate Davis

AN ACT concerning

Creation of a State Debt – Prince George’s County – District Heights Family and Youth Services Bureau Facility Project

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1468 – Delegate Donoghue

AN ACT concerning

Creation of a State Debt – Washington County – Boys and Girls Club of Washington County at Noland Village

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1469 – Delegates DeBoy and Malone

AN ACT concerning

Creation of a State Debt – Maryland Food Bank Creating Capacity While Serving Communities Project

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1470 – Delegate Busch

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Bestgate Park

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1476 – Delegate Jones

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2008 – Baltimore County –
The Emmart–Pierpoint Safe House**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1477 – Delegate Stukes

AN ACT concerning

Creation of a State Debt – Prince Hall Grand Lodge

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1478 – Delegates Cullison, Arora, and Kramer

AN ACT concerning

**Creation of a State Debt – Montgomery County – Melvin J. Berman Hebrew
Academy**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1487 – Delegates Love and Beidle

AN ACT concerning

Creation of a State Debt – Camp Whippoorwill Living Shoreline Project

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1498 – Delegates McIntosh, Anderson, and M. Washington

AN ACT concerning

**Creation of a State Debt – Baltimore City – SS Philip and James Church Hall
Renovation and Repair**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1499 – Delegates McIntosh, Anderson, and M. Washington

AN ACT concerning

**Creation of a State Debt – Baltimore City – Rita R. Church Foundation and
Teach Educate Assist Mentor Office**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1500 – Delegates McIntosh, Anderson, and M. Washington

AN ACT concerning

**Creation of a State Debt – Baltimore City – Epiphany House and Micah House
Projects**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1501 – Delegates Ivey, Niemann, and Summers

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Elizabeth Seton High
School Sports Facilities Renovation**

The Bill was re-referred to the Committee on Appropriations.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 240 – Delegate Lafferty

AN ACT concerning

Environment – Solid Waste Management Practices – Maryland Recycling and Landfill Diversion Task Force

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. SZELIGA PENDING.

FLOOR AMENDMENT

HB0240/443422/1

BY: Delegate Szeliga

AMENDMENTS TO HOUSE BILL 240

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 2, in line 18, strike “SHALL” and substitute “MAY”.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

HB0240/873624/1

BY: Delegate Lafferty

AMENDMENT TO HOUSE BILL 240, AS AMENDED

On page 1 of the Economic Matters Committee Amendments (HB0240/533497/1), in line 3 of Amendment No. 1, strike “20” and substitute “21”; in line 7, strike “and”; and in line 8, after “Association” insert “; and”

(x) Maryland Recycling Network”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 740 – Delegates Beidle, Barnes, Barve, Bobo, Bohanan, Branch, Braveboy, Bromwell, Busch, Cane, Carter, Clagett, Conway, Cullison, Davis, DeBoy, Donoghue, Dumais, Frick, Frush, Gaines, Griffith, Guzzone, Hammen, Haynes, Healey, Hixson, Holmes, Hubbard, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Love, Luedtke, Malone, McHale, McIntosh, A. Miller, Niemann, Oaks, Olszewski, Pena–Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Sophocleus, Stein, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, Weir, and Zucker

AN ACT concerning

**Economic Development – Maryland Technology Development Corporation –
Cybersecurity Investment Fund**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 127 Members present.

(See Roll Call No. 163)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #10

House Bill 25 – Delegate George

AN ACT concerning

Local Government – Municipal Elections – No–Excuse Absentee Voting

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 0 (See Roll Call No. 164)

The Bill was then sent to the Senate.

House Bill 43 – ~~Delegate Simmons~~ Delegates Simmons, Cardin, Frick, Afzali, Arora, Barkley, Cullison, DeBoy, Dwyer, Frush, George, Glenn, Gutierrez, Healey, Kaiser, A. Kelly, Lafferty, McComas, McDonough, Murphy, Niemann, Olszewski, Pena-Melnyk, Reznik, Rudolph, Sophocleus, Stocksdales, Stukes, F. Turner, Weir, McDermott, Arentz, Aumann, Boteler, Cluster, Eckardt, Elliott, Frank, K. Kelly, Krebs, Otto, Parrott, Smigiel, Swain, Valentino-Smith, and Vitale

AN ACT concerning

Criminal Law – Harassment – Revenge Porn

Delegate Dumais moved to make the Bill a Special Order for February 28, 2014.

The motion was adopted.

House Bill 45 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Maryland Register – Publication of Court Documents – Exception

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 1 (See Roll Call No. 165)

The Bill was then sent to the Senate.

House Bill 315 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

**Equity Court Jurisdiction – Immigrant Children – Custody or Guardianship
~~Petitions~~**

Delegate Szeliga moved to make the Bill a Special Order for February 28, 2014.

The motion was adopted.

House Bill 355 – Delegate Rosenberg

AN ACT concerning

Criminal Procedure – Programs for Survivors of Homicide Victims

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 166)

The Bill was then sent to the Senate.

**House Bill 416 – Delegates Cardin, Bobo, Eckardt, Glenn, Haddaway–Riccio,
Morhaim, Murphy, B. Robinson, and Valderrama**

AN ACT concerning

~~Courts~~ **Criminal Procedure – Limited Immunity – Alcohol- or Drug-Related
Overdose Incidents Medical Emergencies**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 167)

The Bill was then sent to the Senate.

House Bill 420 – Delegate Myers

AN ACT concerning

~~Sideling Hill and Sideling Hill Wildlife Management Area Washington
County – Off-Road and Off-Highway Recreational Vehicles Vehicle Trails –
Prohibition of Establishment on Sideling Hill~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 168)

The Bill was then sent to the Senate.

House Bill 428 – Delegate Luedtke

AN ACT concerning

Children – Maryland Infants and Toddlers Program – Eligibility

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 169)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #11

**House Bill 104 – Chair, Appropriations Committee (By Request –
Departmental – Budget and Management)**

AN ACT concerning

Department of Budget and Management – Budget Analysts – Qualifications

Delegate Kipke moved to make the Bill a Special Order for February 28, 2014.

The motion was adopted.

**House Bill 125 – Delegates Rosenberg, Parrott, Barve, Cardin, Ivey, and
Summers**

AN ACT concerning

Election Law – Petitions – Prohibited Actions

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 170)

The Bill was then sent to the Senate.

House Bill 165 – Delegate Stein

AN ACT concerning

Financial Education and Capability Commission – Membership and Duties

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 171)

The Bill was then sent to the Senate.

**House Bill 172 – Delegates Mitchell, Lafferty, Guzzone, Anderson, Clippinger,
Glenn, Hammen, Hogan, Jones, Kach, Malone, McIntosh, Niemann,
Norman, O'Donnell, Olszewski, Pena-Melnyk, Rosenberg, Stein,
M. Washington, and Zucker**

AN ACT concerning

Economic Development – Baltimore Region – Baltimore Metropolitan Council and Advisory Board and Baltimore Region Transportation Board

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 172)

The Bill was then sent to the Senate.

House Bill 175 – Delegate Guzzone (Chair, Special Joint Commission on Public Safety and Security in State and Local Correctional Facilities) and Delegate Cluster

AN ACT concerning

Criminal Law – Contraband – Telecommunication Devices and Accessories – Penalty

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 173)

The Bill was then sent to the Senate.

House Bill 176 – Delegate Guzzone (Chair, Special Joint Commission on Public Safety and Security in State and Local Correctional Facilities)

AN ACT concerning

Correctional Services – Correctional Facilities – Officers and Inspection Standards

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 174)

The Bill was then sent to the Senate.

House Bill 243 – Delegates Anderson, Arora, Aumann, Barnes, Branch, Braveboy, Burns, Cane, Carr, Carter, Cluster, Conaway, Conway, Cullison, Dumais, Glass, Glenn, Guzzone, Harper, Haynes, Hough, Huckler, A. Kelly, K. Kelly, Lafferty, Lee, Luedtke, McDonough, McHale, McIntosh, Mizeur, Morhaim, Nathan-Pulliam, Oaks, Otto, Pena-Melnyk, Proctor, Ready, Reznik, B. Robinson, S. Robinson,

Rosenberg, Simmons, Smigiel, Sophocleus, Stukes, Szeliga, Tarrant, F. Turner, Valderrama, Valentino-Smith, Vallario, Vitale, Waldstreicher, A. Washington, and M. Washington

AN ACT concerning

Vehicle Laws – Unauthorized Use of Rented Motor Vehicle – Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 109 Negative – 21 (See Roll Call No. 175)

The Bill was then sent to the Senate.

House Bill 246 – ~~Delegate Malone~~ Delegates Malone, Fraser-Hidalgo, Frush, McMillan, Norman, Stein, and Wilson

AN ACT concerning

Motor Vehicles – Inspection Certificates for Used Vehicles – Procedures

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 176)

The Bill was then sent to the Senate.

House Bill 265 – Delegates Hixson, Ivey, Kaiser, Luedtke, A. Miller, Serafini, F. Turner, Walker, and A. Washington

AN ACT concerning

Task Force to Study How to Improve Student Achievement in Middle School

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 3 (See Roll Call No. 177)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #12

House Bill 439 – Delegates Summers, Anderson, Arora, Ivey, Kramer, Niemann, Stukes, Swain, Valentino-Smith, Vallario, and Zucker

AN ACT concerning

Courts – Jury Service – Excusal

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 178)

The Bill was then sent to the Senate.

**House Bill 454 – Chair, Ways and Means Committee (By Request –
Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

Gaming – Emergency Suspension of License

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 12 (See Roll Call No. 179)

The Bill was then sent to the Senate.

**House Bill 460 – Chair, Ways and Means Committee (By Request –
Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

Gaming – Background Investigations

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 1 (See Roll Call No. 180)

The Bill was then sent to the Senate.

**House Bill 461 – Chair, Ways and Means Committee (By Request –
Departmental – Education)**

AN ACT concerning

State Early Childhood Advisory Council

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 181)

The Bill was then sent to the Senate.

House Bill 530 – Delegate Malone

AN ACT concerning

Vehicle Laws – Bicycles and Motor Scooters – Operation on Roadways

Delegate Anderson moved to make the Bill a Special Order for February 28, 2014.

The motion was adopted.

House Bill 552 – Delegate Schuh (Chair, Anne Arundel County Delegation)

AN ACT concerning

Public Safety – Anne Arundel Community College Police Force

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 182)

The Bill was then sent to the Senate.

House Bill 641 – Delegate Simmons

AN ACT concerning

Courts and Judicial Proceedings – Communications Between Patient or Client and Health Care Professional – Exceptions to Privilege

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 183)

The Bill was then sent to the Senate.

House Bill 660 – Delegates Myers, Afzali, Beitzel, Elliott, Glass, Hogan, Hough, Impallaria, K. Kelly, Krebs, Luedtke, W. Miller, Parrott, Ready, Schulz, Serafini, and Stocksedale

AN ACT concerning

Forests and Parks – Public Recreation on Private and State-Owned Land – Off-Highway Vehicles

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 184)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 185)

ADJOURNMENT

At 10:48 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Friday, February 28, 2014.

Annapolis, Maryland
Friday, February 28, 2014

The House met at 11:03 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Keith E. Haynes of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 186)

The Journal of February 27, 2014 was read and approved.

EXCUSES:

Speaker Busch – personal – out of town

Del. Cane – medical

Del. Frank – medical

Del. Holmes – personal

Del. McDonough – illness

Del. Pena–Melnyk – personal

Del. Proctor – business

Del. Sophocleus – illness

Del. Weir – funeral

INTRODUCTION OF BILLS

House Bill 1513 – Harford County Delegation

EMERGENCY BILL

AN ACT concerning

Harford County Republican Central Committee – Membership

FOR the purpose of altering the membership of the Harford County Republican Party Central Committee; providing that certain members of the House of Delegates who represent Harford County are ex officio members of the Harford County Republican Party Central Committee; providing that the members of the House of Delegates on the Harford County Republican Party Central Committee may vote on certain matters but may not vote on certain other matters; prohibiting a

member of the Harford County Republican Party Central Committee from holding any other elected office in the county; making this Act an emergency measure; and generally relating to the Harford County Republican Party Central Committee.

BY repealing and reenacting, without amendments,
Article – Election Law
Section 4–202(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 4–203
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1514 – Delegate Costa

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Captain Avery Museum Window Repair and Restoration

FOR the purpose of authorizing the creation of a State Debt not to exceed \$38,000, the proceeds to be used as a grant to the Board of Directors of the Captain Avery 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 Rules and Executive Nominations.

House Bill 1515 – Delegate Hixson

AN ACT concerning

Sales and Use Tax – Definition of Taxable Price

FOR the purpose of defining “taxable price” for certain tangible personal property, for purposes of provisions of law concerning the sales and use tax, to mean certain consideration paid by a certain guest to a certain vendor for the right to occupy

a room or lodgings; and generally relating to the sales and use tax for certain tangible personal property.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 11–101(k)(1) and (l)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Tax – General
Section 11–101(l)(5)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1516 – Delegates Hixson and Frick

AN ACT concerning

Economic Development – Arts and Entertainment Districts – Qualifying Residing Artists

FOR the purpose of altering the definition of qualifying residing artist for an arts and entertainment district to include individuals who own or rent residential real property in the State and who conduct business and derive income in certain areas; altering the eligibility for certain individuals to claim certain tax incentives; and generally relating to qualifying residing artists in arts and entertainment districts.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 4–701(a) and (c) and 4–706(a)
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 4–701(f)
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

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

House Bill 1517 – Delegates Glenn and Harper

AN ACT concerning

Creation of a State Debt – Baltimore City – East Baltimore Historical Library

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 the East Baltimore Community 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 Rules and Executive Nominations.

House Bill 1518 – Delegate Conaway

AN ACT concerning

Electric Companies – Notices Left at Customer Premises – Option to Decline

FOR the purpose of requiring an electric company, under certain circumstances, to send by first-class mail a certain written notice each year to certain customers explaining under what circumstances the electric company may leave a certain notice at a certain place; requiring the electric company to provide a customer the opportunity to decline to receive certain notices in a certain manner; providing a certain process by which a certain customer will be deemed to have given certain permission; and generally relating to permission by customers for electric companies to leave certain notices at certain places on the customer's premises.

BY adding to

Article – Public Utilities

Section 7-310

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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 136 – Senators Brochin and Stone**

AN ACT concerning

Criminal Law – Second-Degree Murder – Penalty

FOR the purpose of altering the maximum term of imprisonment that may be imposed for the offense of second-degree murder; and generally relating to second-degree murder.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 2–204
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 198 – Senators Pugh, Benson, Conway, Forehand, Jones–Rodwell, King, Manno, Mathias, Montgomery, Muse, Peters, and Pinsky

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~~ requiring, to the extent authorized by federal law or regulation, certain provisions of law relating to coverage of and reimbursement for health care services delivered through telemedicine to apply to the Maryland Medical Assistance Program and managed care organizations in a certain manner; authorizing the Department of Health and Mental Hygiene to allow coverage of and reimbursement for health care services delivered in a certain manner under certain circumstances; authorizing the Department to specify by regulation the types of health care providers eligible to receive certain reimbursement; repealing the limitations on the health care services delivered by telemedicine that are eligible for reimbursement; defining certain terms; 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 2013 Supplement)

~~BY repealing and reenacting, without amendments,
Article – Insurance
Section 15–139(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)~~

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

Senate Bill 221 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Farm Area Motor Vehicles – Registration and Authorized Use

FOR the purpose of increasing the radius from a farm within which a person may operate on a highway a motor vehicle registered as a farm area motor vehicle; requiring an applicant for registration of a farm area motor vehicle to submit with the application certain documentation of active farming status; altering a certain definition; making this Act an emergency measure; and generally relating to the registration and authorized use of farm area motor vehicles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–935
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 223 – Senator Muse

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~~ is a certain result 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 misdemeanor 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 misdemeanor 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 2013 Supplement)

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

Senate Bill 246 – Anne Arundel County Senators

AN ACT concerning

Public Safety – Anne Arundel Community College Police Force

FOR the purpose of establishing a police force for the Anne Arundel Community College; specifying the powers of an Anne Arundel Community College police officer; requiring the Board of Trustees of the Anne Arundel Community College to adopt certain standards and regulations; including a member of the police force of the Anne Arundel Community College in the defined term “police officer” in connection with provisions of law relating to the authority to make arrests; including a member of the police force of the Anne Arundel Community College in the defined term “law enforcement officer” in connection with provisions of law relating to the Maryland Police Training Commission and the Law Enforcement Officers’ Bill of Rights; and generally relating to the police force of the Anne Arundel Community College.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 2–101(c)(24) and (25)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Criminal Procedure

Section 2–101(c)(26)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Education

Section 16–407.2

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 3–101(e)(1)(ii)23.
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–101(e)(1)(ii)24. and 25. and 3–201(e)(1)(ii)20. and 21.
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article – Public Safety
Section 3–101(e)(1)(ii)26. and 3–201(e)(1)(ii)22.
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

**Senate Bill 272 – Senators Jacobs, Brinkley, Colburn, Forehand, Getty,
Glassman, Hershey, Jennings, King, Kittleman, Muse, Peters, Raskin,
Shank, Stone, and Zirkin**

AN ACT concerning

**Sentencing Procedures – Statement by Victim or Victim’s Representative
(Alex’s Law)**

FOR the purpose of requiring a court in a sentencing or disposition hearing to allow a victim or the victim’s representative to address the court under oath before the imposition of sentence or other disposition under certain circumstances; and generally relating to a certain statement by a victim or the victim’s representative in a sentencing or disposition hearing.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 11–401 and 11–403(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–403(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 321 – Senator Getty

AN ACT concerning

Estates and Trusts – Personal Representatives and Guardians – Standards

FOR the purpose of defining “serious crime” for purposes of a certain prohibition against a register of wills or court granting letters of administration to a person convicted of a serious crime; providing a certain exception to the prohibition; prohibiting a court, unless good cause is shown, from appointing, as a guardian of the person of a minor or disabled person, a person who has been convicted of a certain crime; prohibiting a court, unless good cause is shown, from appointing, as a guardian of the property of a minor or disabled person, a person who has been convicted of a certain crime; providing for the application of this Act; and generally relating to personal representatives or guardians of persons or property.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 5–105
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article – Estates and Trusts
Section 11–114
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 344 – Senator Middleton

AN ACT concerning

Charles County – Sunday Car ~~Sales~~ – Sales Blue Law Exemption – Enabling Authority

FOR the purpose of authorizing the Charles County Commissioners, after a public hearing, to adopt an ordinance authorizing a new or used car dealer in Charles County to sell, barter, deliver, give away, show, or offer for sale a motor vehicle or certificate of title for a motor vehicle on Sunday; and generally relating to enabling authority for Sunday car sales in Charles County.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 18–101
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 391 – Senator Frosh

AN ACT concerning

Estates and Trusts – Registers of Wills – Records

FOR the purpose of providing that a register of wills may comply with certain provisions of law by retaining certain files under certain circumstances; requiring a register, in consultation with certain parties, to develop certain standards; making stylistic changes; and generally relating to the registers of wills.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–209
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 411 – Senators Raskin, Benson, Colburn, Feldman, Ferguson, Forehand, Frosh, Jacobs, Jones–Rodwell, Kelley, King, Kittleman, Madaleno, Manno, Mathias, Middleton, Montgomery, Muse, Peters, Pinsky, Pugh, Robey, Rosapepe, Simonaire, Stone, Young, and Zirkin

AN ACT concerning

Rape Survivor Family Protection Act

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
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 428 – Senator King

AN ACT concerning

Criminal Law – Gaming – Home Games

FOR the purpose of allowing a person to conduct a home game that 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 other players; prohibiting a person from conducting a home game 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 2013 Supplement)

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

Senate Bill 434 – Senators Frosh, Forehand, Raskin, Shank, and Stone

AN ACT concerning

Peace Orders and Protective Orders – Extensions

FOR the purpose of requiring the court, under certain circumstances, to hold a hearing on a certain motion to extend the term of a final peace order or a final protective order within a certain period of time after the motion is filed; requiring the court, under certain circumstances, to extend the order and keep the terms of

the order in full force and effect until the hearing; and generally relating to peace orders and protective orders.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–1506(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–507(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 456 – Senator Pugh

AN ACT concerning

Insurance – Definition of Premium – Inclusion of Motor Vehicle Driving Record Report and Accident History Report Fees

FOR the purpose of altering the definition of “premium” for purposes of the insurance laws of the State to include, ~~except in connection with automobile insurance placed through the Maryland Automobile Insurance Fund, a fee charged by the Motor Vehicle Administration for a driving record and a fee for report fee and~~ an accident history report fee.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 1–101(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 1–101(ff)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 475 – Senators Jacobs, Glassman, and Jennings

AN ACT concerning

Harford County – State’s Attorney – Annual Salary

FOR the purpose of altering the salary of the State’s Attorney for Harford County; providing for the application of this Act; and generally relating to the salary of the State’s Attorney for Harford County.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 15–413(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 15–413(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 552 – Senators Glassman, Jacobs, and Jennings

AN ACT concerning

Harford County – Liquor Control Board – Alcoholic Beverages Licenses

FOR the purpose of authorizing in Harford County the Liquor Control Board to issue a 7–day Class D beer (on–sale) license to the holder of a Class 5 brewery license; providing for an annual license fee; requiring the Liquor Control Board to decide the number of certain licenses to be issued and to adopt certain regulations; repealing a certain restriction on the use of a corporate dining room in an establishment for which a certain Class H–CC (corporate club/conference center) license is issued; authorizing the holder of a Class H–CC license to keep for sale and sell beer, wine, and liquor in certain other rooms and areas and to hold certain additional events; authorizing liquor to be consumed throughout the premises for which a stadium license has been issued; authorizing alcoholic beverages to be served in aluminum containers during a baseball game; repealing a certain restriction on the dispensing of beer and wine during a baseball game; removing the County from a list of counties requiring a certain certificate to be filed for license applications; authorizing the Board and general manager to appoint additional inspectors to provide appropriate control over all newly created licensees; and generally relating to the Liquor Control Board and alcoholic beverages licenses in Harford County.

~~BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages~~

~~Section 8–213.1(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)~~

~~BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–201(n)(6), 8–213.1(e), 10–103(b)(18), and 15–112(n)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)~~

BY repealing
Article 2B – Alcoholic Beverages
Section 3–401(n)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 3–401(n)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–201(n)(6), 8–213.1(e), 10–103(b)(18), and 15–112(n)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 8–213.1(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 556 – Carroll County Senators

AN ACT concerning

Carroll County – Orphans’ Court Judges – Salary

FOR the purpose of altering the salary of each judge of the Orphans’ Court for Carroll County and the annual salary of the Chief Judge of the Orphans’ Court for Carroll County, to be paid in equal monthly installments; specifying that the Chief Judge shall be allowed a certain amount of money annually for traveling expenses; providing that this Act does not apply to the salary or compensation

of a judge or the Chief Judge of the Orphans' Court for Carroll County while serving in a certain term of office; and generally relating to the compensation of judges of the Orphans' Court for Carroll County.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–108(h)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 557 – Carroll County Senators

AN ACT concerning

Carroll County – Sheriff – Salary

FOR the purpose of requiring that the Sheriff of Carroll County receive a certain annual salary beginning on a certain date and thereafter; providing that this Act does not apply to the salary or compensation of the Sheriff of Carroll County while serving in a certain term of office; providing that a certain limitation does not apply to a certain individual; and generally relating to the salary of the Sheriff of Carroll County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(h)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

Senate Joint Resolution 4 – ~~Senator Simonaire~~ Senators Simonaire, Montgomery, Jennings, Young, Conway, Dyson, and Pinsky Pinsky, and Jacobs Pinsky, Jacobs, Colburn, Glassman, Hershey, Kittleman, and Mathias

A Senate Joint Resolution concerning

Conowingo Dam – Sediment – Dredging

FOR the purpose of urging the United States Congress to authorize and fund a certain project to dredge behind the Conowingo Dam for a certain purpose; providing that a copy of this resolution be forwarded by the Department of Legislative Services to certain individuals; and generally relating to the Conowingo Dam.

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

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 43 – ~~Delegate Simmons~~ Delegates Simmons, Cardin, Frick, Afzali, Arora, Barkley, Cullison, DeBoy, Dwyer, Frush, George, Glenn, Gutierrez, Healey, Kaiser, A. Kelly, Lafferty, McComas, McDonough, Murphy, Niemann, Olszewski, Pena-Melnyk, Reznik, Rudolph, Sophocleus, Stocksdales, Stukes, F. Turner, Weir, McDermott, Arentz, Aumann, Boteler, Cluster, Eckardt, Elliott, Frank, K. Kelly, Krebs, Otto, Parrott, Smigiel, Swain, Valentino-Smith, and Vitale

AN ACT concerning

Criminal Law – Harassment – Revenge Porn

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 187)

The Bill was then sent to the Senate.

House Bill 104 – Chair, Appropriations Committee (By Request – Departmental – Budget and Management)

AN ACT concerning

Department of Budget and Management – Budget Analysts – Qualifications

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 113 Negative – 19 (See Roll Call No. 188)

The Bill was then sent to the Senate.

House Bill 315 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

**Equity Court Jurisdiction – Immigrant Children – Custody or Guardianship
~~Petitions~~**

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 83 Negative – 47 (See Roll Call No. 189)

The Bill was then sent to the Senate.

House Bill 530 – Delegate Malone

AN ACT concerning

Vehicle Laws – Bicycles and Motor Scooters – Operation on Roadways

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 190)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 191)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #13

**House Bill 6 – Chair, Economic Matters Committee (By Request –
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

Maryland Home Improvement Commission – Guaranty Fund – Claims

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 192)

The Bill was then sent to the Senate.

House Bill 105 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Maryland Health Care Commission – Powers – Authority to Award Funds and Make Agreements With Grantees and Payees

Read the third time and passed by yeas and nays as follows:

Affirmative – 100 Negative – 32 (See Roll Call No. 193)

The Bill was then sent to the Senate.

House Bill 150 – Delegate Reznik

AN ACT concerning

Health Occupations – Maryland Behavior Analysts Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 194)

The Bill was then sent to the Senate.

House Bill 203 – Delegates Conway, Cane, Eckardt, Otto, ~~and Rudolph Rudolph, Hammen, Pendergrass, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan-Pulliam, Oaks, Pena-Melnyk, Ready, Reznik, Tarrant, and V. Turner~~

AN ACT concerning

~~State Government~~ and County Governments – Display of the POW/MIA Flag on State and County Building Grounds

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 195)

The Bill was then sent to the Senate.

House Bill 255 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

Prescription Drug Monitoring Program – Sunset Extension and Program Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 196)

The Bill was then sent to the Senate.

House Bill 401 – Delegate Cullison

AN ACT concerning

Health Occupations – Chiropractors, Massage Therapists, Physical Therapists, and Physical Therapist Assistants – Criminal History Records Checks Required

Delegate Braveboy moved to make the Bill a Special Order for March 4, 2014.

The motion was adopted.

House Bill 467 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Labor and Employment – Employment of Minors

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 1 (See Roll Call No. 197)

The Bill was then sent to the Senate.

House Bill 475 – Delegates Arora, Barve, A. Miller, Lee, ~~and Valderrama~~ Valderrama, Hammen, Pendergrass, Bromwell, Costa, Cullison, Donoghue, Hubbard, Kach, A. Kelly, Kipke, Morhaim, Murphy, Nathan-Pulliam, Oaks, Pena-Melnyk, Reznik, Tarrant, and V. Turner

AN ACT concerning

General Provisions – Commemorative Days – South Asian American Heritage Day

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 2 (See Roll Call No. 198)

The Bill was then sent to the Senate.

House Bill 476 – Frederick County Delegation

AN ACT concerning

Frederick County – Payment of Wages

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 199)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #14

House Bill 480 – Delegates Davis, Ivey, Barnes, Braveboy, Frush, Gaines, Griffith, Healey, Holmes, Howard, Hubbard, Niemann, Proctor, Summers, Swain, V. Turner, Valderrama, Valentino-Smith, Vaughn, Walker, ~~and A. Washington~~ A. Washington, A. Kelly, Nathan-Pulliam, Oaks, Pena-Melnyk, and Reznik

AN ACT concerning

Office of the Attorney General – Establishment of a Consumer Affairs Satellite Office in Prince George’s County

Read the third time and passed by yeas and nays as follows:

Affirmative – 112 Negative – 20 (See Roll Call No. 200)

The Bill was then sent to the Senate.

House Bill 487 – Delegate Reznik

AN ACT concerning

**Small Business Reserve Program – Definition of Small Business – Repeal of
Sunset Provision**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 201)

The Bill was then sent to the Senate.

House Bill 556 – Delegate Hammen

AN ACT concerning

**Developmental Disabilities Administration – Low Intensity Support Services
– Funding**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 202)

The Bill was then sent to the Senate.

**House Bill 617 – Delegates McConkey, Costa, Cullison, Elliott, Frank,
Gutierrez, Hubbard, Krebs, Murphy, Nathan–Pulliam, Parrott,
Pena–Melnik, Ready, Stocksdale, Tarrant, and V. Turner**

AN ACT concerning

State Government – Refund of Fees – Policy

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 203)

The Bill was then sent to the Senate.

House Bill 628 – Delegates S. Robinson, Luedtke, A. Kelly, and A. Miller

AN ACT concerning

**Board of Public Works – Relocatable Classrooms – Indoor Air Quality
Requirements**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 204)

The Bill was then sent to the Senate.

House Bill 704 – Delegates Vaughn, Howard, Mitchell, Swain, F. Turner, and Valentino-Smith

AN ACT concerning

Commercial Law – Debt Settlement Services – Sunset and Reporting Extension

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 205)

The Bill was then sent to the Senate.

House Bill 765 – Chair, Appropriations Committee (By Request – Departmental – Budget and Management)

AN ACT concerning

State Personnel – Authority to Set Compensation

Read the third time and passed by yeas and nays as follows:

Affirmative – 125 Negative – 6 (See Roll Call No. 206)

The Bill was then sent to the Senate.

House Bill 1057 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – University of Maryland, College Park Bus Service – Motor Carrier Permit Exemption – Removal of Sunset
PG 403-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 124 Negative – 6 (See Roll Call No. 207)

The Bill was then sent to the Senate.

House Bill 1147 – Delegates McHale, Clippinger, Hammen, and Olszewski

AN ACT concerning

Public Utilities – Fixed Charges for Taxicab Services – Baltimore City

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 208)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 209)

ADJOURNMENT

At 12:31 P.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Monday, March 3, 2014.

**Annapolis, Maryland
Monday, March 3, 2014**

The House met at 8:04 P.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 120 Members present.

(See Roll Call No. 210)

The Journal of February 28, 2014 was read and approved.

EXCUSES:

Del. Bobo – inclement weather
Del. Cane – medical
Del. Clagett – inclement weather
Del. Frank – medical
Del. Hubbard – inclement weather
Del. Jameson – illness
Del. Kach – inclement weather
Del. Kaiser – inclement weather
Del. K. Kelly – inclement weather
Del. McDonough – inclement weather
Del. O'Donnell – inclement weather
Del. Parrott – inclement weather
Del. Sophocleus – illness
Del. Stifler – illness
Del. Valentino-Smith – inclement weather

INTRODUCTION OF BILLS

House Bill 1519 – Delegates Gilchrist, Barve, and Simmons

AN ACT concerning

**Creation of a State Debt – Montgomery County – Family Services, Inc.
Expansion**

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 Family 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 Rules and Executive Nominations.

House Bill 1520 – Delegates Ready, Boteler, Dwyer, Glass, Hough, Impallaria, McDermott, Parrott, Smigiel, and Stocksdale

AN ACT concerning

Sales and Use Tax – Tax-Free Periods – Hunting and Sporting Goods

FOR the purpose of establishing a certain sales and use tax exemption period for certain hunting and sporting goods under certain circumstances; defining certain terms; and generally relating to a certain sales and use tax exemption for certain hunting and sporting goods.

BY adding to

Article – Tax – General

Section 11–232

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1521 – Delegates Olszewski, Anderson, Aumann, Barve, Bohanan, Boteler, Cardin, Carter, Clagett, Clippinger, Cluster, Conaway, Cullison, DeBoy, Donoghue, Elliott, Haddaway–Riccio, Harper, Haynes, Hogan, Huckler, Jacobs, Jameson, Kach, A. Kelly, Kipke, Kramer, Krebs, Lafferty, McDermott, McMillan, A. Miller, Minnick, Mitchell, Oaks, Otto, B. Robinson, Rosenberg, Rudolph, Schulz, Smigiel, Stocksdale, Stukes, Valderrama, Valentino–Smith, Vitale, M. Washington, Wilson, and Wood

AN ACT concerning

Income Tax Checkoff – Maryland Veterans Trust Fund

FOR the purpose of establishing a certain income tax checkoff system for voluntary contributions to the Maryland Veterans Trust Fund; requiring the Comptroller

to include a checkoff on the individual income tax return; providing that the income tax checkoff system include a certain statement; requiring the Comptroller 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 system; providing that the Fund may consist of certain contributions from the income tax checkoff system and certain other money; 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 adding to

Article – Tax – General
Section 2–114 and 10–804(l)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government
Section 9–913(e), (f), (h), and (i)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 9–913(g)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1522 – Delegate Reznik

AN ACT concerning

Residential Child Care Programs – Statement of Need – Exception for Temporary Relocation

FOR the purpose of creating an exception to a certain statement of need requirement for the temporary relocation of an existing licensed residential child care program under certain circumstances; and generally relating to statements of need for residential child care programs in the State.

BY repealing and reenacting, with amendments,

Article – Human Services
Section 8–703.1

Annotated Code of Maryland
(2007 Volume and 2013 Supplement)

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

House Bill 1523 – Delegate Rudolph

AN ACT concerning

Property Tax Exemption – Dwelling House of Disabled Veteran or Surviving Spouse – Repeal of Domicile Requirements

FOR the purpose of repealing, under provisions of law exempting from property tax the dwelling house owned by a certain surviving spouse of a certain individual who died in the line of duty, the requirement that the individual or the surviving spouse be domiciled in the State as of the date of the individual's death; repealing, under provisions of law exempting from property tax the dwelling house owned by a certain disabled veteran or certain surviving spouse, the requirement that the disabled veteran be domiciled in the State at death; providing for the application of this Act; and generally relating to a property tax exemption for certain veterans or certain surviving spouses.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 7–208(b) and (c)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1524 – Delegate Haddaway–Riccio

AN ACT concerning

Task Force to Study Continuing Education and Firm Permits for Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors and Plumbers

FOR the purpose of establishing the Task Force to Study Continuing Education and Firm Permits for Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors and Plumbers; providing for the compensation, 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 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 Continuing Education and Firm Permits for Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors and Plumbers.

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

House Bill 1525 – Delegates George, Beitzel, McConkey, McMillan, and Schuh

AN ACT concerning

**State Government – Commission on Efficiency in State Government –
Establishment**

FOR the purpose of establishing the Commission on Efficiency in State Government; providing for the composition, chair, vice chair, and staffing of the Commission; specifying the terms of the initial members of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; providing that a majority of the members of the Commission is a quorum; requiring the Commission to meet a certain number of times per year; requiring the Commission to study and make recommendations regarding the efficiency of units of State government; requiring the Commission to study certain departments at certain intervals and other units at its discretion; requiring, beginning on a certain date and every year thereafter, the Commission to report its findings and recommendations to the Governor and the General Assembly; requiring that the report include whether a unit has failed to implement certain recommendations; requiring a unit to provide the Commission with any information the Commission requires to carry out its duties; requiring, under certain circumstances, the General Assembly to reduce the amount included in certain budget bills for certain units by a certain amount; defining certain terms; and generally relating to the Commission on Efficiency in State Government.

BY adding to

Article – State Government

Section 9–3101 through 9–3108 to be under the new subtitle “Subtitle 31.
Commission on Efficiency in State Government”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

House Bill 1526 – Delegate Rosenberg

AN ACT concerning

Earned Income Tax Credit – Calculation and Eligibility

FOR the purpose of altering, for certain individuals, the calculation of a certain credit allowed against the State income tax for certain earned income; providing for the calculation of the credit under certain circumstances; authorizing certain individuals to exclude certain amounts from a certain calculation; providing that individuals with certain income in excess of a certain amount may not claim the credit; defining certain terms; providing for the application of this Act; and generally relating to the earned income tax credit.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–704, 10–706(c), and 10–709(a)(3)(iv), (c)(1), and (d)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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 58 – Senator Pugh**

AN ACT concerning

Education – School Vehicles – Authorized Riders

FOR the purpose of prohibiting the driver of a school vehicle from allowing certain individuals to board or ride on the school vehicle subject to certain exceptions; authorizing certain individuals to board or ride on a school vehicle under certain circumstances; and generally relating to riders on school vehicles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–816
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 247 – Senators Frosh, Forehand, Gladden, Hershey, Jacobs, Jennings, Shank, and Stone

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; prohibiting a judge in a jury trial from making a certain ruling before the jury returns a verdict; establishing that certain common law is retained as to certain persons; establishing that the owner of a dog is liable for injury, death, or loss to person or property that is caused by the dog while the dog is running at large; establishing certain exceptions; 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

(2013 Replacement Volume and 2013 Supplement)

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

Senate Bill 471 – Senator Edwards

AN ACT concerning

~~**Sideling Hill and Sideling Hill Wildlife Management Area Washington
County – Off-Road and Off-Highway Recreational Vehicles Vehicle Trails –
Prohibition of Establishment on Sideling Hill**~~

FOR the purpose of ~~prohibiting an off-road vehicle from being used in the Sideling Hill Wildlife Management Area;~~ prohibiting the Department of Natural Resources from establishing an off-road recreational vehicle from being used trail on State-owned property located in Sideling Hill in Washington County, including the Sideling Hill Wildlife Management Area and certain other areas; requiring the Department to review and evaluate, as to its suitability for certain preservation, the Sideling Hill Wildlife Management Area and State-owned property in the areas of Sideling Hill; making stylistic changes; and generally relating to off-road vehicles.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–209(b)

Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–410(d)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

~~BY repealing and reenacting, without amendments,
Article – Transportation
Section 11–101 and 11–140.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)~~

~~BY adding to
Article – Transportation
Section 21–104.2
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)~~

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

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #4

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 250 – Delegate McMillan

AN ACT concerning

Vehicle Laws – Definition of “Bicycle” – Mopeds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 408 – Delegates S. Robinson and Barkley

AN ACT concerning

Real Property – Breach of Lease – Notice Requirements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 436 – Delegates Rudolph and Malone

AN ACT concerning

Vehicle Laws – Operation of Vehicle When Approaching a Tow Truck or Service Vehicle

HB0436/160219/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 436

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “or Service Vehicle”; in line 4, strike “a tow truck or service vehicle that is” and substitute “certain tow trucks that are”; in lines 7 and 8, strike “or service vehicle”; and in line 11, strike “or service vehicles”.

AMENDMENT NO. 2

On page 2, in line 2, strike “, A TOW TRUCK, OR A SERVICE VEHICLE” and substitute “OR A TOW TRUCK THAT IS PROPERLY REGISTERED IN ACCORDANCE WITH § 13–920 OF THIS ARTICLE”; in line 4, strike the second comma and substitute “OR”; in lines 5 and 8, in each instance, strike “, OR SERVICE VEHICLE”; and in line 7, strike the comma and substitute “OR”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 440 – Delegates Pena–Melnyk, Anderson, Barnes, Beidle, Bobo, Braveboy, Carr, Frush, Gilchrist, Glenn, Gutierrez, Harper, Healey, Holmes, Kramer, Lafferty, McMillan, A. Miller, Myers, Niemann, Otto, Reznik, S. Robinson, Simmons, Valderrama, Vitale, A. Washington, and Wilson

AN ACT concerning

Education – School Vehicles – Authorized Riders

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 621 – Delegate Lafferty

AN ACT concerning

Registration of Pesticides – Fee Increase – Disposition of Fees

HB0621/630515/1

BY: Environmental Matters Committee

AMENDMENT TO HOUSE BILL 621

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Lafferty” and substitute “Delegates Lafferty, Bobo, Carr, Fraser–Hidalgo, Healey, Hucker, and Niemann”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 834 – Delegates Frush and Hubbard

AN ACT concerning

Environment – Water Pollution Control – Penalty

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 882 – Delegate Malone

AN ACT concerning

Motor Vehicles – Low Speed Vehicles – Power Source

HB0882/480819/1

BY: Environmental Matters Committee

AMENDMENT TO HOUSE BILL 882

(First Reading File Bill)

On page 2, in line 25, strike “October” and substitute “June”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 1024 – Delegates McIntosh, Carr, Eckardt, Fraser-Hidalgo, Gilchrist, Haddaway-Riccio, Jacobs, Murphy, Niemann, Otto, Stein, Wilson, and Wood

AN ACT concerning

Rural Maryland Prosperity Investment Fund – Revisions and Extension of Termination Date

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 1045 – Delegate Arora

AN ACT concerning

Real Property – Lien Priority of Refinance Mortgages – Escrow Costs

HB1045/770513/1

BY: Environmental Matters Committee

AMENDMENT TO HOUSE BILL 1045

(First Reading File Bill)

On page 2, in line 22, after “amount” insert “NOT EXCEEDING \$5,000”; in the same line, in each instance, strike the bracket; strike beginning with the colon in line 22 down through “**CLOSING**” in line 23; and strike beginning with “not” in line 23 down through “**ESCROW**” in line 24 and substitute “AND ESCROW”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #5

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 602 – Delegate Niemann

AN ACT concerning

Real Property – Common Ownership Communities – Foreclosure of Liens

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 937 – Delegates Elliott, Arentz, Aumann, Bates, Beitzel, Cluster, Conway, Eckardt, Hogan, Hucker, Impallaria, Jameson, Kaiser, K. Kelly, Kipke, Krebs, McDermott, McDonough, McIntosh, Norman, Otto, Parrott, Ready, Reznik, Rudolph, Schulz, Serafini, Stocksdale, Vitale, and Wood

AN ACT concerning

Wastewater Treatment Facilities – Distribution of Financial Assistance

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 1246 – Delegates Malone, Afzali, Anderson, Barnes, Beitzel, Busch, Clagett, Conway, Eckardt, Elliott, Frush, Guzzone, Haddaway–Riccio, Hogan, Hough, Jacobs, Jameson, K. Kelly, Krebs, McComas, McIntosh, Myers, Otto, Ready, Rudolph, Schuh, Schulz, Serafini, Smigiel, Stein, Stifler, Stocksdale, and Wood

AN ACT concerning

Motor Vehicles – Exceptional Milk Hauling Permit – Establishment

HB1246/580115/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1246

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “limitations;” insert “establishing that the general exceptional hauling permit for farm products does not apply to the transportation of milk; providing for the repeal of certain provisions of this Act on a certain date; requiring the Administration to enter into an agreement with a certain entity to collect certain data; requiring certain data to be compiled in an annual report; requiring the Administration to meet annually with a certain entity to review the annual report; providing for the effective dates of this Act;”; and after line 11, insert:

“BY repealing and reenacting, with amendments,

Article – Transportation

Section 24–113.2(b) and (c)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

(As enacted by Section 1 of this Act)”.

AMENDMENT NO. 2

On page 2, in line 2, after “Article” insert “, **OTHER THAN MILK,**”; in lines 7 and 23, in each instance, strike “**OR**”; in line 11, strike “**FIVE**” and substitute “**SIX**”; in line 13, after “**SEMITRAILER**” insert “; **OR**”

(3) (I) CARRIES TO A PROCESSING PLANT FROM MARCH 1 UNTIL JUNE 30 RAW LIQUID MILK THAT IS THE ONLY LOAD ON THE VEHICLE AND IS LOADED FROM BULK LIQUID MILK STORAGE TANKS AT ONE OR MORE FARM LOCATIONS; AND

(II) HAS AN AXLE CONFIGURATION OF FIVE AXLES AND A DISTANCE OF AT LEAST 28 FEET BETWEEN THE LAST AXLE ON THE TRACTOR AND THE FIRST AXLE ON THE SEMITRAILER”;

in line 23, after “**PRODUCTS**” insert “**OTHER THAN MILK**”; in line 24, strike “**90,000**” and substitute “**95,000**”; in line 25, after “**VEHICLES**” insert “**WITH AT LEAST 6 AXLES**”; and in the same line, after “**MILK;**” insert “**OR**”

3. 88,000 POUNDS GROSS COMBINATION WEIGHT FOR A COMBINATION OF VEHICLES WITH 5 AXLES CARRYING MILK;”.

AMENDMENT NO. 3

On page 5, after line 13, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Transportation

24–113.2.

(b) Notwithstanding any other provision of this title, the State Highway Administration may issue an exceptional hauling permit for a combination of vehicles that:

(1) (i) Carries farm products as defined in § 10–601(c) of the Agriculture Article, other than milk, that:

1. Are loaded in fields or other off-highway locations;
and

2. Are the only load of the vehicle; and

(ii) Has an axle configuration of not less than six axles and a front-to-rear centerline axle spacing of not less than 50 feet; OR

(2) (i) Carries to a processing plant raw liquid milk that is the only load on the vehicle and is loaded from bulk liquid milk storage tanks at one or more farm locations; and

(ii) Has an axle configuration of not less than six axles and a distance of at least 28 feet between the last axle on the tractor and the first axle on the semitrailer]; or

(3) (i) Carries to a processing plant from March 1 until June 30 raw liquid milk that is the only load on the vehicle and is loaded from bulk liquid milk storage tanks at one or more farm locations; and

(ii) Has an axle configuration of five axles and a distance of at least 28 feet between the last axle on the tractor and the first axle on the semitrailer].

(c) A combination of vehicles operating under the authority of an exceptional hauling permit issued under subsection (b) of this section shall:

(1) Comply with the following weight limits:

(i) A maximum of 20,000 pounds gross weight on a single axle;

(ii) For any consecutive axle configuration of two or more axles on individual vehicles in the combination, the maximum gross weight specified in § 24–109(c) of this subtitle; and

(iii) A maximum of:

1. 87,000 pounds gross combination weight for a combination of vehicles carrying farm products other than milk; OR

2. 95,000 pounds gross combination weight for a combination of vehicles [with at least 6 axles] carrying milk; [or]

[3. 88,000 pounds gross combination weight for a combination of vehicles with 5 axles carrying milk;]

(2) Twice each year, submit to and pass a North American Standard Driver/Vehicle Level 1 inspection; and

(3) Be allowed a load limit tolerance of only 1,000 pounds for gross combination weight and 15% for axle weights.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) The State Highway Administration shall enter into an agreement with the Maryland and Virginia Milk Producers Cooperative Association to collect the following data:

(1) with respect to a permit issued under § 24–113.2(b)(2) of the Transportation Article, as enacted by this Act, the total number of vehicles or combination of vehicles operating under the permit with a gross combination weight:

(i) under 90,000 pounds;

(ii) between 90,000 and 95,000 pounds; and

(iii) over 95,000 pounds; and

(2) with respect to a permit issued under § 24–113.2(b)(3) of the Transportation Article, as enacted by this Act, the total number of vehicles or combination of vehicles operating under the permit with a gross combination weight:

- (i) under 80,000 pounds;
- (ii) between 80,000 and 88,000 pounds; and
- (iii) over 88,000 pounds.

(b) Data collected under subsection (a) of this section shall be organized by month and compiled in an annual report.

(c) The State Highway Administration shall meet annually with the Maryland and Virginia Milk Producers Cooperative Association to review the most recent annual report compiled under this section.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 2016.”.

AMENDMENT NO. 4

On page 5, in line 14, strike “2.” and substitute “5.”; and in the same line, after “That” insert “, except as provided in Section 4 of this Act.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #6

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1453 – Delegates Jones, Burns, DeBoy, and Nathan–Pulliam

AN ACT concerning

Education – Baltimore County School Board Nominating Commission

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1509 – Delegate Hammen

AN ACT concerning

Maryland Health Benefit Exchange – State Reinsurance Program and Health Insurance Subsidy Program

The Bill was re-referred to the Committee on Health and Government Operations.

INTRODUCTION OF BILLS

House Bill 1527 – Delegates Braveboy and Niemann

AN ACT concerning

Real Property – Bankruptcy Proceedings – Expedited Foreclosure Timeline

FOR the purpose of requiring a secured party to petition the circuit court for leave to immediately commence an action to foreclose a certain mortgage or deed of trust no later than a certain number of days after the foreclosure stay has been lifted in a certain bankruptcy proceeding, under certain circumstances; requiring a certain order or complaint to be filed and to be served on a mortgagor or grantor no later than a certain number of days after the circuit court grants a certain petition; requiring a secured party to schedule a foreclosure sale no later than a certain number of days after a certain service of process; authorizing the Commissioner of Financial Regulation to adopt regulations necessary to carry out this Act; providing for the application of this Act; and generally relating to actions to foreclose mortgages or deeds of trust on residential property following bankruptcy proceedings.

BY repealing and reenacting, without amendments,

Article – Real Property

Section 7–105.1(b)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Real Property

Section 7–105.13

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1528 – Delegate Braveboy

AN ACT concerning

Criminal Law – Sexual Offenses – Evidence of Defendant’s Past Conduct

FOR the purpose of authorizing evidence of a defendant’s past sex crime or past sex abuse of a minor to be admitted in certain prosecutions; requiring a prosecutor who intends to offer certain evidence to disclose the evidence to the defendant at least a certain period of time before trial; authorizing a prosecutor to satisfy a certain disclosure requirement in a certain manner under certain circumstances; establishing that this Act does not limit the admission or consideration of evidence under any rule or other provision of law; defining certain terms; and generally relating to evidence of a defendant’s past conduct in sexual offenses prosecutions.

BY adding to

Article – Criminal Law

Section 3–319.1

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

House Bill 1529 – Delegates McIntosh and Niemann

EMERGENCY BILL

AN ACT concerning

Real Property – Ground Rents

FOR the purpose of repealing certain provisions of law providing that the establishment of a lien is the remedy for nonpayment of a ground rent on certain residential property; prohibiting a certain landlord from receiving reimbursement for additional costs and expenses related to collection of back rent under certain circumstances; altering the application of certain provisions of law requiring a certain landlord to give certain notice to certain persons when a certain ground rent is in arrears; authorizing the holder of a certain ground rent in arrears to be reimbursed for certain expenses under certain circumstances; altering the application of certain provisions of law authorizing a

certain person to bring an action for possession of certain property; requiring service of process in a certain action for nonpayment of ground rent to be made in a certain manner; repealing certain provisions of law authorizing service in a certain action for nonpayment of ground rent to be made in a certain manner; providing that certain provisions of law authorizing a default judgment in rem for possession of certain property do not apply to certain actions for nonpayment of certain ground rent; altering the contents of certain notices required to be included in certain ground rent bills and contracts for the sale of certain residential property subject to a ground lease; making this Act an emergency measure; and generally relating to ground rents.

BY repealing

Article – Real Property

Section 8–402.3

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Real Property

Section 8–111.1, 8–402.2, 14–108.1, 14–116.1, and 14–117(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Real Property

Section 8–111.2

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Real Property

Section 8–402.3

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

House Bill 1530 – St. Mary’s County Delegation

EMERGENCY BILL

AN ACT concerning

St. Mary’s County Metropolitan Commission – Collection of Unpaid Charges

FOR the purpose of repealing provisions that require certain connection charges and a certain system improvement charge of the St. Mary's County Metropolitan Commission to be treated as County taxes for collection purposes; repealing provisions that require property subject to a certain connection charge or a certain system improvement charge to be sold at the same time and in the same manner as properties are sold for County taxes under certain circumstances; repealing provisions that prohibit certain property redeemed from a County tax sale or sold after a final tax sale from being redeemed or sold until certain connection charges due on it are paid; repealing a provision that requires a certain unpaid water and sewer service bill to be collectible from the owner of the property served in a certain manner; making this Act an emergency measure; and generally relating to the collection of unpaid charges of the St. Mary's County Metropolitan Commission.

BY repealing and reenacting, with amendments,
The Public Local Laws of St. Mary's County
Section 113–12 D., 113–14 G., and 113–29 M.
Article 19 – Public Local Laws of Maryland
(2007 Edition and February 2013 Supplement, as amended)

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

House Bill 1531 – St. Mary's County Delegation

EMERGENCY BILL

AN ACT concerning

St. Mary's County Metropolitan Commission – Water and Sewer Service Charges – Volunteer Fire Departments and Rescue Squads – Exemption

FOR the purpose of exempting certain property owned or leased by certain volunteer fire departments and volunteer rescue squads from the imposition of certain water or sewer service charges by the St. Mary's County Metropolitan Commission; making this Act an emergency measure; and generally relating to water and sewer service charges imposed by the St. Mary's County Metropolitan Commission.

BY repealing and reenacting, with amendments,
The Public Local Laws of St. Mary's County
Section 113–14
Article 19 – Public Local Laws of Maryland
(2007 Edition and February 2013 Supplement, as amended)

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

House Bill 1532 – Delegates Hixson, Barkley, Barve, Cullison, Frick, Gutierrez, Hucker, Kaiser, A. Kelly, Kramer, Luedtke, A. Miller, Reznik, and Zucker

AN ACT concerning

**Capital Grant Program for Public School Systems
With Significant Enrollment Growth**

FOR the purpose of establishing the Capital Grant Program for Public School Systems With Significant Enrollment Growth; providing for the purpose of the Program and requiring the Interagency Committee on Public School Construction to implement and administer the Program; specifying certain requirements for grants awarded under the Program; requiring the Interagency Committee to award certain grants to certain county boards of education under the Program; requiring the Interagency Committee to develop certain eligibility requirements and certain procedures and processes for grants awarded under the Program; requiring the Interagency Committee to adopt certain procedures; requiring the Governor, beginning in a certain fiscal year, to provide a certain amount of money in the State budget for the Program each fiscal year; specifying that funding provided under the Program is supplemental to public school construction funding from other sources; defining certain terms; and generally relating to the Capital Grant Program for Public School Systems With Significant Enrollment Growth.

BY adding to

Article – Education

Section 5–313

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

House Bill 1533 – Delegate Dumais

AN ACT concerning

Commission on Child Custody Decision Making – Extension

FOR the purpose of altering the dates by which the Commission on Child Custody Decision Making is required to submit an interim report and final report of its findings and recommendations; extending the termination date of the Commission; and generally relating to the Commission on Child Custody Decision Making.

BY repealing and reenacting, with amendments,
Chapter 633 of the Acts of the General Assembly of 2013
Section 1(g) and 2

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

QUORUM CALL

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

(See Roll Call No. 211)

ADJOURNMENT

At 8:16 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Tuesday, March 4, 2014.

**Annapolis, Maryland
Tuesday, March 4, 2014**

The House met at 10:08 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 133 Members present.

(See Roll Call No. 212)

The Journal of March 3, 2014 was read and approved.

EXCUSES:

Del. Cane – medical

Del. Frank – medical

Del. Sophocleus – illness

Del. Stifler – illness

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

**Senate Bill 126 – Chair, Finance Committee (By Request – Departmental –
Public Safety and Correctional Services)**

AN ACT concerning

**Public Safety – Prohibition of Polygraph Examinations by Employers –
Exemption**

FOR the purpose of exempting from the prohibition against an employer requiring or demanding, as a condition of employment, that an individual submit to or take a polygraph examination or other similar test individuals who are employed ~~as~~ ~~correctional officers~~ in a State correctional facility and individuals who apply for employment or are employed in any capacity that involves direct personal contact with an inmate in a State correctional facility; making certain conforming changes; requiring the Department of Public Safety and Correctional Services to submit a certain report to certain committees of the General Assembly on or before a certain date; and generally relating to

polygraph examinations for ~~correctional officers~~ individuals employed in a State correctional facility.

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 3–702(a) and (c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 3–702(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 205 – Senator DeGrange (Chair, Special Joint Commission on Public Safety and Security in State and Local Correctional Facilities)

AN ACT concerning

Correctional Services – Correctional Facilities – Officers and Inspection Standards

FOR the purpose of authorizing the appointing authority of a State correctional facility to impose on a correctional officer an emergency suspension of correctional powers without pay if the correctional officer is charged with a certain contraband violation; providing that a State correctional officer who receives an emergency suspension without pay after being charged with a certain contraband violation shall have the emergency suspension rescinded and any lost time, compensation, status, and benefits restored under certain circumstances; requiring the Secretary of Public Safety and Correctional Services to direct the Department of Public Safety and Correctional Services to study certain issues on or before a certain date; requiring the Secretary to adopt certain regulations, provide a certain schedule, and make a certain report to the Governor and General Assembly on or before a certain date; and generally relating to public safety and security in State and local correctional facilities.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 10–913
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Law

Section ~~9-412, 9-415, 9-416~~, 9-416 and 9-417
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 624 – Senator Feldman

AN ACT concerning

Insurance – Title Insurers – Title Insurance Commitment and Binders

FOR the purpose of altering the information that a title insurer is required to include in a certain notice; requiring a title insurer to disclose certain information relating to the effect of certain documents in a certain manner; providing that a certain title insurance commitment or sample form constitutes a certain written statement, is not a representation as to the state of title, and does not constitute a certain abstract ~~or report of title~~; providing that certain rights, duties, and responsibilities applicable to the preparation or issuance of certain documents do not apply to the issuance of certain other documents; requiring a certain title insurance commitment or sample form to contain a certain statement; defining certain terms; making certain conforming changes; providing for the application of this Act; and generally relating to title insurance and title insurance commitments.

BY renumbering

Article – Insurance
Section 22-101, 22-102, and 22-103, respectively
to be Section 22-102, 22-103, and 22-105, respectively
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article – Insurance
Section 22-101 and 22-104
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance
Section 22-103
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)
(As enacted by Section 1 of this Act)

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

Senate Bill 763 – Senator Colburn

AN ACT concerning

Talbot County – Child Support Enforcement ~~Administration~~ – Transfer of Personnel

FOR the purpose of transferring ~~the functions, powers, duties, and personnel of the certain employees of Talbot County Department of Social Services Office of Child Support Enforcement to the Child Support Enforcement Administration~~ of who served as employees of the child support division of the Talbot County State's Attorney's Office as of a certain date to the Department of Human Resources on a certain date; providing that the transfer of personnel be done in accordance with a certain provision of law; requiring that certain position identification numbers be created in a certain manner; requiring that each transferred employee be given credit with the State for years of county employment for certain purposes and retain certain annual and sick leave credit and service credit in the Employees' Pension System; requiring that each transferred employee be subject to certain benefit selections in the Employees' Pension System; requiring Talbot County to pay certain compensation due as of a certain date; and generally relating to the transfer of personnel ~~to the Child Support Enforcement Administration of~~ of Talbot County to the Department of Human Resources.

~~BY repealing and reenacting, without amendments,
Article – Family Law
Section 10-117
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)~~

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

Senate Bill 881 – Senator Kelley

AN ACT concerning

**Title Insurers – Statutory or Unearned Premium ~~Reserve for Escrow Losses~~
Reserves**

FOR the purpose of altering the formula in accordance with which a title insurer domiciled in the State shall reduce the reserves applicable to certain contracts of title insurance for purposes of a certain statutory or unearned premium reserve; ~~altering the percent of the total amount of certain risk premiums for title insurance contracts that must be assigned originally to certain reserves; altering the date on, and the method by which, a title insurer must calculate and recalculate a certain reserve; requiring that a certain sum of certain excess reserves be assigned immediately to a certain statutory reserve for escrow~~

~~losses; requiring a title insurer domiciled in the State to maintain a certain statutory reserve or unearned premium reserve for escrow losses of at least a certain amount computed in a certain manner; altering the circumstances under which certain unearned premium reserves may be released; requiring that certain unearned premium reserves be retained for the protection of policyholders; authorizing, if a certain title insurer becomes insolvent or is in the process of liquidation or dissolution, the use of a certain amount of certain assets for a certain purpose and the transfer of a certain balance to certain assets; providing that certain assets shall be available to pay claims for certain losses under certain circumstances and that the balance of the claims shall be paid out of certain assets under certain circumstances; providing that the unearned premium reserve shall constitute a trust fund for certain purposes under certain circumstances; providing that the amount of unearned premium reserve for escrow losses does not limit the amount of liability of a domestic title insurer; defining a certain term; making stylistic and conforming changes a clarifying change; providing that certain provisions of this Act apply retroactively to certain title insurance contracts; providing for a delayed effective date for certain provisions of this Act; and generally relating to statutory or unearned premium reserves of title insurers.~~

BY repealing and reenacting, with amendments,
 Article – Insurance
 Section 5–206
 Annotated Code of Maryland
 (2011 Replacement Volume and 2013 Supplement)

~~BY repealing and reenacting, with amendments,
 Article – Insurance
 Section 5–206
 Annotated Code of Maryland
 (2011 Replacement Volume and 2013 Supplement)
 (As enacted by Section 1 of this Act)~~

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

Senate Bill 886 – Senators Feldman, Kelley, ~~and Middleton~~ Middleton, Glassman, Kittleman, Klausmeier, Mathias, Pugh, and Ramirez

AN ACT concerning

Legal Mutual Liability Insurance Society of Maryland – Conservatorship and Transfer

FOR the purpose of providing for the assumption and exercise of certain powers of the Legal Mutual Liability Insurance Society of Maryland by the Minnesota Lawyers Mutual Insurance Company (Minnesota Mutual) in a certain manner for certain purposes; stating certain findings of the General Assembly;

appointing Minnesota Mutual as conservator of the Society for a certain period for certain purposes; providing certain powers to Minnesota Mutual for certain purposes; requiring Minnesota Mutual to provide public notice in certain manners of its appointment as conservator, of certain processes and the transfer of certain policies, assets, and liabilities of the Society to the Property and Casualty Insurance Guaranty Corporation, of a certain bar date, and of certain effects of the conservatorship and transfer; authorizing the referral of certain claims to the Guaranty Corporation under certain circumstances after the occurrence of a certain event; authorizing the transfer of certain assets to the Guaranty Corporation in a certain manner as of a certain date; providing for the termination of the conservatorship; prohibiting Minnesota Mutual from receiving certain compensation for certain actions but authorizing the reimbursement of certain expenses; requiring Minnesota Mutual to report to the Maryland Insurance Commissioner on certain matters at a certain frequency; defining certain terms; providing for the construction of a portion of this Act; dissolving the Board of Directors of the Society and terminating the terms of the directors and officers of the Society as of a certain date; requiring the reimbursement of Minnesota Mutual for certain costs as of a certain date; requiring the transfer of certain assets and liabilities of the Society to the Guaranty Corporation on the earlier of certain dates; providing for the continuity of certain transactions, rights, duties, assets, liabilities, and causes of action; requiring Minnesota Mutual to study and report on certain matters to the Commissioner, the Guaranty Corporation, and certain committees of the General Assembly on or before a certain date; requiring Minnesota Mutual to consult with certain entities for a certain purpose; repealing provisions of law relating to the Society as of a certain date; providing that existing obligations or contract rights may not be impaired by this Act; providing for a delayed effective date for certain provisions of this Act; and generally relating to the Legal Mutual Liability Insurance Society of Maryland and its conservatorship.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 24–101 and 24–104

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing

Article – Insurance

Section 24–102

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article – Insurance

Section 24–102 and 24–110

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing

Article – Insurance

Section 24–101 through 24–110, inclusive, and the subtitle “Subtitle 1. Legal Mutual Liability Insurance Society of Maryland”

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

(As enacted by Section 1 of this Act)

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

THE COMMITTEE ON APPROPRIATIONS REPORT #4

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 612 – Delegate Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Code Simplification and Clarification

HB0612/954663/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 612

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 22, strike “a special” and substitute “an accidental”.

AMENDMENT NO. 2

On page 4, in line 27, strike “**ROLLOVER**” and substitute “**RETIREMENT**”.

AMENDMENT NO. 3

On page 6, in line 3, strike “and is rehired into” and substitute “**IN**”; and in line 5, strike “**REHIRING**”.

AMENDMENT NO. 4

On page 8, in line 5, strike “elects to receive” and substitute “IS GRANTED”; and on page 9, in line 27, strike “elects to receive a” and substitute “IS GRANTED AN ACCIDENTAL”.

AMENDMENT NO. 5

On page 12, in line 1, strike “Regular” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, REGULAR”; strike in their entirety lines 4 through 15, inclusive, and substitute:

“(B) NO FURTHER INTEREST SHALL BE PAID ON MEMBER CONTRIBUTIONS AFTER MEMBERSHIP ENDS IF THE FORMER MEMBER IS NOT ELIGIBLE TO RECEIVE A VESTED ALLOWANCE UNDER TITLE 29, SUBTITLE 3 OF THIS ARTICLE.”;

and in line 28, strike “Regular” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, REGULAR”.

On pages 12 and 13, strike in their entirety the lines beginning with line 31 on page 12 through line 3 on page 13, inclusive, and substitute:

“(B) NO FURTHER INTEREST SHALL BE PAID ON MEMBER CONTRIBUTIONS AFTER MEMBERSHIP ENDS IF THE FORMER MEMBER IS NOT ELIGIBLE TO RECEIVE A VESTED ALLOWANCE UNDER TITLE 29, SUBTITLE 3 OF THIS ARTICLE.”.

On page 13, in lines 5, 14, and 23, in each instance, strike “Regular” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, REGULAR”; strike in their entirety lines 8 through 12, inclusive, and substitute:

“(B) NO FURTHER INTEREST SHALL BE PAID ON MEMBER CONTRIBUTIONS AFTER MEMBERSHIP ENDS IF THE FORMER MEMBER IS NOT ELIGIBLE TO RECEIVE A VESTED ALLOWANCE UNDER TITLE 29, SUBTITLE 3 OF THIS ARTICLE.”;

strike in their entirety lines 17 through 21, inclusive, and substitute:

“(B) NO FURTHER INTEREST SHALL BE PAID ON MEMBER CONTRIBUTIONS AFTER MEMBERSHIP ENDS IF THE FORMER MEMBER IS NOT ELIGIBLE TO RECEIVE A VESTED ALLOWANCE UNDER TITLE 29, SUBTITLE 3 OF THIS ARTICLE.”;

and strike in their entirety lines 29 through 33, inclusive, and substitute:

“(B) NO FURTHER INTEREST SHALL BE PAID ON MEMBER CONTRIBUTIONS AFTER MEMBERSHIP ENDS IF THE FORMER MEMBER IS NOT ELIGIBLE TO RECEIVE A VESTED ALLOWANCE UNDER TITLE 29, SUBTITLE 3 OF THIS ARTICLE.”.

On page 14, in line 2, strike “Regular” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, REGULAR”; and strike in their entirety lines 7 through 11, inclusive, and substitute:

“(B) NO FURTHER INTEREST SHALL BE PAID ON MEMBER CONTRIBUTIONS AFTER MEMBERSHIP ENDS IF THE FORMER MEMBER IS NOT ELIGIBLE TO RECEIVE A VESTED ALLOWANCE UNDER TITLE 29, SUBTITLE 3 OF THIS ARTICLE.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 630 – Delegate Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

**Teachers’ Retirement and Pension Systems – Reemployment of Retirees –
Penalty for Failure to Submit Certification**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 772 – Delegates George, James, McConkey, and Proctor

AN ACT concerning

**Local Government Investments – Self-Insurance Funds and Trust Fund
Accounts of Political Subdivisions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 1046 – Prince George’s County Delegation

AN ACT concerning

**City of College Park Employees – Participation in the Employees’ Pension
System
PG 404-14**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 1184 – Calvert County Delegation

AN ACT concerning

Calvert County – Public Facilities Bonds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #5

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 4 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Vaportinis and Similar Devices – Prohibited

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 208 – Delegates Barkley, Schulz, Olszewski, Jameson, Krebs, Aumann, Barnes, Braveboy, Davis, Elliott, Gilchrist, Glenn, Guzzone, Haddaway–Ricchio, Hucker, Impallaria, Kramer, Love, McHale, W. Miller, Minnick, Mitchell, Ready, S. Robinson, Rudolph, Stifler, Stocksdale, and Vaughn

AN ACT concerning

Alcoholic Beverages – Refillable Containers – Permits and Labels

HB0208/983095/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 208

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “permits;” insert “authorizing the issuance of refillable container permits in certain jurisdictions to the holders of certain licenses for certain fees and subject to certain requirements; establishing certain provisions, procedures, and requirements for certain refillable container permits in certain jurisdictions; reorganizing certain provisions concerning refillable container permits; authorizing the Comptroller to establish certain standards and uses for certain refillable containers sold, filled, or refilled in the State; authorizing the holder of a refillable container permit to refill certain containers that meet certain standards;”; in line 12, strike “(p-1)(11)(vi)” and substitute “(p-1)(11)”; and strike in their entirety lines 22 through 25, inclusive.

On page 2, strike in their entirety lines 1 and 2; in line 5, after “Section” insert “8-103, 8-204.10, 8-207,”; and in the same line, after “8-212(c)(5)” insert “, 8-213.3, and 21-107”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“(11) [(i)] The Board of License Commissioners may issue a refillable container permit to a holder of any class of alcoholic beverages license issued by the Board of License Commissioners except a Class C license and a Class GC license:

[1.] (I) On completion of an application form that the Board provides; and

[2.] (II) At no cost to the license holder.

[(ii) A refillable container permit entitles the holder to sell:

1. Draft beer for consumption off the licensed premises in a refillable container with a capacity of not less than 32 ounces and not more than 128 ounces; and

2. If the holder is licensed to sell wine, wine for consumption off the licensed premises in a refillable container with a capacity of not less than 17 ounces and not more than 34 ounces.];”;

and strike in their entirety lines 21 through 29, inclusive.

On page 6, strike in their entirety lines 1 through 5, inclusive; after line 5, insert:

“[(iv) The term of and hours of sale for a refillable container permit issued to an applicant are the same as that of the applicant’s alcoholic beverages license.

(v) An applicant who holds an alcoholic beverages license without an off-sale privilege shall meet the same advertising, posting of notice, and public hearing requirements as those for the alcoholic beverages license that the applicant holds.];”;

and strike in their entirety lines 6 through 8, inclusive.

On page 7, after line 20, insert:

“8-103.

(A) (1) THIS SECTION APPLIES WITH RESPECT TO BEER IN THE FOLLOWING JURISDICTIONS:

(i) BALTIMORE COUNTY;

(ii) CARROLL COUNTY;

(iii) HARFORD COUNTY; AND

(iv) HOWARD COUNTY.

(2) THIS SECTION APPLIES WITH RESPECT TO WINE IN HOWARD COUNTY.

(B) THERE IS A REFILLABLE CONTAINER PERMIT.

(C) WITH RESPECT TO THE ALCOHOLIC BEVERAGES AUTHORIZED FOR THE LOCAL JURISDICTION UNDER SUBSECTION (A) OF THIS SECTION, A REFILLABLE CONTAINER PERMIT ENTITLES THE PERMIT HOLDER TO SELL DRAFT BEER OR WINE, RESPECTIVELY, FOR CONSUMPTION OFF THE LICENSED PREMISES IN A REFILLABLE CONTAINER THAT MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE.

(D) THE TERM OF A REFILLABLE CONTAINER PERMIT IS THE SAME AS THAT OF THE UNDERLYING ALCOHOLIC BEVERAGES LICENSE.

(E) EXCEPT AS OTHERWISE SPECIFICALLY PROVIDED, THE HOURS OF SALE FOR A REFILLABLE CONTAINER PERMIT ARE THE SAME AS THOSE FOR THE UNDERLYING ALCOHOLIC BEVERAGES LICENSE.

(F) AN APPLICANT WHO HOLDS AN UNDERLYING ALCOHOLIC BEVERAGES LICENSE WITHOUT AN OFF-SALE PRIVILEGE SHALL MEET THE SAME ADVERTISING, POSTING OF NOTICE, AND PUBLIC HEARING REQUIREMENTS AS THOSE FOR THE UNDERLYING LICENSE.

(G) A HOLDER OF A REFILLABLE CONTAINER PERMIT MAY REFILL ONLY A REFILLABLE CONTAINER THAT MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE.

On page 11, after line 18, insert:

“8-204.10.

(A) THIS SECTION APPLIES ONLY IN BALTIMORE COUNTY.

(B) IN THIS SECTION, “BOARD” MEANS THE BOARD OF LICENSE COMMISSIONERS.

(C) THERE IS A REFILLABLE CONTAINER PERMIT.

(D) THE BOARD MAY ISSUE A REFILLABLE CONTAINER PERMIT TO A HOLDER OF A CLASS A LICENSE, A CLASS B LICENSE, OR A CLASS D LICENSE.

(E) (1) BEFORE THE BOARD ISSUES A REFILLABLE CONTAINER PERMIT, THE APPLICANT SHALL COMPLETE THE FORM THAT THE BOARD PROVIDES.

(2) THE BOARD MAY CHARGE AN ANNUAL PERMIT FEE OF UP TO:

(I) \$500 FOR AN APPLICANT WHO HOLDS AN UNDERLYING ALCOHOLIC BEVERAGES LICENSE WITHOUT AN OFF-SALE PRIVILEGE; OR

(II) \$50 FOR AN APPLICANT WHO HOLDS AN UNDERLYING ALCOHOLIC BEVERAGES LICENSE WITH AN OFF-SALE PRIVILEGE.

(F) THE HOURS OF SALE FOR A REFILLABLE CONTAINER PERMIT:

(1) BEGIN AT THE SAME TIME AS THOSE FOR THE UNDERLYING ALCOHOLIC BEVERAGES LICENSE; AND

(2) END AT MIDNIGHT.

(G) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.

8-207.

(A) THIS SECTION APPLIES ONLY IN CARROLL COUNTY.

(B) IN THIS SECTION, "BOARD" MEANS THE BOARD OF LICENSE COMMISSIONERS.

(C) THERE IS A REFILLABLE CONTAINER PERMIT.

(D) THE BOARD MAY ISSUE A REFILLABLE CONTAINER PERMIT TO A HOLDER OF A CLASS A LICENSE, A CLASS B LICENSE, OR A CLASS D LICENSE.

(E) BEFORE THE BOARD ISSUES A REFILLABLE CONTAINER PERMIT, THE APPLICANT SHALL:

(1) COMPLETE THE FORM THAT THE BOARD PROVIDES; AND

(2) PAY AN ANNUAL PERMIT FEE OF:

(i) \$500 FOR AN APPLICANT WHO HOLDS AN UNDERLYING ALCOHOLIC BEVERAGES LICENSE WITHOUT AN OFF-SALE PRIVILEGE; OR

(ii) \$50 FOR AN APPLICANT WHO HOLDS AN UNDERLYING ALCOHOLIC BEVERAGES LICENSE WITH AN OFF-SALE PRIVILEGE.

(F) THE HOURS OF SALE FOR A REFILLABLE CONTAINER PERMIT:

(1) BEGIN AT THE SAME TIME AS THOSE FOR THE UNDERLYING ALCOHOLIC BEVERAGES LICENSE; AND

(2) END AT MIDNIGHT."

On page 14, after line 7, insert:

“8-213.3.

- (A) THIS SECTION APPLIES ONLY IN HARFORD COUNTY.
- (B) THERE IS A REFILLABLE CONTAINER PERMIT.
- (C) THE BOARD MAY ISSUE A REFILLABLE CONTAINER PERMIT TO A HOLDER OF A CLASS A-1 OR A-2 LICENSE, A CLASS B LICENSE THAT HAS OFF-SALE PRIVILEGES, OR A CLASS D LICENSE.
- (D) THE ANNUAL PERMIT FEE IS \$50.
- (E) THE HOURS OF SALE FOR A REFILLABLE CONTAINER PERMIT:
 - (1) BEGIN AT THE SAME TIME AS THOSE FOR THE UNDERLYING ALCOHOLIC BEVERAGES LICENSE; AND
 - (2) END AT MIDNIGHT.”.

On page 15, after line 15, insert:

“21-107.

- (A) THIS SECTION GOVERNS THE STANDARDS FOR AND USE OF CONTAINERS THAT MAY BE SOLD, FILLED, AND REFILLED UNDER THE AUTHORITY OF A REFILLABLE CONTAINER PERMIT ISSUED UNDER THIS ARTICLE.
- (B) TO BE USED AS A REFILLABLE CONTAINER FOR BEER UNDER THE AUTHORITY OF A REFILLABLE CONTAINER PERMIT ISSUED UNDER THIS ARTICLE, A CONTAINER SHALL:
 - (1) HAVE A CAPACITY OF NOT LESS THAN 32 OUNCES AND NOT MORE THAN 128 OUNCES;

(2) BE SEALABLE;

(3) BE BRANDED WITH AN IDENTIFYING MARK OF THE SELLER OF THE CONTAINER;

(4) BEAR THE FEDERAL HEALTH WARNING STATEMENT REQUIRED FOR CONTAINERS OF ALCOHOLIC BEVERAGES UNDER 27 C.F.R. 16.21;

(5) DISPLAY INSTRUCTIONS FOR CLEANING THE CONTAINER; AND

(6) BEAR A LABEL STATING THAT:

(i) CLEANING THE CONTAINER IS THE RESPONSIBILITY OF THE CONSUMER; AND

(ii) THE CONTENTS OF THE CONTAINER ARE PERISHABLE AND SHOULD BE REFRIGERATED IMMEDIATELY AND CONSUMED WITHIN 48 HOURS AFTER PURCHASE.

(c) TO BE USED AS A REFILLABLE CONTAINER FOR WINE UNDER THE AUTHORITY OF A REFILLABLE CONTAINER PERMIT ISSUED UNDER THIS ARTICLE, A CONTAINER SHALL:

(1) HAVE A CAPACITY OF NOT LESS THAN 17 OUNCES AND NOT MORE THAN 34 OUNCES;

(2) BE SEALABLE;

(3) BE BRANDED WITH AN IDENTIFYING MARK OF THE SELLER OF THE CONTAINER;

(4) BEAR THE FEDERAL HEALTH WARNING STATEMENT REQUIRED FOR CONTAINERS OF ALCOHOLIC BEVERAGES UNDER 27 C.F.R. 16.21;

(5) DISPLAY INSTRUCTIONS FOR CLEANING THE CONTAINER; AND

(6) BEAR A LABEL STATING THAT CLEANING THE CONTAINER IS THE RESPONSIBILITY OF THE CONSUMER.

(D) THE COMPTROLLER MAY ADOPT STANDARDS ON CONTAINERS THAT QUALIFY FOR USE UNDER THIS SECTION AS REFILLABLE CONTAINERS FOR BEER AND FOR WINE, RESPECTIVELY, INCLUDING CONTAINERS ORIGINATING FROM OUTSIDE THE STATE.

(E) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, THE HOLDER OF A REFILLABLE CONTAINER PERMIT ISSUED UNDER THIS ARTICLE MAY REFILL A REFILLABLE CONTAINER ORIGINATING FROM INSIDE OR OUTSIDE THE STATE THAT MEETS STANDARDS ADOPTED BY THE COMPTROLLER UNDER THIS SECTION FOR A BEER CONTAINER OR A WINE CONTAINER, AS APPROPRIATE.”.

AMENDMENT NO. 3

On page 2 in line 26, on page 3 in line 13, and on page 4 in lines 2 and 3, in each instance, strike “was branded by [the] A REFILLABLE CONTAINER permit holder” and substitute “**MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE**”.

On page 5, strike beginning with “bears” in line 16 down through “holder” in line 17 and substitute “**MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE**”.

On page 7, strike beginning with “was” in line 19 down through “holder” in line 20 and substitute “**MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE**”.

On page 9, strike beginning with “was” in line 3 down through “holder” in line 4 and substitute “**MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE**”; and strike beginning with “was” in line 26 down through “holder” in line 27 and substitute “**MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE**”.

On page 11, strike beginning with “was” in line 16 down through “holder” in line 17 and substitute “**MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE**”.

On page 13, strike beginning with “was” in line 13 down through “holder” in line 14 and substitute “MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On page 14, strike beginning with “WAS” in line 4 down through “HOLDER” in line 5 and substitute “MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

AMENDMENT NO. 4

On page 2, strike beginning with the colon in line 13 down through “purchase” in line 24 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On pages 2 and 3, strike beginning with the colon in line 30 on page 2 down through “purchase” in line 11 on page 3 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On page 3, strike beginning with the colon in line 17 down through “purchase” in line 28 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On pages 4 and 5, strike beginning with the colon in line 20 on page 4 down through “purchase” in line 2 on page 5 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On page 6, strike beginning with the colon in line 19 down through “purchase” in line 30 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On page 8, strike beginning with the colon in line 2 down through “purchase” in line 13 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On page 9, strike beginning with the colon in line 13 down through “purchase” in line 24 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On page 10, strike beginning with the colon in line 10 down through “purchase” in line 21 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On page 12, strike beginning with the colon in line 10 down through “purchase” in line 21 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

On pages 13 and 14, strike beginning with the colon in line 20 on page 13 down through “purchase” in line 2 on page 14 and substitute “MEET THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 261 – Delegates Minnick, Aumann, Barkley, Frank, W. Miller, Olszewski, Schulz, Stifler, Vaughn, and Wood

AN ACT concerning

Alcoholic Beverages – Hard Cider – Definition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 337 – Delegates Schulz, Afzali, Arentz, Barkley, Barnes, Beitzel, Clagett, Cluster, Elliott, George, Hogan, Hough, Jacobs, Kach, Krebs, McComas, McDermott, Norman, Olszewski, Otto, Stocksdale, and Szeliga

AN ACT concerning

Farm Breweries – Location and Self-Distribution

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 356 – Delegates Barkley, Schulz, Haddaway–Riccio, Clagett, Eckardt, Jameson, Olszewski, and Rudolph

AN ACT concerning

Alcoholic Beverages – Class 8 Farm Breweries – Festival Licenses

HB0356/263792/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 356

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “festivals;” insert “specifying that in Garrett County, a licensee may open on Sundays during certain hours for a certain purpose in a precinct in an election district where the voters, in a certain referendum, have approved Sunday sales at a farm;”.

AMENDMENT NO. 2

On page 3, in line 26, after “district” insert “OR A PRECINCT IN AN ELECTION DISTRICT”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 359 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Maximum Alcohol Content

HB0359/973795/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 359

(First Reading File Bill)

In line 4, after “more” insert “, with a certain exception”; and in line 16, after “MORE” insert “, EXCEPT TO THE HOLDER OF A NONBEVERAGE PERMIT UNDER § 2–101(C) OF THIS ARTICLE”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 464 – Delegates Schulz, Afzali, Arentz, Aumann, Barkley, Barnes, Beitzel, Clagett, Cluster, Eckardt, Elliott, George, Hogan, Hough, Jacobs, Kach, Krebs, McComas, McDermott, Norman, Olszewski, Otto, Ready, and Stocksdale

AN ACT concerning

**Alcoholic Beverages – Micro–Brewery Licenses –
Retail Sale – Prepackaged Beer**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 600 – Delegates Luedtke, Barkley, Kaiser, and Zucker

AN ACT concerning

Alcoholic Beverages – Farmers’ Market Permit – Establishment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #6

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 430 – Delegate Cardin

AN ACT concerning

Commercial Law – Patent Infringement – Assertions Made in Bad Faith

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 679 – Delegates Barkley, Vitale, Love, and Schuh

AN ACT concerning

Insurance – Title Insurers – Title Insurance Commitment and Binders

HB0679/763698/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 679

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, strike “or report of title”; and in line 10, after “documents;” insert “requiring a certain title insurance commitment or sample form to contain a certain statement;”.

AMENDMENT NO. 2

On page 3 in line 28, and on page 4 in lines 20 and 21 and 23, in each instance, strike “**OR A REPORT OF TITLE**”.

On page 4, after line 26, insert:

“(C) A TITLE INSURANCE COMMITMENT OR SAMPLE OF THE FORM OF POLICY INTO WHICH THE CONTINGENCIES AND CONDITIONS FOR INSURING WILL BE INSERTED SHALL CONTAIN THE FOLLOWING STATEMENT:

“THIS DOCUMENT CONSTITUTES A STATEMENT OF THE TERMS AND CONDITIONS ON WHICH A TITLE INSURER IS WILLING TO ISSUE A POLICY OF TITLE INSURANCE IF THE TITLE INSURER ACCEPTS THE PREMIUM FOR THE POLICY. IT IS NOT A REPRESENTATION AS TO THE STATE OF TITLE AND DOES NOT CONSTITUTE AN ABSTRACT OF TITLE.”“.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 710 – Delegates Cullison, Hucker, Barkley, Barnes, Carr, Clagett, Donoghue, Frick, Glenn, Gutierrez, Jameson, A. Kelly, Kramer, Lafferty, Lee, Luedtke, McHale, A. Miller, Murphy, Pena–Melnik, Reznik, V. Turner, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

**Labor and Employment – Health Care Facilities – Workplace Violence
Prevention Program**

HB0710/933698/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 710

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Employment –” insert “Nursing Homes and”; in lines 2 and 3, strike “Violence Prevention” and substitute “Safety Assessment and Safety”; in line 4, after “of” insert “requiring certain nursing homes to assign to a certain committee the task of conducting an annual assessment of workplace safety issues and making certain recommendations; requiring, in conducting a certain annual assessment, a certain committee to consult certain employees of the nursing home;”; in

lines 5, 5 and 6, 6, and 7, strike “violence prevention” and substitute “safety”; in line 8, after “components;” insert “providing for the application of certain provisions of this Act;”; in line 9, strike “violence prevention” and substitute “safety assessments and safety”; in the same line, after “of” insert “nursing homes and”; after line 9, insert:

“BY adding to

Article – Health – General

Section 19–1410.2

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”;

in line 13, strike “Violence Prevention” and substitute “Safety”; in line 17, strike “Violence” and substitute “Risk of injury”; strike beginning with “and” in line 18 down through “risk” in line 19; and strike in their entirety lines 20 through 22, inclusive.

On page 2, in line 1, strike “violence” and substitute “injury”; in line 4, strike “Violence against health” and substitute “Health”; in the same line, after “workers” insert “being injured on the job”; in line 9, strike “violence has” and substitute “injuries have”; in line 11, strike “assaults” and substitute “injury”; in the same line, strike “threats of assault” and substitute “risk of injury”; in line 13, strike “effects of violence” and substitute “risk of injury”; and in line 14, strike “violence prevention” and substitute “workplace safety”.

AMENDMENT NO. 2

On page 2, after line 16, insert:

“Article – Health – General

19–1410.2.

(A) IN THIS SECTION, “WORKPLACE SAFETY” MEANS THE PREVENTION OF ANY PHYSICAL ASSAULT OR THREATENING BEHAVIOR AGAINST AN EMPLOYEE IN A NURSING HOME.

(B) THIS SECTION APPLIES TO NURSING HOMES THAT ARE LICENSED FOR 45 BEDS OR MORE.

(C) EACH NURSING HOME SHALL ASSIGN TO AN APPROPRIATE COMMITTEE THE TASK OF:

(1) CONDUCTING AN ANNUAL ASSESSMENT OF WORKPLACE SAFETY ISSUES; AND

(2) MAKING RECOMMENDATIONS TO THE NURSING HOME FOR REDUCING WORKPLACE INJURIES.

(D) IN CONDUCTING AN ANNUAL ASSESSMENT OF WORKPLACE SAFETY ISSUES, THE COMMITTEE ASSIGNED TO CONDUCT THE ASSESSMENT UNDER SUBSECTION (C)(1) OF THIS SECTION SHALL CONSULT WITH GERIATRIC NURSING ASSISTANTS AND OTHER EMPLOYEES OF THE NURSING HOME WHO ARE INVOLVED IN ASSISTING RESIDENTS WITH ACTIVITIES OF DAILY LIVING.”;

in lines 18 and 19, strike “VIOLENCE PREVENTION” and substitute “SAFETY”; in line 23, after “(B)” insert “(1)”; in the same line, strike “A” and substitute “:

(I) A”;

in lines 23 and 24, strike “OR RELATED INSTITUTION” and substitute “; OR

(II) A STATE RESIDENTIAL CENTER.

(2) “HEALTH CARE FACILITY” INCLUDES:

(I) A SUBACUTE CARE UNIT OF A HOSPITAL; AND

(II) A STATE-OPERATED HOSPITAL”;

and strike in their entirety lines 29 and 30 and substitute:

“(E) “STATE RESIDENTIAL CENTER” HAS THE MEANING STATED IN § 7-101 OF THE HEALTH – GENERAL ARTICLE.”.

On page 3, in line 1, strike “VIOLENCE” and substitute “SAFETY”; in the same line, after “MEANS” insert “THE PREVENTION OF”; in the same line, strike the comma

and substitute “OR”; strike beginning with “, OR” in line 2 down through “FACILITY” in line 3; in line 3, after “WORKER” insert “IN A HEALTH CARE FACILITY”; in lines 6, 7, 8, 13, 14, 16, and 27, in each instance, strike “VIOLENCE PREVENTION” and substitute “SAFETY”; in line 19, strike “SECURITY” and substitute “SAFETY”; in lines 22, 24, and 26, in each instance, strike “VIOLENCE” and substitute “INJURIES”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate O’Donnell moved to make the Bill a Special Order for March 5, 2014.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 723 – Delegates Kramer and Simmons

AN ACT concerning

Money Transmission – Protection of Elder Adults From Financial Abuse and Financial Exploitation – Training

HB0723/523193/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 723

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “of Elder Adults”; in the same line, strike “and” and substitute a comma; in line 3, strike “– Training” and substitute “, and Fraud – Requirements”; strike beginning with “requiring” in line 9 down through “Regulation;” in line 14 and substitute “requiring a licensee to include a certain fraud warning on certain forms used by individuals to send money to other individuals; requiring the fraud warning to include a certain telephone number for a certain purpose; requiring a licensee to monitor certain activities of its agents; requiring a licensee to allow an individual to voluntarily be disqualified from sending money transmissions from or receiving money transmissions in the State; providing that a licensee may require an individual to provide written notice of disqualification to the licensee at a certain”

address; specifying the effective period of a disqualification; authorizing an individual to extend or terminate a disqualification.”; in lines 17 and 18, strike “elder adults and money transmission” and substitute “money transmission and protection from financial abuse, financial exploitation, and fraud”; in line 21, after “(m),” insert “12-416(a).”; and in line 26, strike “, 12-416(a),”.

AMENDMENT NO. 2

On page 4, in line 9, after “LICENSEE” insert “OR AN AGENT”; in line 11, after “DEVICES” insert “OR TRAVELER’S CHECKS”; and after line 25, insert:

“(E) (1) A LICENSEE SHALL INCLUDE A CLEAR, CONCISE, AND CONSPICUOUS FRAUD WARNING ON ALL TRANSMITTAL FORMS USED BY AN INDIVIDUAL TO SEND MONEY TO ANOTHER INDIVIDUAL.

(2) THE FRAUD WARNING SHALL INCLUDE A TOLL-FREE TELEPHONE NUMBER FOR INDIVIDUALS TO CALL TO REPORT FRAUD OR SUSPECTED FRAUD.

(3) A LICENSEE SHALL MONITOR THE ACTIVITIES OF ITS AGENTS RELATING TO TRANSMITTALS BY INDIVIDUALS.

(F) (1) (I) A LICENSEE SHALL ALLOW AN INDIVIDUAL TO VOLUNTARILY BE DISQUALIFIED FROM SENDING MONEY TRANSMISSIONS FROM OR RECEIVING MONEY TRANSMISSIONS IN THE STATE.

(II) A LICENSEE MAY REQUIRE AN INDIVIDUAL TO PROVIDE WRITTEN NOTICE OF THE INDIVIDUAL’S DISQUALIFICATION TO THE LICENSEE AT THE ADDRESS ON THE LICENSEE’S LICENSE.

(III) UNLESS EXTENDED UNDER PARAGRAPH (2) OF THIS SUBSECTION OR TERMINATED UNDER PARAGRAPH (3) OF THIS SUBSECTION, A DISQUALIFICATION IS EFFECTIVE UNTIL JANUARY 1 OF THE YEAR FOLLOWING THE YEAR IN WHICH NOTICE OF THE INDIVIDUAL’S DISQUALIFICATION IS GIVEN TO THE LICENSEE.

(2) (I) BEFORE A DISQUALIFICATION BECOMES INEFFECTIVE, AN INDIVIDUAL MAY EXTEND THE DISQUALIFICATION BY GIVING WRITTEN

NOTICE OF THE EXTENSION TO THE LICENSEE AT THE ADDRESS ON THE LICENSEE'S LICENSE.

(II) AN EXTENSION OF A DISQUALIFICATION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IS EFFECTIVE UNTIL JANUARY 1 OF THE YEAR FOLLOWING THE YEAR IN WHICH NOTICE OF THE EXTENSION IS GIVEN TO THE LICENSEE.

(3) AN INDIVIDUAL MAY TERMINATE A DISQUALIFICATION AT ANY TIME BY GIVING WRITTEN NOTICE OF THE TERMINATION TO THE LICENSEE AT THE ADDRESS ON THE LICENSEE'S LICENSE."

On pages 4 and 5, strike in their entirety the lines beginning with line 26 on page 4 through line 15 on page 5, inclusive.

On page 6, in lines 6 and 12, in each instance, strike the brackets; strike in their entirety lines 7 through 11, inclusive; and in line 12, strike "(6)".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 735 – Delegate Olszewski

AN ACT concerning

Financial Institutions – Interest Payable on Escrow Accounts and Specific Purpose Savings Accounts

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 928 – Delegates Rudolph and James

AN ACT concerning

**Public Service Commission – Competitive Retail Electricity and Gas Supply –
Consumer Protection – Report**

HB0928/163193/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 928

(First Reading File Bill)

On page 1, in line 9, after “report;” insert “requiring the Commission to convene a certain workgroup for a certain purpose;”.

On page 2, after line 11, insert:

“(c) The Commission shall convene a workgroup of interested persons, including retail electricity suppliers, to advise the Commission on the information and recommendations that should be included in the report.”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

**House Bill 1165 – Delegates Kramer, Barkley, Barnes, Braveboy, Burns,
Clagett, Gaines, Glenn, Hucker, Love, McHale, Mitchell, Oaks,
Olszewski, Vaughn, and A. Washington**

AN ACT concerning

Jane E. Lawton Conservation Loan Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1225 – Delegates Rosenberg, Barkley, Barnes, Haddaway–Riccio, Impallaria, Jameson, Love, McHale, W. Miller, Mitchell, Rudolph, and Schulz

AN ACT concerning

Legal Mutual Liability Insurance Society of Maryland – Conservatorship and Transfer

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #7

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 295 – The Speaker (By Request – Administration) and Delegates Anderson, Barkley, Barve, Branch, Burns, Carter, Clippinger, Cullison, Frick, Gilchrist, Glenn, Hammen, Healey, Hixson, Holmes, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Luedtke, McIntosh, A. Miller, Mitchell, Nathan–Pulliam, Niemann, Olszewski, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Simmons, Stukes, Swain, F. Turner, Valderrama, Vaughn, Walker, A. Washington, M. Washington, and Zucker

AN ACT concerning

Maryland Minimum Wage Act of 2014

HB0295/463091/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 295

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, and Haynes”; strike beginning with “increasing,” in line 4 down through “rate;” in line 9 and substitute “authorizing certain amusement and recreational establishments to pay certain employees a certain wage under certain circumstances;”; in line 10, strike “altering” and substitute “repealing”; strike beginning with “altering” in line 11 down

through “by” in line 12 and substitute “prohibiting the tip credit amount”; in lines 12 and 13, strike “as a tip credit amount” and substitute “may include”; in line 13, after “wage” insert “from exceeding a certain minimum wage less a certain dollar amount, rather than a certain percentage of the minimum wage”; strike beginning with “altering” in line 13 down through “employees;” in line 16; and in line 22, after “term;” insert “providing for the application of a certain provision of this Act; providing for a delayed effective date.”.

On page 2, in line 3, strike “3–420.”.

AMENDMENT NO. 2

On page 2, in line 15, strike “(a)”; in line 28, in each instance, strike the bracket; in the same line, strike “(8)” and substitute “**(7)**”; in the same line, strike “motion picture or”; and in line 29, strike “**(7)**” and substitute “**(8)**”.

On page 3, in lines 1 and 4, strike “**(8)**” and “**(9)**”, respectively, and substitute “**(9)**” and “**(10)**”, respectively; in line 3, strike “OR”; in lines 7 and 11, in each instance, strike the bracket; in line 7, strike “or”; in line 8, strike “(12)” and substitute “**(11)**”; in line 11, strike the period and substitute a semicolon; strike line 12 in its entirety; and in lines 13, 15, and 16, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “**(12)**”, “**(13)**”, and “**(14)**”, respectively.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 2 through 9, inclusive; after line 9, insert:

“(a) In this section, “employer” includes a governmental unit.”;

in line 25, strike “**(1)**”; in lines 26 and 28, strike “**(I)**” and “**(II)**”, respectively, and substitute “**(1)**” and “**(2)**”, respectively; and in line 29, after “**HOUR;**” insert “**AND**”.

On page 5, in line 1, strike “**(III)**” and substitute “**(3)**”; in the same line, strike “**FOR THE 12–MONTH PERIOD**”; and strike beginning with “; **AND**” in line 2 down through “**PERIOD**” in line 28.

AMENDMENT NO. 4

On page 4, in line 10, after “in” insert “**SUBSECTION (D) OF THIS SECTION AND**”.

On page 5, after line 28, insert:

“(D) (1) THIS SUBSECTION APPLIES ONLY TO AN EMPLOYER THAT IS AN AMUSEMENT OR A RECREATIONAL ESTABLISHMENT, INCLUDING A SWIMMING POOL, IF THE EMPLOYER:

(I) OPERATES FOR NO MORE THAN 7 MONTHS IN A CALENDAR YEAR; OR

(II) FOR ANY 6 MONTHS DURING THE PRECEDING CALENDAR YEAR, HAS AVERAGE RECEIPTS IN EXCESS OF ONE-THIRD OF THE AVERAGE RECEIPTS FOR THE OTHER 6 MONTHS.

(2) AN EMPLOYER MAY PAY AN EMPLOYEE A WAGE THAT EQUALS A RATE OF:

(I) IF THE EMPLOYEE IS NOT SUBJECT TO THE FEDERAL ACT, \$7.25 PER HOUR; OR

(II) IF THE EMPLOYEE IS SUBJECT TO THE FEDERAL ACT, THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT.”.

AMENDMENT NO. 5

On page 6, strike line 12 in its entirety; and in lines 13 and 15, strike “**(3)**” and “**(4)**”, respectively, and substitute “**(2)**” and “**(3)**”, respectively.

On pages 7 and 8, strike in their entirety the lines beginning with line 10 on page 7 through line 1 on page 8, inclusive.

AMENDMENT NO. 6

On page 7, in line 8, strike “**30%**”; in the same line, strike the second “of”; and in line 9, after “employee” insert “**LESS \$3.63**”.

AMENDMENT NO. 7

On page 4, in line 26, strike “**JULY 1, 2014**” and substitute “**JANUARY 1, 2015**”; and in line 28, strike “**JULY 1, 2015**” and substitute “**JANUARY 1, 2016**”.

On page 5, in line 1, strike “**JULY 1, 2016**” and substitute “**JANUARY 1, 2017**”.

On page 9, in line 10, strike “June 1, 2014” and substitute “January 1, 2015”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Davis moved to make the Bill a Special Order for March 5, 2014.

The motion was adopted.

THE COMMITTEE ON JUDICIARY REPORT #4

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 27 – Delegates M. Washington, A. Kelly, and B. Robinson

AN ACT concerning

Correctional Services – Healthy Births for Incarcerated Women Act

HB0027/172512/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “delivery” insert “except under certain circumstances”; strike beginning with “requiring” in line 8 down through “restraint;” in line 9 and substitute “requiring the Department of Public Safety and Correctional Services and the managing official of a local correctional facility or the managing official of a certain transport agency to develop a certain policy for use at each correctional facility;”; in line 12, after “regulations” insert “relating to the use of physical restraints on certain individuals;”; and in line 15, strike “declaring the findings of the General Assembly,”.

AMENDMENT NO. 2

On page 2, in line 16, after “MEANS” insert “, AS DETERMINED BY THE MEDICAL PROFESSIONAL RESPONSIBLE FOR THE CARE OF THE INMATE OR DETAINEE,”; in line 20, after “MEANS” insert “A”; in the same line, strike “MECHANICAL”; in line 21, after “CONTROL” insert “OR BIND”; in the same line, after “OF” insert “ANY PART OF”; strike beginning with the first comma in line 22 down through “SHIELD” in line 24; in line 25, strike the comma and substitute “THE PERIOD IMMEDIATELY FOLLOWING DELIVERY”; strike beginning with the comma in line 26 down through “DELIVERY” in line 27; and strike in their entirety lines 30 through 34, inclusive.

On page 3, strike in their entirety lines 1 through 22, inclusive; and in lines 23 and 30, strike “(C)” and “(D)”, respectively, and substitute “(B)” and “(C)”, respectively.

On page 4, in lines 3, 13, and 15, strike “(E)”, “(F)”, and “(G)”, respectively, and substitute “(D)”, “(E)”, and “(F)”, respectively; in line 14, after “DELIVERY” insert “, EXCEPT AS DETERMINED BY THE MEDICAL PROFESSIONAL RESPONSIBLE FOR THE CARE OF THE INMATE”; in line 21, after “FACILITY” insert “, THE MANAGING OFFICIAL’S DESIGNEE,”; in line 22, strike “CONTEMPORANEOUSLY” and substitute “WHICH SHALL BE”; in line 23, strike “MUST BE USED” and substitute “IS REQUIRED”; and in line 25, after “PUBLIC” insert “ACCORDING TO POLICIES AND PROCEDURES ADOPTED BY THE DEPARTMENT AND THE MANAGING OFFICIAL OF A LOCAL CORRECTIONAL FACILITY OR THE MANAGING OFFICIAL OF THE AGENCY DESIGNATED TO TRANSPORT INMATES”.

On page 5, strike beginning with “IF” in line 1 down through “USED” in line 8 and substitute “THE DEPARTMENT AND THE MANAGING OFFICIAL OF EACH LOCAL CORRECTIONAL FACILITY OR THE MANAGING OFFICIAL OF THE AGENCY DESIGNATED TO TRANSPORT INMATES SHALL DEVELOP A POLICY FOR USE AT EACH CORRECTIONAL FACILITY THAT:

(I) REQUIRES A PHYSICAL RESTRAINT USED ON A PREGNANT INMATE DURING TRANSPORT TO BE THE LEAST RESTRICTIVE NECESSARY; AND

(II) ESTABLISHES A METHOD FOR REPORTING THE USE OF PHYSICAL RESTRAINTS ON PREGNANT INMATES, INCLUDING REFERENCE TO THE CIRCUMSTANCES THAT REQUIRED USE OF THE PHYSICAL RESTRAINTS”;

in lines 9 and 23, strike “(H)” and “(I)”, respectively, and substitute “(G)” and “(H)”, respectively; and in line 11, strike “(E)(1)” and substitute “(D)(1)”.

On page 6, in line 1, strike “(J)” and substitute “(I)”.

On page 7, strike beginning with “RESTRAINT” in line 18 down through “ARTICLE” in line 21 and substitute “RESTRAINTS ON AN INDIVIDUAL KNOWN TO BE IN THE THIRD TRIMESTER OF PREGNANCY OR DURING LABOR, DELIVERY, OR POSTPARTUM RECOVERY, INCLUDING DURING ALL TRANSPORTS, UNLESS A FACILITY SUPERINTENDENT OR THE FACILITY SUPERINTENDENT’S DESIGNEE DETERMINES THAT A PHYSICAL RESTRAINT IS NECESSARY TO PROTECT THE INDIVIDUAL FROM HARMING HERSELF OR OTHERS OR TO PREVENT THE INDIVIDUAL’S ESCAPE FROM CUSTODY”.

AMENDMENT NO. 3

On page 7, in line 23, strike “fiscal year” and substitute “calendar year until December 31, 2017”; and strike beginning with “each” in line 27 down through “Act” in line 28 and substitute “the following information”:

- (a) each instance of the use of physical restraints;
- (b) the use of restraints on inmates in the second or third trimester of pregnancy or during labor, delivery, or postpartum recovery for the time period between January 1 and November 30 for the reporting year;
- (c) an explanation and text of the Pregnancy Management Manual and current policy statement regarding physical restraints used on inmates;
- (d) a listing of physical restraints and whether the physical restraint is considered to be least restrictive, moderately restrictive, or most restrictive;
- (e) for the Patuxent Institution, Maryland Correctional Institution for Women, and Baltimore City Women’s Detention Center:

(1) the number of times a physical restraint was used on a woman in the facility; and

(2) a description of the setting in which the physical restraint was used, the reason for the use of the physical restraint, the length of time that the woman was restrained, and the type of restraint used, including the use of waist chains and leg irons; and

(f) a description of corrective actions implemented by the Department for any deficiencies identified with following established procedures regarding the use of physical restraints on pregnant inmates”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 151 – Delegates Jones, Anderson, Arora, Barkley, Braveboy, Carter, Cluster, Dumais, Gaines, Gutierrez, Hucker, Lee, McComas, McHale, Oaks, Proctor, Rosenberg, Rudolph, Valderrama, Valentino–Smith, M. Washington, and Wilson

AN ACT concerning

Juvenile Services – Child in Need of Supervision Pilot Program – Expansion

HB0151/782219/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 151

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Expansion” and substitute “Reporting Requirement”; strike beginning with “requiring” in line 3 down through “definition” in line 10 and substitute “altering a certain reporting requirement relating to a certain Child in Need of Supervision Pilot Program; altering a certain obsolete reference”; in

line 10, strike “expansion of the”; and strike in their entirety lines 13 through 16, inclusive, and substitute:

“Chapter 601 of the Acts of the General Assembly of 2005
Section 2”.

AMENDMENT NO. 2

On pages 1 through 4, strike in their entirety the lines beginning with line 19 on page 1 through line 23 on page 4, inclusive, and substitute:

“Chapter 601 of the Acts of 2005

SECTION 2. AND BE IT FURTHER ENACTED, That[, on]:

(A) ON or before December 31, 2006, and annually thereafter, the Department of Juvenile Services and the [Office for Children, Youth, and Families] GOVERNOR’S OFFICE FOR CHILDREN shall jointly report to the General Assembly in accordance with § 2–1246 of the State Government Article on the implementation of this Act.

(B) BEGINNING IN 2014, THE REPORT REQUIRED UNDER SUBSECTION (A) OF THIS SECTION SHALL INCLUDE AN EVALUATION OF THE ABILITY OF THE DEPARTMENT OF JUVENILE SERVICES TO EXPAND THE CHILD IN NEED OF SUPERVISION PILOT PROGRAM TO ADDITIONAL COUNTIES IN THE STATE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 185 – Delegates Simmons and Kramer

AN ACT concerning

**Crimes – Committing a Crime of Violence in the Presence of a Minor –
Penalties**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 306 – The Speaker (By Request – Administration) and Delegates Simmons, Anderson, Arora, Carr, Carter, Clippinger, Dumais, Fraser–Hidalgo, Frick, Glenn, Hixson, Jones, Kaiser, Lee, Luedtke, A. Miller, Reznik, Rosenberg, Swain, Valderrama, Valentino–Smith, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Criminal Law – Crimes Committed in the Presence of a Minor – Penalties

HB0306/932314/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 306

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, and Kramer”.

AMENDMENT NO. 2

On page 1, in line 2, strike “Criminal Law – Crimes Committed” and substitute “Crimes – Committing a Crime of Violence”; strike beginning with “if” in line 3 down through “and” in line 4 and substitute “when”; in line 5, after “minor” insert “of a certain age”; in the same line, after “present” insert “in a residence”; in line 13, strike “crimes committed” and substitute “the commission of crimes of violence”; in line 14, strike “a minor” and substitute “minors”; and after line 14, insert:

“BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 9–106(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)”.

On page 2, strike in their entirety lines 1 through 5, inclusive.

AMENDMENT NO. 3

On page 2, after line 7, insert:

“Article – Courts and Judicial Proceedings

9–106.

(a) The spouse of a person on trial for a crime may not be compelled to testify as an adverse witness unless the charge involves:

(1) The abuse of a child under 18; or

(2) Assault in any degree in which the spouse is a victim if:

(i) The person on trial was previously charged with assault in any degree or assault and battery of the spouse;

(ii) The spouse was sworn to testify at the previous trial; and

(iii) The spouse refused to testify at the previous trial on the basis of the provisions of this section.”;

strike beginning with “**THIS**” in line 10 down through “**(2)**” in line 14; strike beginning with “**IF**” in line 15 down through “**(II)**” in line 18 and substitute “**WHEN**”; in line 19, after “**MINOR**” insert “**WHO IS AT LEAST 2 YEARS OLD**”; in the same line, after “**PRESENT**” insert “**IN A RESIDENCE**”; in line 20, strike “**(3)**” and substitute “**(2)**”; in the same line, after “**OF**” insert “**PARAGRAPH (1) OF**”; strike beginning with the second “**OR**” in line 21 down through “**CRIME**” in line 22 and substitute “**OF VIOLENCE**”; and in line 25, after “**CRIME**” insert “**OF VIOLENCE**”.

On page 3, in line 1, strike “**(A)(2)**” and substitute “**(A)(1)**”.

On page 4, strike in their entirety lines 8 through 23, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 307 – The Speaker (By Request – Administration) and Delegates Clippinger, Anderson, Arora, Busch, Carr, Dumais, Fraser–Hidalgo, Frick, Glenn, Hixson, Jones, Kaiser, Lee, Luedtke, A. Miller, Reznik, Rosenberg, Simmons, Swain, Valderrama, Valentino–Smith, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Peace Orders and Protective Orders – Burden of Proof

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 309 – The Speaker (By Request – Administration) and Delegates Dumais, Anderson, Arora, Busch, Carr, Carter, Clippinger, Fraser–Hidalgo, Frick, Glenn, Hixson, Jones, Kaiser, Lee, Luedtke, A. Miller, Reznik, Rosenberg, Simmons, Swain, Valderrama, Valentino–Smith, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Family Law – Domestic Violence – Permanent Final Protective Orders

HB0309/952719/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 309

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “under certain circumstances” and substitute “and who has served a certain period of time”.

AMENDMENT NO. 2

On page 2, in line 28, after “order” insert “AND HAS SERVED AT LEAST 12 MONTHS OF THE SENTENCE”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 352 – Delegates Valentino–Smith, Arora, Beidle, Braveboy, Carter, Clippinger, DeBoy, Dumais, Eckardt, Frush, Haddaway–Riccio, Healey, Howard, Hubbard, Ivey, McDermott, Rosenberg, Swain, Valderrama, and Waldstreicher

AN ACT concerning

Peace Orders and Protective Orders – Penalties – Second or Subsequent Offenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 385 – Delegate Rosenberg

AN ACT concerning

Privileged Communications – Dissemination of News or Information by Certain Persons

HB0385/432111/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 385

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “or agent”; and in the same line, after “media” insert “under certain circumstances”.

AMENDMENT NO. 2

On page 2, in line 10, strike “OR AGENT”; in line 11, after “MEDIA” insert “ACTING WITHIN THE SCOPE OF A CONTRACT”; and in lines 11 and 12, strike “, INCLUDING A SELF-EMPLOYED JOURNALIST”.

AMENDMENT NO. 3

On page 2, in line 24, after “media” insert “OR WHILE ACTING AS AN INDEPENDENT CONTRACTOR OF THE NEWS MEDIA”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 647 – Delegates Waldstreicher, Clippinger, Dumais, Gutierrez, Lee, and A. Miller

AN ACT concerning

Peace Orders and Protective Orders – Extensions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 781 – Delegates Clippinger, Glenn, Arora, Cluster, Dumais, Glass, Lee, McComas, McDermott, Mitchell, Parrott, Smigiel, Sophocleus, Valderrama, Valentino-Smith, and Waldstreicher

AN ACT concerning

Criminal Law – Person in a Position of Authority – Sexual Offenses With a Minor

HB0781/712110/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 781

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Clippinger,” insert “Arora, Simmons.”; in the same line, strike “Arora.”; strike beginning with “is” in line 7 down through “knows” in line 9; and in line 9, strike “or was”.

AMENDMENT NO. 2

On page 3, in line 23, strike “AND”; in line 28, after “PROGRAM” insert “; AND”

(III) EXERCISES SUPERVISION OVER ONE OR MORE MINORS ENROLLED OR PARTICIPATING IN THE INSTITUTION, PROGRAM, OR ACTIVITY;

in line 30, strike the colon; in line 31, strike “(I)”;

and in line 32, after “OF” insert “A COUNTY BOARD OF EDUCATION OR”.

AMENDMENT NO. 3

On page 4, strike beginning with “AND” in line 1 down through “ACTIVITY” in line 5; strike beginning with “IS” in line 8 down through “(1)” in line 10; strike beginning with the semicolon in line 12 down through “ACTIVITY” in line 16; and in line 24, strike “5 YEARS” and substitute “1 YEAR OR A FINE NOT EXCEEDING \$1,000 OR BOTH”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Kipke moved to make the Bill a Special Order for March 5, 2014.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 1004 – Delegate Waldstreicher

AN ACT concerning

Estates and Trusts – Modified Administration – Objection

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #2

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

**House Bill 127 – Chair, Ways and Means Committee (By Request –
Departmental – Budget and Management)**

AN ACT concerning

**Central Collection Unit – Debt Certification – Withholding of Income Tax
Refunds**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 227 – Delegate Dumais

AN ACT concerning

Homestead Tax Credit – Eligibility – Definition of Legal Interest

HB0227/245763/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 227

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 6 down through “Act;” in line 7.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 14 through 16, inclusive; and in line 17, strike “3.” and substitute “2.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 389 – Delegates Rudolph, James, and Norman

AN ACT concerning

**Maryland Transportation Authority – Transportation Facilities Projects –
Cash Toll Lanes**

HB0389/305566/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 389

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Norman” and substitute “Norman, McComas, and Howard”; strike beginning with the second “Transportation” in line 2 down through “Lanes” in line 3 and substitute “All–Electronic Tolling – Study”; strike beginning with “maintain” in line 4 down through “projects” in line 8 and substitute “complete a study and submit a report on the status of its initiative to implement all–electronic tolling; requiring the study to include certain matters; requiring the Authority to submit a report of its findings and recommendations to certain persons on or before a certain date; prohibiting the Authority from implementing all–electronic tolling at a certain facility before a certain date; and generally relating to all–electronic tolling”; and strike in their entirety lines 9 through 18, inclusive.

AMENDMENT NO. 2

On page 1, in line 20, strike “the Laws of Maryland read as follows”.

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 22 on page 2, inclusive, and substitute:

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

(2) “All–electronic tolling” means electronic toll collection at highway speeds through the use of a transponder and video tolling, with no cash transactions occurring on the roadway.

(3) “Authority” means the Maryland Transportation Authority.

(4) “Project” means the:

(i) Thomas J. Hatem Memorial Bridge;

(ii) Harry W. Nice Memorial Potomac River Bridge;

(iii) William Preston Lane, Jr. Memorial Chesapeake Bay Bridge and parallel Chesapeake Bay Bridge;

(iv) Baltimore Harbor Tunnel;

(v) Fort McHenry Tunnel;

(vi) Francis Scott Key Bridge; or

(vii) Millard Tydings Memorial Bridge.

(b) (1) The Authority shall complete a study and submit a report on the status of its initiative to implement all–electronic tolling in accordance with this subsection.

(2) The study shall include:

(i) an analysis of all–electronic tolling in other states and a description of various all–electronic tolling programs;

(ii) an analysis of electronic toll collection interoperability;

(iii) an analysis of:

1. alternative payment methods that do not exceed the existing cash toll rate at each project;

2. a video toll rate based on an analysis of actual costs and potential savings to collect video tolls; and

3. a toll rate needed to address concerns with video toll collection associated with trucks;

(iv) an analysis of issues and factors related to all–electronic tolling that must be addressed before all–electronic tolling becomes effective at each project;

(v) an overview of revisions, if any, to the Authority’s initial all–electronic tolling proposal; and

(vi) proposed legislation, if required, relating to the implementation of all–electronic tolling.

(3) The Authority shall submit a report of its findings and recommendations on or before January 1, 2016, to:

(i) the County Executive and County Council of Cecil County;

(ii) the County Executive and County Council of Harford County;

(iii) the Mayor and Town Commission of the Town of Perryville;

(iv) the Mayor and City Council of the City of Havre de Grace;
and

(v) in accordance with § 2–1246 of the State Government Article, the House Committee on Ways and Means and the Senate Finance Committee.

(c) The Authority’s initial proposal for all–electronic tolling at the Thomas J. Hatem Memorial Bridge is withdrawn and the Authority may not implement all–electronic tolling at the Thomas J. Hatem Memorial Bridge before January 1, 2016.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 413 – Delegates Luedtke, Kaiser, and A. Washington

AN ACT concerning

Special Education – Individualized Education Program Parental Notice Requirements and Service Models List

HB0413/925260/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 413

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and A. Washington” and substitute “A. Washington, F. Turner, Howard, and Cardin”; and in line 8, after “thereafter;” insert “requiring a certain verbal and written explanation to be given in plain language; requiring the State Department of Education to adopt certain regulations;”.

AMENDMENT NO. 2

On page 2, in line 23, after “**PROVIDED**” insert “, IN PLAIN LANGUAGE,”.

AMENDMENT NO. 3

On page 4, after line 5, insert:

“(H) THE DEPARTMENT SHALL ADOPT:

(1) REGULATIONS THAT DEFINE WHAT INFORMATION SHOULD BE PROVIDED IN THE VERBAL AND WRITTEN EXPLANATIONS OF THE PARENTS’ RIGHTS AND RESPONSIBILITIES IN THE INDIVIDUALIZED EDUCATION PROGRAM PROCESS; AND

(2) ANY OTHER REGULATIONS NECESSARY TO CARRY OUT SUBSECTION (B)(2) OF THIS SECTION.;

and in line 16, after “**DISABILITIES**” insert “**EDUCATION**”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 546 – Delegate Rosenberg

AN ACT concerning

**Higher Education – Janet L. Hoffman Loan Assistance Repayment Program –
Modifications**

HB0546/485668/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 546

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Rosenberg” and substitute “Delegates Rosenberg and Howard”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 636 – Delegates Arora, Anderson, and McIntosh

AN ACT concerning

Maryland Transit Administration – Pretax Commuter Benefits Program

HB0636/815161/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 636

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and McIntosh” and substitute “McIntosh, and Howard”; in line 2, strike “Pretax”; in line 6, strike “to employers”; strike beginning with “requiring” in line 7 down through the semicolon in line 10; in line 11, strike “the” and substitute “an”; and in the same line, strike “pretax”.

AMENDMENT NO. 2

On page 2, in line 19, strike “**ALLOW THE ADMINISTRATION TO**”; in line 20, strike “**PROCESS**” and substitute “**ALLOW FOR THE PROCESSING OF**”; and in line 21, strike “**TO EMPLOYERS**”.

On pages 2 and 3, strike in their entirety the lines beginning with line 28 on page 2 through line 3 on page 3, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 653 – Delegate Luedtke

AN ACT concerning

Education – Deaf Culture Digital Library

HB0653/515465/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 653

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Luedtke” and substitute “Delegates Luedtke, Howard, and Cardin”.

AMENDMENT NO. 2

On page 3, in line 31, strike “**FEDERAL, STATE, AND LOCAL GOVERNMENT**” and substitute “**OTHER**”.

On page 4, in line 8, after the semicolon insert “**AND**”; in line 19, strike “**CULTURALLY**”; and in line 20, strike “**DEAF-SENSITIVE**” and substitute “**HARD OF HEARING**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 786 – Delegates A. Miller, A. Kelly, S. Robinson, and A. Washington

AN ACT concerning

Sales and Use Tax – Tax-Free Weekend – Exemption for Light-Emitting Diode (LED) Lights

HB0786/865460/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 786

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and A. Washington” and substitute “A. Washington, Cardin, and Howard”; and in line 6, after “weekend;” insert “providing for the termination of this Act;”.

AMENDMENT NO. 2

On page 2, in line 8, after “2014.” insert “It shall remain effective for a period of 3 years and, at the end of June 30, 2017, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #7**CONSENT CALENDAR #4**

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1488 – Chair, Health and Government Operations Committee (By Request – Departmental – Budget and Management) (By Request – Departmental – Transportation) (By Request – Departmental – General Services) (By Request – Departmental – Information Technology)

AN ACT concerning

State Procurement – Source Selection and Protest Appeals Procedures – Revisions

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1505 – Delegate Haynes

AN ACT concerning

Creation of a State Debt – Baltimore City – Winchester Street Potter’s House

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1507 – Delegate Rudolph

AN ACT concerning

Creation of a State Debt – Cecil County – Department of Parks and Recreation Project – Calvert Regional Park

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1510 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Behavioral Health Administration – Establishment and Duties

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1511 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Department of Health and Mental Hygiene – Adult Dependent Care Providers – Maryland Background Check Program

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1514 – Delegate Costa

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Captain Avery Museum Window Repair and Restoration

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1517 – Delegates Glenn and Harper

AN ACT concerning

Creation of a State Debt – Baltimore City – East Baltimore Historical Library

The Bill was re-referred to the Committee on Appropriations.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 401 – Delegate Cullison

AN ACT concerning

Health Occupations – Chiropractors, Massage Therapists, Physical Therapists, and Physical Therapist Assistants – Criminal History Records Checks Required

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 6 (See Roll Call No. 213)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 214)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #15**House Bill 240 – Delegate Lafferty**

AN ACT concerning

Environment – Solid Waste Management Practices – Maryland Recycling and Landfill Diversion Task Force

Read the third time and passed by yeas and nays as follows:

Affirmative – 80 Negative – 56 (See Roll Call No. 215)

The Bill was then sent to the Senate.

House Bill 740 – Delegates Beidle, Barnes, Barve, Bobo, Bohanan, Branch, Braveboy, Bromwell, Busch, Cane, Carter, Clagett, Conway, Cullison, Davis, DeBoy, Donoghue, Dumais, Frick, Frush, Gaines, Griffith, Guzzone, Hammen, Haynes, Healey, Hixson, Holmes, Hubbard, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Love, Luedtke, Malone, McHale, McIntosh, A. Miller, Niemann, Oaks, Olszewski, Pena–Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Sophocleus, Stein, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, Weir, and Zucker

AN ACT concerning

Economic Development – Maryland Technology Development Corporation – Cybersecurity Investment Fund

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 41 (See Roll Call No. 216)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Arentz moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 217)

In compliance with the rules, the Bill was introduced.

House Bill 1534 – Delegates Arentz and McDermott

AN ACT concerning

Condominiums – Property and Liability Insurance – Detached Units

FOR the purpose of exempting certain detached units and owners of detached units from certain property and liability insurance requirements; defining a certain term; making a technical change; and generally relating to property and liability insurance requirements under the Maryland Condominium Act.

BY renumbering

Article – Real Property
Section 11–101(g) through (r), respectively
to be Section 11–101(h) through (s), respectively
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Real Property
Section 11–101(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Real Property
Section 11–101(g)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Real Property
Section 11–114
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Delegate McDermott moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 218)

In compliance with the rules, the Bill was introduced.

House Bill 1535 – Delegates McDermott and Conway

AN ACT concerning

Worcester County – Alcoholic Beverages Licenses – Town of Berlin

FOR the purpose of authorizing the Worcester County Board of License Commissioners to issue a certain alcoholic beverages license within the corporate limits of the Town of Berlin; making a clarifying change; and generally relating to the issuance of alcoholic beverages licenses in Worcester County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 6–401(y)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–401(y)(2)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Delegate Donoghue moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 219)

In compliance with the rules, the Bill was introduced.

House Bill 1536 – Delegate Donoghue

AN ACT concerning

Creation of a State Debt – Washington County – Deafnet Parking Lot Expansion

FOR the purpose of authorizing the creation of a State Debt not to exceed \$125,000, the proceeds to be used as a grant to the Board of Directors of the Deafnet 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 Rules and Executive Nominations.

Delegate Mitchell moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 136 Negative – 1 (See Roll Call No. 220)

In compliance with the rules, the Bill was introduced.

House Bill 1537 – Delegate Mitchell

AN ACT concerning

Creation of a State Debt – Baltimore City – Upton Planning Committee Project

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 Board of Directors of the Upton Planning Committee, 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 Rules and Executive Nominations.

Delegate Bromwell moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 221)

In compliance with the rules, the Bill was introduced.

House Bill 1538 – 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 2013 Supplement)

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

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 222)

ADJOURNMENT

At 11:14 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Wednesday, March 5, 2014.

**Annapolis, Maryland
Wednesday, March 5, 2014**

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

Prayer by Delegate Donna Stifler of Harford County.

QUORUM CALL

The presiding officer announced a quorum call, showing 126 Members present.

(See Roll Call No. 223)

The Journal of March 4, 2014 was read and approved.

EXCUSES:

Del. Cluster – funeral

Del. Donoghue – late – personal

Del. Frank – medical

Del. Griffith – medical

Del. Simmons – personal – family illness

Del. Sophocleus – illness

PETITIONS, MEMORIALS AND OTHER PAPERS

TRIBUTE TO MARYLAND VIETNAM ERA VETERANS

Remarks by: Delegate C. T. Wilson of Charles County

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 212 – Senators Madaleno, Raskin, Manno, Benson, Conway, Currie, Feldman, Ferguson, Forehand, Frosh, Gladden, Jones–Rodwell, Kasemeyer, Kelley, King, Kittleman, McFadden, Montgomery, Pinsky, Pugh, Ramirez, Robey, Rosapepe, Young, and Zirkin

AN ACT concerning

Fairness for All Marylanders Act of 2014

FOR the purpose of prohibiting discrimination based on gender identity with regard to public accommodations, housing, and employment; altering the applicability of certain provisions of law prohibiting discrimination in places of public accommodation; prohibiting discrimination based on gender identity by certain licensed or regulated persons; prohibiting discrimination based on sexual orientation or gender identity with regard to the leasing of property for commercial usage or in the provision of certain services or facilities; altering the applicability of certain provisions of law prohibiting discrimination in employment; altering a certain exception for employers that relates to standards concerning dress and grooming; providing that an employer is immune from certain liability for certain acts to verify the gender identity of any employee or applicant in response to a certain charge; making certain remedies and procedures regarding discrimination applicable to discrimination based on sexual orientation and gender identity; requiring certain State personnel actions to be made without regard to gender identity or sexual orientation; defining the term “gender identity”; making certain conforming changes; ~~making certain legislative findings and declarations~~; and generally relating to discrimination based on sexual orientation and gender identity.

BY renumbering

Article – State Government
Section 20–101(e) and (f), respectively
to be Section 20–101(f) and (g), respectively
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Government
Section 20–101(e) ~~and 20–102~~
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government
Section 20–301 ~~and 20–303~~
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 20–302, 20–303, 20–304, 20–401, 20–402, 20–501, 20–602, 20–603, 20–604, 20–605(a)(2), 20–606(a) through (e), 20–608, 20–702(a), 20–704(a)(2), 20–705, 20–707(b) and (c), and 20–1103(b)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 2–302
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS
REPORT #5**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 112 – Delegate Hubbard

AN ACT concerning

**State Board of Professional Counselors and Therapists – Cease and Desist
Orders and Penalties for Misrepresentation and Practicing Without a
License**

HB0112/446785/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 112

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 12 down through “Fund;” in line 13.

AMENDMENT NO. 2

On page 5, in line 5, strike “(1)”; and strike in their entirety lines 9 through 11, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 302 – Delegate Reznik

AN ACT concerning

State Board of Podiatric Medical Examiners – Cease and Desist Orders and Fines

HB0302/806288/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 302

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike the first comma and substitute “to assess certain fines”; and strike beginning with the second comma in line 6 down through “Fund” in line 8.

AMENDMENT NO. 2

On page 2, in line 17, strike “, IN” and substitute “ASSESSED BY THE BOARD IN”; and strike beginning with the colon in line 18 down through “FUND” in line 21.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 354 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Clippinger, Glenn, Haynes, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Stukes, Tarrant, and M. Washington

AN ACT concerning

Baltimore City – AIDS Prevention Sterile Needle and Syringe Exchange Program

HB0354/436684/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 354

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “basis;” insert “altering a requirement that the Program’s oversight committee provide advice to the Commissioner of Health and the Program Director on developing Program operating procedures for the exchange of hypodermic needles and syringes in a certain manner;”; in line 12, after “manner;” insert “requiring the Baltimore City Health Department, on or before a certain date each year, to report to the oversight committee, the Governor, and the General Assembly on the number of hypodermic needles and syringes exchanged as part of the Program;”; in line 16, after “24–802” insert “, 24–804(c).”; in the same line, strike “and”; and in the same line, after “24–805(b)” insert “, and 24–806”.

AMENDMENT NO. 2

On page 2, after line 5, insert:

“24–804.(c) The oversight committee shall:(1) Provide advice to the Commissioner of Health and the Program Director on developing:(i) Program operating procedures for the furnishing and [one-for-one] exchange of hypodermic needles and syringes to injecting drug users;(ii) A plan for community outreach and education;(iii) A protocol for providing a linkage for Program participants to substance abuse treatment and rehabilitation; and(iv) A plan for evaluating the Program;

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

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

(ii) The community outreach and education plan;

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

(iv) The plan for evaluating the Program; and

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

and after line 13, insert:

“24-806.

(a) The Baltimore City Health Department shall include in its Program operating procedures measures to collect the following data:

(1) The number of participants served by the Program;

(2) The length of time a participant is served by the Program;

(3) Demographic profiles of participants served by the Program that include:

(i) Age;

(ii) Sex;

(iii) Race;

(iv) Occupation;

- (v) Zip code of residence;
- (vi) Types of drugs used;
- (vii) Length of drug use; and
- (viii) Frequency of injection;
- (4) The number of hypodermic needles and syringes exchanged;
- (5) The number of participants entering drug counseling and treatment; and
- (6) The number of referrals made by the Program for drug counseling and treatment.

(b) With the advice and approval of the oversight committee, the Baltimore City Health Department shall develop and implement a plan for Program evaluation that shall include the following issues:

- (1) The prevalence of HIV among Program participants;
- (2) Changes in the level of drug use among Program participants;
- (3) Changes in the level of needle-sharing among Program participants;
- (4) Changes in the use of condoms among Program participants;
- (5) The status of treatment and recovery for Program participants who entered drug treatment programs;
- (6) The impact of the Program on risk behaviors for the transmission of the HIV infection, the hepatitis B virus, and other life-threatening blood-borne diseases among injecting drug users;
- (7) The cost-effectiveness of the Program versus the direct and indirect costs of the HIV infection in terms of medical treatment and other services normally required by HIV-infected individuals;

(8) The strengths and weaknesses of the Program; and

(9) The advisability of continuing the Program.

(c) As part of its plans for data collection and Program evaluation described under subsections (a) and (b) of this section, the Baltimore City Health Department shall develop and implement a methodology:

(1) For identifying Program hypodermic needles and syringes, such as through the use of bar coding or any other method approved by the oversight committee; and

(2) To perform HIV antibody testing on the residue left in a sample of hypodermic needles and syringes returned to the Program.

(D) ON OR BEFORE DECEMBER 31 OF EACH YEAR, THE BALTIMORE CITY HEALTH DEPARTMENT SHALL REPORT TO THE OVERSIGHT COMMITTEE, THE GOVERNOR, AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY, ON THE NUMBER OF HYPODERMIC NEEDLES AND SYRINGES EXCHANGED AS PART OF THE PROGRAM.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 365 – Delegates Conway, Costa, DeBoy, Malone, Otto, Rudolph, Weir, and Wood

AN ACT concerning

Public Safety – Fire, Rescue, and Ambulance Funds – Distribution

HB0365/456380/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 365

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Wood” and substitute “Wood, Bromwell, Donoghue, Elliott, Hammen, Hubbard, Kach, Kipke, Krebs, Morhaim, Murphy, Nathan–Pulliam, Oaks, Ready, Reznik, Tarrant, and V. Turner”.

AMENDMENT NO. 2

On page 3, in line 26, strike “\$100” and substitute “\$10,000”.

AMENDMENT NO. 3

On page 12, strike beginning with “**THE**” in line 11 down through the first “**THE**” in line 13 and substitute “**IF A**”; in line 14, after “**SUBSECTION**” insert “**, THE DIRECTOR MAY WITHHOLD MONEY ALLOCATED TO THE COUNTY FOR THE FISCAL YEAR THAT BEGINS AFTER THE SUBMISSION OF THE REPORT REQUIRED UNDER § 8–105 OF THIS SUBTITLE**”; strike beginning with “**DURING**” in line 18 down through “**YEAR**” in line 19; in line 30 after “**EFFORT**” insert “**FOR THE SECOND CONSECUTIVE FISCAL YEAR**”; and strike beginning with “**DURING**” in line 31 down through “**YEAR**” in line 32.

AMENDMENT NO. 4

On page 13, in line 32, strike “**IN WHICH THE WAIVER IS REQUESTED**” and substitute “**IN WHICH THE PENALTY FOR FAILING TO COMPLY WITH THE MAINTENANCE OF EFFORT REQUIREMENT IS TO BE IMPOSED**”; and in line 34, strike “**PRIOR FISCAL YEAR**” and substitute “**FISCAL YEAR PRECEDING THE FISCAL YEAR IN WHICH THE PENALTY FOR FAILING TO COMPLY WITH THE MAINTENANCE OF EFFORT REQUIREMENT IS TO BE IMPOSED**”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 403 – Delegate Cullison

AN ACT concerning

**State Board of Examiners for Audiologists, Hearing Aid Dispensers, and
Speech–Language Pathologists – Cease and Desist Orders and Injunctive
Relief**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 404 – Delegates Rosenberg, Braveboy, Busch, Reznik, and Schuh

AN ACT concerning

Department of Health and Mental Hygiene – State Facilities – Cemeteries

HB0404/236588/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 404

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the second “the” in line 3 down through “definition” in line 4 and substitute “certain cemeteries to be provided perpetual care”; in line 4, after the semicolon insert “requiring certain activities or projects to be undertaken in consultation with the Maryland Historical Trust in accordance with certain provisions of law;”; in line 8, after “committees;” insert “defining a certain term;”; and in line 14, strike “and 5–601”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 9 through 15, inclusive; in line 18, after “(a)” insert “**(1)**”; in the same line, strike the comma and substitute “**THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**”

**(2) (1) “PERPETUAL CARE” MEANS THE MAINTENANCE,
INCLUDING THE CUTTING OF GRASS ABUTTING MEMORIALS OR MONUMENTS,**

ADMINISTRATION, SUPERVISION, AND EMBELLISHMENTS OF A CEMETERY AND ITS GROUNDS, ROADS, AND PATHS.

(II) “PERPETUAL CARE” INCLUDES THE REPAIR AND RENEWAL OF BUILDINGS, INCLUDING COLUMBARIA AND MAUSOLEUMS, AND THE PROPERTY OF THE CEMETERY.

(3)”;

in lines 19 and 22, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and in line 25, strike “(3)” and substitute “(III) A FACILITY THAT FORMERLY MET THE DEFINITION OF “STATE FACILITY” UNDER ITEM (I) OR (II) OF THIS SUBSECTION, INCLUDING:

1. THE FORMER ROSEWOOD CENTER; AND

2.”.

On pages 2 and 3, strike beginning with “maintained” in line 30 on page 2 down through the comma in line 1 on page 3 and substitute “PROVIDED PERPETUAL CARE”.

AMENDMENT NO. 3

On page 3, after line 2, insert:

“(D) ACTIVITIES OR PROJECTS UNDERTAKEN UNDER SUBSECTION (C) OF THIS SECTION SHALL BE UNDERTAKEN IN CONSULTATION WITH THE MARYLAND HISTORICAL TRUST, IN ACCORDANCE WITH THE CONSULTATION PROVISIONS:

(1) FOR CAPITAL PROJECTS UNDER § 5A-325 OF THIS ARTICLE;
AND

(2) FOR ISSUANCE OF PERMITS OR LICENSES OR PROVISION OF FINANCIAL ASSISTANCE UNDER § 5A-326(D)(2) OF THIS ARTICLE.”;

and in lines 3, 7, 12, and 15, strike “(d)”, “(e)”, “(F)”, and “(G)”, respectively, and substitute “(E)”, “(F)”, “(G)”, and “(H)”, respectively.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 437 – Delegates Pena–Melnyk, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, Kach, A. Kelly, Morhaim, Murphy, Oaks, Reznik, Tarrant, and V. Turner

AN ACT concerning

Health Maintenance Organizations – Payments to Nonparticipating Providers – Repeal of Termination Date

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 590 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Maryland Medical Assistance Program – Waivers – Consolidation and Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 657 – Delegates Pena–Melnyk, Oaks, Cullison, Hubbard, Kach, A. Kelly, Krebs, Murphy, Ready, Reznik, and V. Turner

AN ACT concerning

State Board of Dental Examiners – Dentists and Dental Hygienists – Grounds for Discipline

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 661 – Delegates Myers and Krebs

AN ACT concerning

Health – Statistics and Records – Electronic Filing of Death Certificates

HB0661/916883/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 661

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “death and fetal”; and in line 5, after “physicians” insert “, physician assistants, and nurse practitioners”.

AMENDMENT NO. 2

On page 2, in lines 2 and 5, in each instance, strike “**DEATH AND FETAL**”; and in line 4, after “**PHYSICIANS**” insert “, **PHYSICIAN ASSISTANTS, AND NURSE PRACTITIONERS**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 692 – Delegates Pena–Melnyk, Costa, Cullison, Hubbard, Kach, A. Kelly, Krebs, Morhaim, Murphy, Oaks, Reznik, and V. Turner

AN ACT concerning

Maryland Perfusion Act – Revisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 802 – Delegates Lee, Smigiel, Nathan–Pulliam, Carr, Cullison, Elliott, Gutierrez, Guzzone, Healey, Howard, A. Kelly, Krebs, McComas, McDonough, A. Miller, Murphy, B. Robinson, Simmons, Stocksdales, and A. Washington

AN ACT concerning

Maryland Medical Assistance Program – Telemedicine

HB0802/156387/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 802

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 3 down through “telemedicine” in line 4 and substitute “requiring, to the extent authorized by federal law or regulation, certain provisions of law relating to coverage of and reimbursement for health care services delivered through telemedicine to apply to the Maryland Medical Assistance Program and managed care organizations in a certain manner; authorizing the Department of Health and Mental Hygiene to allow coverage of and reimbursement for health care services delivered in a certain manner under certain circumstances; authorizing the Department to specify by regulation the types of health care providers eligible to receive certain reimbursement”; in line 6, after “reimbursement;” insert “defining certain terms;” and strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On page 2, strike beginning with the first bracket in line 3 down through “available” in line 14 and substitute “**(1) (1) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**”

(II) “HEALTH CARE PROVIDER” MEANS A PERSON WHO IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED UNDER THE HEALTH OCCUPATIONS ARTICLE TO PROVIDE HEALTH CARE IN THE ORDINARY COURSE OF BUSINESS OR PRACTICE OF A PROFESSION OR IN AN APPROVED EDUCATION OR TRAINING PROGRAM.

(III) 1. “TELEMEDICINE” MEANS, AS IT RELATES TO THE DELIVERY OF HEALTH CARE SERVICES, THE USE OF INTERACTIVE AUDIO, VIDEO, OR OTHER TELECOMMUNICATIONS OR ELECTRONIC TECHNOLOGY:

A. BY A HEALTH CARE PROVIDER TO DELIVER A HEALTH CARE SERVICE THAT IS WITHIN THE SCOPE OF PRACTICE OF THE HEALTH CARE PROVIDER AT A SITE OTHER THAN THE SITE AT WHICH THE PATIENT IS LOCATED; AND

B. THAT ENABLES THE PATIENT TO SEE AND INTERACT WITH THE HEALTH CARE PROVIDER AT THE TIME THE HEALTH CARE SERVICE IS PROVIDED TO THE PATIENT.

2. “TELEMEDICINE” DOES NOT INCLUDE:

A. AN AUDIO-ONLY TELEPHONE CONVERSATION BETWEEN A HEALTH CARE PROVIDER AND A PATIENT;

B. AN ELECTRONIC MAIL MESSAGE BETWEEN A HEALTH CARE PROVIDER AND A PATIENT; OR

C. A FACSIMILE TRANSMISSION BETWEEN A HEALTH CARE PROVIDER AND A PATIENT.

(2) TO THE EXTENT AUTHORIZED BY FEDERAL LAW OR REGULATION, THE PROVISIONS OF § 15-139(C) THROUGH (F) OF THE INSURANCE ARTICLE RELATING TO COVERAGE OF AND REIMBURSEMENT FOR HEALTH CARE SERVICES DELIVERED THROUGH TELEMEDICINE SHALL APPLY

TO THE PROGRAM AND MANAGED CARE ORGANIZATIONS IN THE SAME MANNER THEY APPLY TO CARRIERS.

(3) SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET AND TO THE EXTENT AUTHORIZED BY FEDERAL LAW OR REGULATION, THE DEPARTMENT MAY AUTHORIZE COVERAGE OF AND REIMBURSEMENT FOR HEALTH CARE SERVICES THAT ARE DELIVERED THROUGH STORE AND FORWARD TECHNOLOGY OR REMOTE PATIENT MONITORING.

(4) THE DEPARTMENT MAY SPECIFY BY REGULATION THE TYPES OF HEALTH CARE PROVIDERS ELIGIBLE TO RECEIVE REIMBURSEMENT FOR HEALTH CARE SERVICES PROVIDED TO PROGRAM RECIPIENTS UNDER THIS SUBSECTION”;

in line 15, strike “(3)” and substitute “**(5)**”; in line 16, strike the bracket; and strike in their entirety lines 17 through 30, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 1218 – Delegates Cullison, Costa, Elliott, Frank, Hubbard, Kach, Krebs, Luedtke, Nathan–Pulliam, Pena–Melnik, Ready, and Tarrant

AN ACT concerning

State Board of Pharmacy – Registered Pharmacy Interns

HB1218/526881/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1218

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 23, after “terms;” insert “altering a certain definition; making a certain technical correction;”.

AMENDMENT NO. 2

On page 3, in line 2, after “available” insert “, NOTWITHSTANDING APPROPRIATE BREAKS,”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #3

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 198 – Delegates Mitchell, Cardin, Clippinger, Conaway, Glenn, Gutierrez, Luedtke, Valentino–Smith, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Income Tax – Earned Income Credit – Refundable Amount

HB0198/745264/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 198

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Barve, Branch, Frick, Harper, Hixson, Howard, A. Miller, Stukes, Summers, F. Turner, Walker, and A. Washington”.

AMENDMENT NO. 2

On page 2, in lines 19, 21, 23, and 25, strike “**26%**”, “**27%**”, “**28%**”, and “**29%**”, respectively, and substitute “**25.5%**”, “**26%**”, “**27%**”, and “**28%**”, respectively; in line 20, strike “**2013**” and substitute “**2014**”; in the same line, strike “**2015**” and substitute

“**2016**”; in line 22, strike “**2014**” and substitute “**2015**”; in the same line, strike “**2016**” and substitute “**2017**”; in line 24, strike “**2015**” and substitute “**2016**”; in the same line, strike “**2017;**” and substitute “**2018; AND**”; and strike in their entirety lines 26 and 27, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 988 – Chair, Ways and Means Committee and Delegates Barve, Boteler, Harper, Ivey, Luedtke, Stukes, and Walker

AN ACT concerning

Maryland Horse Racing Act – Sunset Extension and Program Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #8

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1519 – Delegates Gilchrist, Barve, and Simmons

AN ACT concerning

**Creation of a State Debt – Montgomery County – Family Services, Inc.
Expansion**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1536 – Delegate Donoghue

AN ACT concerning

Creation of a State Debt – Washington County – Deafnet Parking Lot Expansion

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1537 – Delegate Mitchell

AN ACT concerning

Creation of a State Debt – Baltimore City – Upton Planning Committee Project

The Bill was re-referred to the Committee on Appropriations.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 295 – The Speaker (By Request – Administration) and Delegates Anderson, Barkley, Barve, Branch, Burns, Carter, Clippinger, Cullison, Frick, Gilchrist, Glenn, Hammen, Healey, Hixson, Holmes, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Luedtke, McIntosh, A. Miller, Mitchell, Nathan-Pulliam, Niemann, Olszewski, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Simmons, Stukes, Swain, F. Turner, Valderrama, Vaughn, Walker, A. Washington, M. Washington, and Zucker

AN ACT concerning

Maryland Minimum Wage Act of 2014

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0295/123291/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 295

(First Reading File Bill)

On page 1, in line 10, strike “the” and substitute “certain”; and in line 22, strike “defining a certain term;”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB0295/703028/1

BY: Chair, Economic Matters Committee

AMENDMENT TO HOUSE BILL 295, AS AMENDED

On page 1 of the Economic Matters Committee Amendments (HB0295/463091/1), in lines 1 and 2 of Amendment No. 1, strike “and Haynes” and substitute “Haynes, Fraser–Hidalgo, Arora, Carr, Dumais, Gutierrez, Mizeur, and Waldstreicher”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB0295/403525/1

BY: Delegate Davis

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 11, after “wages;” insert “altering the exemption from a certain provision of law related to the payment of overtime wages for certain amusement and recreational establishments;”.

AMENDMENT NO. 2

On page 2 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 10 of Amendment No. 4, strike “IN EXCESS OF” and substitute “THAT DO NOT EXCEED”.

On page 6 of the bill, in line 19, strike “in excess of” and substitute “THAT DO NOT EXCEED”.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

HB0295/583927/1

BY: Delegate Bromwell

AMENDMENTS TO HOUSE BILL 295, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after “effect” insert “for certain employers”.

On page 1 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 11 of Amendment No. 1, strike the first “a”; and in the same line, strike “provision” and substitute “provisions”.

AMENDMENT NO. 2

On page 4 of the bill, in line 10, after “(b)” insert “**(1) THIS SUBSECTION APPLIES TO AN EMPLOYER THAT IS LOCATED LESS THAN 90 MILES FROM THE BORDER OF ANOTHER STATE.**”

(2)”;

in lines 11 and 17, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in lines 13 and 18, in each instance, strike “(i)” and substitute “**1.**”; in lines 15 and 22, in each instance, strike “(ii)” and substitute “**2.**”; in lines 15 and 20, in each instance, strike the brackets; in lines 15 and 16 and 20 and 21, in each instance, strike “**THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (C) OF THIS SECTION**”; in lines 19 and 20, strike “1.” and “2.”, respectively, and substitute “**A.**” and “**B.**”, respectively; after line 24, insert:

“(C) (1) THIS SUBSECTION APPLIES TO AN EMPLOYER THAT IS LOCATED 90 MILES OR MORE FROM THE BORDER OF ANOTHER STATE.

(2) EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION AND § 3-414 OF THIS SUBTITLE, EACH EMPLOYER SHALL PAY:

(I) TO EACH EMPLOYEE WHO IS SUBJECT TO BOTH THE FEDERAL ACT AND THIS SUBTITLE, AT LEAST THE GREATER OF:

1. THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT; OR

2. THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (D) OF THIS SECTION; AND

(II) EACH OTHER EMPLOYEE WHO IS SUBJECT TO THIS SUBTITLE, AT LEAST:

1. THE GREATER OF:

A. THE HIGHEST MINIMUM WAGE UNDER THE FEDERAL ACT; OR

B. THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (D) OF THIS SECTION; OR

2. A TRAINING WAGE UNDER REGULATIONS THAT THE COMMISSIONER ADOPTS THAT INCLUDE THE CONDITIONS AND LIMITATIONS AUTHORIZED UNDER THE FEDERAL FAIR LABOR STANDARDS AMENDMENTS OF 1989.”;

and in line 25, strike “(C)” and substitute “(D)”.

On page 2 of the Economic Matters Committee Amendments, in lines 1 and 4 of Amendment No. 4, in each instance, strike “(D)” and substitute “(E)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 45 Negative – 87 (See Roll Call No. 224)

FLOOR AMENDMENT

HB0295/223625/1

BY: Delegate George

AMENDMENT TO HOUSE BILL 295, AS AMENDED

On page 2 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 4 of Amendment No. 4, strike “**THIS**” and substitute “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THIS**”; and after line 11, insert:

“(2) THIS SUBSECTION DOES NOT APPLY TO AN EMPLOYER THAT IS AN AMUSEMENT OR A RECREATIONAL ESTABLISHMENT OWNED BY A PUBLICLY TRADED COMPANY.”

On page 3 of the Economic Matters Committee Amendments, in line 1 of Amendment No. 4, strike “**(2)**” and substitute “**(3)**”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 43 Negative – 91 (See Roll Call No. 225)

FLOOR AMENDMENT

HB0295/423829/4

BY: Delegate McDermott

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 4 of Amendment No. 1, after “circumstances;” insert “authorizing an employer to pay certain seasonal employees a certain wage under certain circumstances;”; in line 11, strike the first “a”; and in the same line, strike “provision” and substitute “provisions”.

On page 1 of the bill, in line 21, after “costs;” insert “defining a certain term;”.

AMENDMENT NO. 2

On page 2 of the Economic Matters Committee Amendments, in line 1 of Amendment No. 4, strike “SUBSECTION (D)” and substitute “SUBSECTIONS (D) AND (E)”.

On page 3 of the Economic Matters Committee Amendments, in line 6 of Amendment No. 4, after the period insert:

“(E) (1) IN THIS SECTION, “SEASONAL EMPLOYEE” MEANS AN EMPLOYEE WHO IS EMPLOYED TO WORK IN OCEAN CITY FOR NO MORE THAN 120 DAYS PER CALENDAR YEAR.

“(2) AN EMPLOYER MAY PAY A SEASONAL EMPLOYEE A WAGE FOR WORK PERFORMED BY THE SEASONAL EMPLOYEE IN OCEAN CITY THAT EQUALS A RATE OF:

“(I) IF THE EMPLOYEE IS NOT SUBJECT TO THE FEDERAL ACT, \$7.25 PER HOUR; OR

“(II) IF THE EMPLOYEE IS SUBJECT TO THE FEDERAL ACT, THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47 Negative – 89 (See Roll Call No. 226)

FLOOR AMENDMENT

HB0295/763626/1

BY: Delegate Fisher

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after “effect” insert “for certain employers”.

On page 1 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 11 of Amendment No. 1, strike the first “a”; and in the same line, strike “provision” and substitute “provisions”.

AMENDMENT NO. 2

On page 4 of the bill, in line 10, after “(b)” insert “**(1) THIS SUBSECTION APPLIES TO AN EMPLOYER THAT EMPLOYS 50 EMPLOYEES OR FEWER.**”

(2)”;

in lines 11 and 17, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in lines 13 and 18, in each instance, strike “(i)” and substitute “**1.**”; in lines 15 and 22, in each instance, strike “(ii)” and substitute “**2.**”; in lines 15 and 20, in each instance, strike the brackets; in lines 15 and 16 and 20 and 21, in each instance, strike “**THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (C) OF THIS SECTION**”; in lines 19 and 20, strike “1.” and “2.”, respectively, and substitute “**A.**” and “**B.**”, respectively; after line 24, insert:

“(C) (1) THIS SUBSECTION APPLIES TO AN EMPLOYER THAT EMPLOYS MORE THAN 50 EMPLOYEES.

(2) EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION AND § 3-414 OF THIS SUBTITLE, EACH EMPLOYER SHALL PAY:

(I) TO EACH EMPLOYEE WHO IS SUBJECT TO BOTH THE FEDERAL ACT AND THIS SUBTITLE, AT LEAST THE GREATER OF:

1. THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT; OR

2. THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (D) OF THIS SECTION; AND

(II) EACH OTHER EMPLOYEE WHO IS SUBJECT TO THIS SUBTITLE, AT LEAST:

1. THE GREATER OF:

A. THE HIGHEST MINIMUM WAGE UNDER THE FEDERAL ACT; OR

**B. THE STATE MINIMUM WAGE RATE SET UNDER
SUBSECTION (D) OF THIS SECTION; OR**

**2. A TRAINING WAGE UNDER REGULATIONS THAT
THE COMMISSIONER ADOPTS THAT INCLUDE THE CONDITIONS AND
LIMITATIONS AUTHORIZED UNDER THE FEDERAL FAIR LABOR STANDARDS
AMENDMENTS OF 1989.”;**

and in line 25, strike “(C)” and substitute “**(D)**”.

On page 2 of the Economic Matters Committee Amendments, in lines 1 and 4 of Amendment No. 4, in each instance, strike “**(D)**” and substitute “**(E)**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 45 Negative – 88 (See Roll Call No. 227)

FLOOR AMENDMENT

HB0295/603523/1

BY: Delegate Boteler

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 11 of Amendment No. 1, after “Act;” insert “providing for the construction and application of this Act;”.

AMENDMENT NO. 2

On page 9 of the bill, after line 8, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any employment contract entered into before the effective date of this Act.”;

and in line 9, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 46 Negative – 88 (See Roll Call No. 228)

FLOOR AMENDMENT

HB0295/343720/1

BY: Delegate Krebs

AMENDMENTS TO HOUSE BILL 295

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “individuals;” insert “altering the exemption from the Maryland Wage and Hour Law for certain individuals;”.

AMENDMENT NO. 2

On page 3, in line 11, strike “\$250,000” and substitute “\$500,000”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47 Negative – 83 (See Roll Call No. 229)

FLOOR AMENDMENT

HB0295/583621/1

BY: Delegate McDonough

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 4 of Amendment No. 1, after “circumstances;” insert “authorizing an employer to pay certain employees certain training wages for a certain period of time;”; in line 11, strike the first “a”; and in the same line, strike “provision” and substitute “provisions”.

AMENDMENT NO. 2

On page 2 of the Economic Matters Committee Amendments, in line 1 of Amendment No. 4, strike “SUBSECTION (D)” and substitute “SUBSECTIONS (D) AND (E)”.

On page 3 of the Economic Matters Committee Amendments, in line 6 of Amendment No. 4, after the period insert:

“(E) (1) THIS SUBSECTION DOES NOT APPLY TO AN EMPLOYER THAT EMPLOYS AT LEAST 101 EMPLOYEES.

(2) AN EMPLOYER MAY PAY AN EMPLOYEE A TRAINING WAGE THAT EQUALS A RATE OF \$7.25 PER HOUR IF THE EMPLOYEE:

(I) IS HIRED BY THE EMPLOYER FOR THE FIRST TIME; AND

(II) IS NOT SUBJECT TO THE FEDERAL ACT.

(3) AN EMPLOYER MAY PAY AN EMPLOYEE A TRAINING WAGE THAT EQUALS THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT IF:

(I) THE EMPLOYEE IS HIRED BY THE EMPLOYER FOR THE FIRST TIME;

(II) THE EMPLOYEE IS SUBJECT TO THE FEDERAL ACT; AND

(III) THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT IS LESS THAN THE WAGE IN SUBSECTION (B)(1)(II) OF THIS SECTION.

(4) A TRAINING WAGE PAID UNDER PARAGRAPH (2) OR (3) OF THIS SUBSECTION MAY ONLY BE PAID:

(I) IF THE EMPLOYER EMPLOYS 50 EMPLOYEES OR FEWER, FOR THE FIRST 6 MONTHS THAT THE EMPLOYEE IS EMPLOYED; OR

(II) IF THE EMPLOYER EMPLOYS AT LEAST 51 EMPLOYEES BUT NOT MORE THAN 100 EMPLOYEES, FOR THE FIRST 90 DAYS THAT THE EMPLOYEE IS EMPLOYED.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 42 Negative – 90 (See Roll Call No. 230)

FLOOR AMENDMENT

HB0295/183927/1

BY: Delegate McDonough

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “individuals;” insert “exempting certain individuals who are employed by certain employers from the Maryland Wage and Hour Law;”.

AMENDMENT NO. 2

On page 3, in line 15, strike “or”; and in line 29, after “farm” insert “**; OR**”

(15) IS EMPLOYED BY AN EMPLOYER THAT IS UNABLE TO CONFIRM THAT THE INDIVIDUAL IS LAWFULLY PRESENT IN THE UNITED STATES”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 45 Negative – 83 (See Roll Call No. 231)

FLOOR AMENDMENT

HB0295/363222/1

BY: Delegate Bates

AMENDMENT TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

On page 2 of the bill, in lines 24 and 26, in each instance, strike the bracket.

On page 1 of the Economic Matters Committee Amendments (HB0295/463091/1), in lines 2 and 3 in Amendment No. 2, strike “~~(7)~~” and “~~(8)~~”, respectively, and substitute “~~(8)~~” and “~~(9)~~”, respectively; in line 5, strike “~~(9)~~” and substitute “~~(10)~~”; in the same line, strike “~~(10)~~” and substitute “~~(11)~~”; in line 6, strike “~~(11)~~” and substitute “~~(12)~~”; in line 8, strike “~~(12)~~” and substitute “~~(13)~~”; in line 9, strike “~~(13)~~” and substitute “~~(14)~~”; and in the same line, strike “~~(14)~~” and substitute “~~(15)~~”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 46 Negative – 89 (See Roll Call No. 232)

FLOOR AMENDMENT

HB0295/703723/1

BY: Delegate Parrott

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

Strike in their entirety the Economic Matters Committee Amendments (HB0295/463091/1).

On page 1 of the bill, in line 3, after “of” insert “authorizing a county to establish a minimum wage rate for employees working in the county; altering the minimum wage that an employer is required to pay employees; and generally relating to the establishment of a minimum wage by counties”; and strike beginning with “specifying” in line 3 down through “Law” in line 23.

On page 2 of the bill, in line 3, strike “3-403,”; in the same line, strike “, 3-415(b), 3-419, 3-420, and 3-427”; and strike in their entirety lines 6 through 10, inclusive.

AMENDMENT NO. 2

On page 2, after line 13, insert:

“3-413.

(a) In this section, “employer” includes a governmental unit.

(B) A COUNTY MAY ESTABLISH A MINIMUM WAGE FOR EMPLOYEES WORKING IN THE COUNTY.

[(b)] (C) Except as provided in § 3-414 of this subtitle, each employer shall pay:

(1) to each employee who is subject to both the federal Act and this subtitle, at least:

(I) the greater of:

[(i)] 1. the minimum wage for that employee under the federal Act; or

[(ii)] 2. [a wage that equals a rate of \$6.15 per hour] **THE MINIMUM WAGE ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION BY THE COUNTY IN WHICH THE EMPLOYEE IS WORKING; OR**

(II) **IF THE COUNTY IN WHICH AN EMPLOYEE IS WORKING HAS NOT ESTABLISHED A MINIMUM WAGE UNDER SUBSECTION (B) OF THIS SECTION, THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT; and**

(2) each other employee who is subject to this subtitle, at least:

(i) the greater of:

1. the highest minimum wage under the federal Act; or

2. [a wage that equals a rate of \$6.15 per hour] **THE MINIMUM WAGE ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION BY THE COUNTY IN WHICH THE EMPLOYEE IS WORKING;**

(II) **IF THE COUNTY IN WHICH AN EMPLOYEE IS WORKING HAS NOT ESTABLISHED A MINIMUM WAGE UNDER SUBSECTION (B) OF THIS SECTION, THE HIGHEST MINIMUM WAGE UNDER THE FEDERAL ACT; or**

[(ii)] (III) a training wage under regulations that the Commissioner adopts that include the conditions and limitations authorized under the federal Fair Labor Standards Amendments of 1989.”.

On pages 2 through 9 of the bill, strike in their entirety the lines beginning with line 14 on page 2 through line 8 on page 9, inclusive.

On page 9 of the bill, in line 10, strike “June” and substitute “October”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 43 Negative – 87 (See Roll Call No. 233)

FLOOR AMENDMENT

HB0295/773521/1

BY: Delegate Hogan

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after “effect” insert “for certain employers”.

On page 1 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 11 of Amendment No. 1, strike the first “a”; and in the same line, strike “provision” and substitute “provisions”.

AMENDMENT NO. 2

On page 4 of the bill, in line 10, after “(b)” insert “**(1) THIS SUBSECTION APPLIES TO AN EMPLOYER WITH REGARD TO WAGES PAID TO EMPLOYEES WHO RECEIVE FEDERAL SOCIAL SECURITY DISABILITY INSURANCE BENEFITS.**

(2);

in lines 11 and 17, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in lines 13 and 18, in each instance, strike “(i)” and substitute “**1.**”; in lines 15 and 22, in each instance, strike “(ii)” and substitute “**2.**”; in lines 15 and 20, in

each instance, strike the brackets; in lines 15 and 16 and 20 and 21, in each instance, strike “THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (C) OF THIS SECTION”; in lines 19 and 20, strike “1.” and “2.”, respectively, and substitute “A.” and “B.”, respectively; after line 24, insert:

“(C) (1) THIS SUBSECTION APPLIES TO AN EMPLOYER WITH REGARD TO WAGES PAID TO EMPLOYEES WHO DO NOT RECEIVE FEDERAL SOCIAL SECURITY DISABILITY INSURANCE BENEFITS.

(2) EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION AND § 3-414 OF THIS SUBTITLE, EACH EMPLOYER SHALL PAY:

(I) TO EACH EMPLOYEE WHO IS SUBJECT TO BOTH THE FEDERAL ACT AND THIS SUBTITLE, AT LEAST THE GREATER OF:

1. THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT; OR

2. THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (D) OF THIS SECTION; AND

(II) EACH OTHER EMPLOYEE WHO IS SUBJECT TO THIS SUBTITLE, AT LEAST:

1. THE GREATER OF:

A. THE HIGHEST MINIMUM WAGE UNDER THE FEDERAL ACT; OR

B. THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (D) OF THIS SECTION; OR

2. A TRAINING WAGE UNDER REGULATIONS THAT THE COMMISSIONER ADOPTS THAT INCLUDE THE CONDITIONS AND LIMITATIONS AUTHORIZED UNDER THE FEDERAL FAIR LABOR STANDARDS AMENDMENTS OF 1989.”;

and in line 25, strike “(C)” and substitute “(D)”.

On page 2 of the Economic Matters Committee Amendments, in lines 1 and 4 of Amendment No. 4, in each instance, strike “(D)” and substitute “(E)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 44 Negative – 84 (See Roll Call No. 234)

FLOOR AMENDMENT

HB0295/343920/1

BY: Delegate Mizeur

AMENDMENT TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

On page 2 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 5 of Amendment No. 3, strike “AND”.

On page 5 of the bill, in line 1, before “BEGINNING” insert “FOR THE 12-MONTH PERIOD”; and in line 2, after “HOUR” insert “;”

**(4) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2018,
\$10.30 PER HOUR;**

**(5) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2019,
\$10.51 PER HOUR;**

**(6) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2020,
\$10.72 PER HOUR;**

**(7) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2021,
\$10.93 PER HOUR;**

**(8) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2022,
\$11.15 PER HOUR; AND**

(9) BEGINNING JANUARY 1, 2023, \$11.37 PER HOUR.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 8 Negative – 124 (See Roll Call No. 235)

FLOOR AMENDMENT

HB0295/433426/1

BY: Delegate Ready

AMENDMENTS TO HOUSE BILL 295, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after “effect” insert “for certain employers”.

On page 1 of the Economic Matters Committee Amendments (HB0295/463091/1), in line 11 of Amendment No. 1, strike the first “a”; and in the same line, strike “provision” and substitute “provisions”.

AMENDMENT NO. 2

On page 4 of the bill, in line 10, after “(b)” insert “**(1) THIS SUBSECTION APPLIES TO AN EMPLOYER WITH REGARD TO WAGES PAID TO EMPLOYEES WHO ARE UNDER THE AGE OF 19 YEARS.**”

(2);

in lines 11 and 17, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in lines 13 and 18, in each instance, strike “(i)” and substitute “**1.**”; in lines 15 and 22, in each instance, strike “(ii)” and substitute “**2.**”; in lines 15 and 20, in each instance, strike the brackets; in lines 15 and 16 and 20 and 21, in each instance, strike “**THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (C) OF THIS SECTION**”; in lines 19 and 20, strike “1.” and “2.”, respectively, and substitute “**A.**” and “**B.**”, respectively; after line 24, insert:

“(C) (1) THIS SUBSECTION APPLIES TO AN EMPLOYER WITH REGARD TO WAGES PAID TO EMPLOYEES WHO ARE AT LEAST 19 YEARS OLD.

(2) EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION AND § 3-414 OF THIS SUBTITLE, EACH EMPLOYER SHALL PAY:

(i) TO EACH EMPLOYEE WHO IS SUBJECT TO BOTH THE FEDERAL ACT AND THIS SUBTITLE, AT LEAST THE GREATER OF:

1. THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT; OR

2. THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (D) OF THIS SECTION; AND

(ii) EACH OTHER EMPLOYEE WHO IS SUBJECT TO THIS SUBTITLE, AT LEAST:

1. THE GREATER OF:

A. THE HIGHEST MINIMUM WAGE UNDER THE FEDERAL ACT; OR

B. THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (D) OF THIS SECTION; OR

2. A TRAINING WAGE UNDER REGULATIONS THAT THE COMMISSIONER ADOPTS THAT INCLUDE THE CONDITIONS AND LIMITATIONS AUTHORIZED UNDER THE FEDERAL FAIR LABOR STANDARDS AMENDMENTS OF 1989.”;

and in line 25, strike “(C)” and substitute “(D)”.

On page 2 of the Economic Matters Committee Amendments, in lines 1 and 4 of Amendment No. 4, in each instance, strike “(D)” and substitute “(E)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 43 Negative – 89 (See Roll Call No. 236)

FLOOR AMENDMENT

HB0295/463721/1

BY: Delegate McMillan

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, strike beginning with “specifying” in line 3 down through “periods;” in line 4 and substitute “altering the amount of the State minimum wage rate;”.

AMENDMENT NO. 2

On page 2 of the Economic Matters Committee Amendments (HB0295/463091/1), in lines 1 and 4 of Amendment No. 4, in each instance, strike “(D)” and substitute “(C)”.

On page 4 of the bill, in lines 15 and 20, in each instance, strike the brackets; in lines 15 and 16 and 20 and 21, in each instance, strike “**THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (C) OF THIS SECTION**”; and in lines 15 and 20, in each instance, strike “\$6.15” and substitute “\$8.25”.

On pages 4 and 5 of the bill, strike beginning with “(C)” in line 25 on page 4 down through “**HOOR**” in line 2 on page 5.

On page 5 of the bill, in line 28, strike the period.

On page 2 of the Economic Matters Committee Amendments, in line 5 of Amendment No. 3, strike “(1)”; in the same line, strike “(2)”; in the same line, strike “AND”; and in line 6, strike “(3)”.

On page 3 of the Economic Matters Committee Amendments, in lines 1 and 2 of Amendment No. 7, strike “JANUARY 1, 2015”; in line 2, strike “JANUARY 1, 2016”; and in line 3, strike “JANUARY 1, 2017”.

The preceding 2 amendments were read and rejected.

Read the second time and ordered prepared for Third Reading.

House Bill 710 – Delegates Cullison, Hucker, Barkley, Barnes, Carr, Clagett, Donoghue, Frick, Glenn, Gutierrez, Jameson, A. Kelly, Kramer, Lafferty, Lee, Luedtke, McHale, A. Miller, Murphy, Pena–Melnyk, Reznik, V. Turner, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

**Labor and Employment – Health Care Facilities – Workplace Violence
Prevention Program**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 781 – Delegates Clippinger, Glenn, Arora, Cluster, Dumais, Glass, Lee, McComas, McDermott, Mitchell, Parrott, Smigiel, Sophocleus, Valderrama, Valentino–Smith, and Waldstreicher

AN ACT concerning

**Criminal Law – Person in a Position of Authority – Sexual Offenses With a
Minor**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 216 – ~~Senator Klausmeier~~ Senators Klausmeier, Middleton, Kittleman, Glassman, Kelley, Mathias, Pugh, and Ramirez

AN ACT concerning

**Workers' Compensation – Workers' Compensation Commission – Issuance of
Subpoenas**

FOR the purpose of requiring the Workers' Compensation Commission to ~~authorize~~
~~the issuance of~~ issue certain subpoenas under certain circumstances;

authorizing the Commission to assess certain costs and fees against a certain party under certain circumstances; making a stylistic change; and generally relating to the Workers' Compensation Commission and subpoenas.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9–311
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

**Senate Bill 283 – Senators Jennings, Brochin, Hershey, Jacobs, Klausmeier,
and Shank**

AN ACT concerning

**Public Safety – Handgun Permit Background ~~Check~~ Investigation – Armored
Car Company Employees**

FOR the purpose of authorizing the Secretary of State Police to accept certain background ~~checks~~ investigations 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~~ investigations.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–305
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 512 – ~~Senator Gladden~~ Senators Gladden and Muse

AN ACT concerning

**Criminal Injuries Compensation Board – Membership – Family Member of
Homicide Victim**

FOR the purpose of altering the membership of the Criminal Injuries Compensation Board to include one person who is a family member of a homicide victim; and generally relating to the membership of the Criminal Injuries Compensation Board.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure
Section 11–804
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 617 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Sheriff – Salary

FOR the purpose of altering the salary of the Sheriff of Frederick County; providing that this Act does not apply to the salary or compensation of the incumbent Sheriff during a certain term of office; making stylistic changes; and generally relating to the salary of the Sheriff of Frederick County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(l)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

Senate Bill 641 – Senators Mathias, Pugh, ~~and Raskin~~ Raskin, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Middleton, and Ramirez

AN ACT concerning

Kathleen A. Mathias Oral Chemotherapy Improvement Act of 2014

FOR the purpose of altering the scope of certain provisions of law relating to coverage of cancer chemotherapy to include certain policies or contracts issued or delivered by certain entities that provide essential health benefits required under certain provisions of federal law; providing for the application of this Act; ~~providing for the construction of this Act;~~ and generally relating to health insurance coverage for cancer chemotherapy.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–846
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 867 – Senator Benson

AN ACT concerning

Correctional Services – Revocation of Parole – Repeal of Sunset

FOR the purpose of repealing the termination date for a certain provision of law authorizing the parole commissioner who conducted the hearing on the revocation of an inmate's order of parole to require the inmate to serve any unserved portion of the sentence originally imposed on the inmate; and generally relating to the revocation of parole.

BY repealing and reenacting, with amendments,
Chapter 381 of the Acts of the General Assembly of 2011
Section 3

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

Senate Bill 897 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Orphans' Court Judges – Salary

FOR the purpose of increasing the salary of the Chief Judge and each associate judge of the Orphans' Court for Frederick County; providing that this Act does not apply to the salary or compensation of the judges of the Orphans' Court for Frederick County during a certain term of office; making stylistic changes; and generally relating to the Orphans' Court for Frederick County.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–108(l)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

INTRODUCTION OF BILLS

Delegate Smigiel moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 127 Negative – 0 (See Roll Call No. 237)

In compliance with the rules, the Bill was introduced.

House Bill 1539 – Delegates Smigiel, Arentz, Glass, Jacobs, James, and Rudolph

AN ACT concerning

Maryland Port Administration – Chesapeake and Delaware Canal – Dredged Material Containment Areas – Remediation Plan

FOR the purpose of requiring the Maryland Port Administration to develop and implement a plan for the remediation of drinking water supplies that have been adversely impacted by the placement of dredged material from the Chesapeake and Delaware Canal and the approach channels to the canal in containment areas; requiring, in conjunction with a certain application for a water quality certification, the Administration to submit to the Department of the Environment a certain remediation plan; stating the findings and declarations of the General Assembly; and generally relating to dredged material containment areas and the remediation of drinking water supplies.

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

Delegate Haynes moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 124 Negative – 1 (See Roll Call No. 238)

In compliance with the rules, the Bill was introduced.

House Bill 1540 – Delegate Haynes

AN ACT concerning

Maryland Consolidated Capital Bond Loan of 2006 – Baltimore City – Winchester Street Potter's House

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2006 to provide that a certain grant for the Winchester Street Potter's House 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
Section 1(3) Item ZA02(AG)

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

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 239)

ADJOURNMENT

At 12:55 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Thursday, March 6, 2014.

Annapolis, Maryland
Thursday, March 6, 2014

The House met at 10:08 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Andrew A. Serafini of Washington County.

QUORUM CALL

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

(See Roll Call No. 240)

The Journal of March 5, 2014 was read and approved.

EXCUSES:

Del. Barnes – late – personal

Del. Cane – medical

Del. Davis – late – doctor’s appointment

Del. Frank – medical

Del. Parrott – late – business

Del. Simmons – father’s death

Del. Sophocleus – illness

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #6

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

**House Bill 553 – Chair, Environmental Matters Committee (By Request –
Departmental – Housing and Community Development)**

AN ACT concerning

Housing – Energy-Efficient Homes Construction Loan Program

HB0553/690616/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 553

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, strike “purpose” and substitute “purposes”.

AMENDMENT NO. 2

On page 2, strike beginning with “IS” in line 15 down through “2014” in line 17 and substitute “ACHIEVES A HOME ENERGY RATING SYSTEM (HERS) INDEX RATING:

(1) OF 50 OR LOWER; OR

(2) AS DETERMINED BY THE DEPARTMENT IN REGULATIONS”.

On page 3, in line 26, after “TO” insert “PROVIDE CREDIT ENHANCEMENT OR”.

On page 6, in line 14, strike “AND”; and in line 15, after “(2)” insert “PROVIDE CREDIT ENHANCEMENT UNDER THE PROGRAM; AND

(3)”.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 23 and 24; and in line 30, strike “IN SUSTAINABLE COMMUNITIES”.

On page 4, in lines 21 and 22, strike “IN A SUSTAINABLE COMMUNITY”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 595 – Delegates Niemann, Beidle, Bobo, Braveboy, Carr, Fraser-Hidalgo, Frush, Gilchrist, Griffith, Gutierrez, Healey, Holmes,

Lafferty, McComas, McIntosh, McMillan, A. Miller, Norman,
S. Robinson, Stein, and Walker

EMERGENCY BILL

AN ACT concerning

**Real Property – Foreclosure of Residential Property – Certified Community
Development Financial Institutions**

HB0595/540610/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 595

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 4 down through “from” in line 5 and substitute “providing that no person may require, as a condition of a sale or transfer of owner-occupied residential property to”; and in line 6, strike “to purchase the property” and substitute “, any affidavit, statement, agreement, or addendum that limits ownership or occupancy of the property by the immediately preceding mortgagor or grantor under certain circumstances; providing that any affidavit, statement, agreement, or addendum that limits ownership or occupancy of owner-occupied residential property by the immediately preceding mortgagor or grantor may not serve as a basis to avoid a sale or transfer of the property to a certified community development financial institution and is unenforceable against certain persons”.

On page 2, in line 26, strike “AN AFFILIATE OF” and substitute “ANY COMPANY THAT CONTROLS, IS CONTROLLED BY, OR IS UNDER COMMON CONTROL WITH”.

AMENDMENT NO. 2

On page 5, in line 17, strike “A BONA FIDE” and substitute “AN”; and strike beginning with “A” in line 20 down through “GRANTOR” in line 27 and substitute “NO PERSON MAY REQUIRE, AS A CONDITION OF A SALE OR TRANSFER OF THE PROPERTY TO THE CERTIFIED COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION, ANY AFFIDAVIT, STATEMENT, AGREEMENT, OR ADDENDUM THAT

LIMITS OWNERSHIP OR OCCUPANCY OF THE PROPERTY BY THE IMMEDIATELY PRECEDING MORTGAGOR OR GRANTOR.

(2) ANY AFFIDAVIT, STATEMENT, AGREEMENT, OR ADDENDUM THAT LIMITS OWNERSHIP OR OCCUPANCY OF OWNER-OCCUPIED RESIDENTIAL PROPERTY BY THE IMMEDIATELY PRECEDING MORTGAGOR OR GRANTOR:

(I) MAY NOT SERVE AS A BASIS TO AVOID A SALE OR TRANSFER OF THE PROPERTY TO A CERTIFIED COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION; AND

(II) IS UNENFORCEABLE AGAINST ANY PERSON NAMED IN THE AFFIDAVIT, STATEMENT, AGREEMENT, OR ADDENDUM”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 645 – Delegates Weir, Norman, Otto, and Stein

AN ACT concerning

Real Property – Landlord Defenses in Nuisance Actions

HB0645/500519/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 645

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “provides” insert “certain”; and strike beginning with “that” in line 5 down through “premises” in line 6.

AMENDMENT NO. 2

On page 3, in line 19, strike “AN” and substitute “:

(I) AN”;

in line 20, after “FILED” insert “AND IS PENDING”; and in line 21, after “PREMISES” insert “;OR

(II) THE LANDLORD POSSESSES A WARRANT OF RESTITUTION AND IS AWAITING AN EVICTION”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #4

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 87 – Delegate McMillan

AN ACT concerning

Anne Arundel County – Superintendent of Schools – Compensation

HB0087/245962/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 87

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate McMillan” and substitute “Anne Arundel County Delegation”.

AMENDMENT NO. 2

On page 2, in line 5, after “BENEFITS” insert “EARNED”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 209 – Charles County Delegation

AN ACT concerning

Charles County – Board of Education – Salaries and Expenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 446 – Delegate Stukes

AN ACT concerning

Tax Sales – Reimbursement for Attorney’s Fees

HB0446/425367/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 446
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike beginning with the first “for” through “or”.

AMENDMENT NO. 2

On page 2, strike beginning with “FOR” in line 31 down through “OR” in line 32.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 571 – Delegates Kaiser, Barkley, Barnes, Bates, Carr, Clagett, Healey, Luedtke, Reznik, Sophocleus, F. Turner, Valderrama, Valentino-Smith, A. Washington, and Zucker

AN ACT concerning

School Counselors – Role Expansion in Public High Schools

HB0571/175469/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 571

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Public” insert “Middle and”; in lines 7, 8, 10, and 11, in each instance, strike “requiring” and substitute “authorizing”; in line 5, strike “requiring” and substitute “stating a certain goal of the State that”; in line 6, strike “to”; strike beginning with “requiring” in line 12 down through “grant;” in line 14 and substitute “declaring the intent of the General Assembly;”; and in line 15, after “public” insert “middle and”.

AMENDMENT NO. 2

On page 2, in line 1, strike “TO” and substitute “:

(I) TO;

in line 2, after “PUBLIC” insert “MIDDLE AND”; in line 3, after “2020” insert “;AND

(II) THAT A SCHOOL COUNSELOR SHALL SPEND AT LEAST 80% OF THE SCHOOL COUNSELOR’S TIME PERFORMING DIRECT SERVICES TO STUDENTS, INCLUDING:

1. DELIVERING SCHOOL GUIDANCE CURRICULUM THROUGH LARGE GROUP GUIDANCE, INTERDISCIPLINARY CURRICULUM DEVELOPMENT, GROUP ACTIVITIES, AND PARENT WORKSHOPS;

2. GUIDING INDIVIDUAL STUDENT ACADEMIC AND PERSONAL PLANNING THROUGH INDIVIDUAL OR SMALL GROUP ASSISTANCE AND ADVISEMENT;

3. PROVIDING RESPONSIVE SERVICES THROUGH CONSULTATION WITH STUDENTS, FAMILIES, AND STAFF, INDIVIDUAL AND SMALL GROUP COUNSELING, CRISIS COUNSELING, AND PEER FACILITATION; AND

4. PERFORMING OTHER STUDENT SERVICES LISTED IN A SCHOOL COUNSELOR JOB DESCRIPTION THAT HAS BEEN APPROVED BY THE STATE BOARD”;

and strike beginning with “A” in line 7 down through “(2)” in line 23.

AMENDMENT NO. 3

On page 2, strike beginning with “WITH” in line 24 down through “SUBSECTION” in line 25 and substitute “**IN ATTAINING THE GOAL SPECIFIED IN SUBSECTION (A)(1)(II) OF THIS SECTION**”; and in line 26, strike “(3)” and substitute “(2)”.

On page 2 in lines 23, 27, and 29, and on page 3 in line 2, in each instance, strike “SHALL” and substitute “**MAY**”.

AMENDMENT NO. 4

On page 3, strike in their entirety lines 3 through 10, inclusive, and substitute:

“**SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the State Department of Education and the county boards of education apply for available federal funding or grants for school counseling programs.**”;

and strike beginning with the second comma in line 11 down through the first comma in line 12.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate McDermott moved to make the Bill a Special Order for March 7, 2014.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 739 – The Speaker and Delegates Hixson, F. Turner, Beidle, Bohanan, Branch, Bromwell, Cane, Cardin, Clagett, Clippinger, Conway, Davis, DeBoy, Dumais, Frick, Gaines, Gilchrist, Griffith, Gutierrez, Guzzone, Hammen, Haynes, Healey, Holmes, Howard, Hubbard, Ivey, James, Jameson, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Malone, McHale, McIntosh, A. Miller, Mitchell, Murphy, Olszewski, Pendergrass, B. Robinson, Rudolph, Simmons, Stein, Stukes, Tarrant, Valderrama, Valentino-Smith, Vallario, Walker, A. Washington, Wilson, and Zucker

AN ACT concerning

Maryland Estate Tax – Unified Credit

HB0739/335969/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 739

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Serafini, Afzali, Arentz, Aumann, Barve, Bates, Beitzel, Cluster, Dwyer, Eckardt, Elliott, Frank, George, Haddaway-Riccio, Hogan, Hough, Jacobs, Kipke, Krebs, McComas, McConkey, McDermott, McDonough, Myers, Norman, Otto, Parrott, Ready, Schuh, Schulz, Stocksdales, and Szeliga”; in the sponsor line, strike “A. Washington,”; in line 3, after “of” insert “altering the size of an estate required to file an estate tax return”; in line 6, after “tax,” insert “making a conforming change”; in line 15, after “Section” insert “7-305(b) and”; and in the same line, after “(3)” insert “and (c)”.

AMENDMENT NO. 2

On page 1, after line 20, insert:

“7-305.”

(b) If a federal estate tax return is not required to be filed but a federal estate tax return would be required to be filed if the applicable exclusion amount under § 2010(c) of the Internal Revenue Code were no greater than [\$1,000,000] THE APPLICABLE EXCLUSION AMOUNT SPECIFIED UNDER § 7-309(B) OF THIS SUBTITLE, the person who would be responsible for filing the federal estate tax return shall complete, under oath, and file a Maryland estate tax return with the Comptroller or the register 9 months after the date of the death of the decedent.”.

AMENDMENT NO. 3

On page 2 in line 31, and on page 3 in line 25, in each instance, strike “2017” and substitute “2019”.

On page 2 in line 35, and on page 3 in lines 2, 15, and 17, in each instance, strike “2014” and substitute “2015”.

On page 3, in lines 1 and 16, in each instance, strike “\$1,750,000” and substitute “\$1,500,000”; in lines 2, 4, 17, and 19, in each instance, strike “2015” and substitute “2016”; in lines 3 and 18, in each instance, strike “\$2,500,000” and substitute “\$2,000,000”; in line 4, strike “AND”; in lines 4, 6, 19, and 21, in each instance, strike “2016” and substitute “2017”; in lines 5 and 20, in each instance, strike “\$3,500,000” and substitute “\$3,000,000”; in line 6, strike “2017” and substitute “2018; AND”

5. \$4,000,000 FOR A DECEDENT DYING ON OR AFTER JANUARY 1, 2018, BUT BEFORE JANUARY 1, 2019;

in line 21, strike “2017” and substitute “2018”;

5. \$4,000,000 FOR A DECEDENT DYING ON OR AFTER JANUARY 1, 2018, BUT BEFORE JANUARY 1, 2019;

and in line 22, strike “5.” and substitute “6.”.

AMENDMENT NO. 4

On page 3, after line 25, insert:

“(c) (3) If the value of qualified agricultural property that passes from the decedent to or for the use of a qualified recipient exceeds \$5,000,000, the Maryland estate tax imposed on the Maryland estate of the decedent may not exceed the sum of:

(i) 16% of the amount by which the decedent’s taxable estate, excluding the value of all qualified agricultural property that passes from the decedent to or for the use of a qualified recipient, exceeds [\$1,000,000] **THE APPLICABLE EXCLUSION AMOUNT SPECIFIED UNDER SUBSECTION (B) OF THIS SECTION**; and

(ii) 5% of the amount by which the value of qualified agricultural property that passes from the decedent to or for the use of a qualified recipient exceeds \$5,000,000.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 798 – Delegates A. Kelly, Barnes, Barve, Bromwell, Burns, Carr, Cullison, Frick, Guzzone, Hubbard, Hucker, Ivey, Kach, Kaiser, Luedtke, McDonough, A. Miller, Pena–Melnyk, Reznik, S. Robinson, Stein, Summers, Valderrama, Valentino–Smith, A. Washington, and Zucker

AN ACT concerning

Education – Children With Disabilities – Habilitative Services Information

HB0798/665369/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 798

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, and Fraser–Hidalgo”; and in line 3, after “parents” insert “or guardians”.

AMENDMENT NO. 2

On page 1, in line 16, after “PARENTS” insert “OR GUARDIANS”.

On page 2, in line 7, after “PARENT’S” insert “OR GUARDIAN’S”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 838 – Delegate James

AN ACT concerning

Task Force to Study Vocational and Technical Education Programs in Harford County

HB0838/585464/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 838

(First Reading File Bill)

On page 2, strike in their entirety lines 23 through 26, inclusive.

On page 2 in lines 27, 29, 31, and 33, and on page 3 in lines 1, 3, 5, 7, 9, 11, 13, and 15, strike “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, “(11)”, “(12)”, “(13)”, and “(14)”, respectively, and substitute “(1)”, “(2)”, “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, “(11)”, and “(12)”, respectively.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #9

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1540 – Delegate Haynes

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2006 – Baltimore City –
Winchester Street Potter’s House**

The Bill was re-referred to the Committee on Appropriations.

QUORUM CALL

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

(See Roll Call No. 241)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #16**House Bill 250 – Delegate McMillan**

AN ACT concerning

Vehicle Laws – Definition of “Bicycle” – Mopeds

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 242)

The Bill was then sent to the Senate.

House Bill 408 – Delegates S. Robinson and Barkley

AN ACT concerning

Real Property – Breach of Lease – Notice Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 243)

The Bill was then sent to the Senate.

House Bill 430 – Delegate Cardin

AN ACT concerning

Commercial Law – Patent Infringement – Assertions Made in Bad Faith

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 244)

The Bill was then sent to the Senate.

House Bill 436 – Delegates Rudolph and Malone

AN ACT concerning

**Vehicle Laws – Operation of Vehicle When Approaching a Tow Truck or
Service Vehicle**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 245)

The Bill was then sent to the Senate.

**House Bill 440 – Delegates Pena–Melnik, Anderson, Barnes, Beidle, Bobo,
Braveboy, Carr, Frush, Gilchrist, Glenn, Gutierrez, Harper, Healey,
Holmes, Kramer, Lafferty, McMillan, A. Miller, Myers, Niemann, Otto,
Reznik, S. Robinson, Simmons, Valderrama, Vitale, A. Washington, and
Wilson**

AN ACT concerning

Education – School Vehicles – Authorized Riders

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 246)

The Bill was then sent to the Senate.

House Bill 602 – Delegate Niemann

AN ACT concerning

Real Property – Common Ownership Communities – Foreclosure of Liens

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 247)

The Bill was then sent to the Senate.

House Bill 621 – ~~Delegate Lafferty~~ Delegates Lafferty, Bobo, Carr, Fraser-Hidalgo, Healey, Hucker, and Niemann

AN ACT concerning

Registration of Pesticides – Fee Increase – Disposition of Fees

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 36 (See Roll Call No. 248)

The Bill was then sent to the Senate.

House Bill 735 – Delegate Olszewski

AN ACT concerning

Financial Institutions – Interest Payable on Escrow Accounts and Specific Purpose Savings Accounts

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 249)

The Bill was then sent to the Senate.

House Bill 834 – Delegates Frush and Hubbard

AN ACT concerning

Environment – Water Pollution Control – Penalty

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 33 (See Roll Call No. 250)

The Bill was then sent to the Senate.

House Bill 882 – Delegate Malone

AN ACT concerning

Motor Vehicles – Low Speed Vehicles – Power Source

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 251)

The Bill was then sent to the Senate.

House Bill 937 – Delegates Elliott, Arentz, Aumann, Bates, Beitzel, Cluster, Conway, Eckardt, Hogan, Hucker, Impallaria, Jameson, Kaiser, K. Kelly, Kipke, Krebs, McDermott, McDonough, McIntosh, Norman, Otto, Parrott, Ready, Reznik, Rudolph, Schulz, Serafini, Stocksdale, Vitale, and Wood

AN ACT concerning

Wastewater Treatment Facilities – Distribution of Financial Assistance

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 252)

The Bill was then sent to the Senate.

House Bill 1045 – Delegate Arora

AN ACT concerning

Real Property – Lien Priority of Refinance Mortgages – Escrow Costs

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 253)

The Bill was then sent to the Senate.

House Bill 185 – Delegates Simmons and Kramer

AN ACT concerning

Crimes – Committing a Crime of Violence in the Presence of a Minor – Penalties

Delegate Arora moved to make the Bill a Special Order for March 11, 2014.

The motion was adopted.

House Bill 337 – Delegates Schulz, Afzali, Arentz, Barkley, Barnes, Beitzel, Clagett, Cluster, Elliott, George, Hogan, Hough, Jacobs, Kach, Krebs, McComas, McDermott, Norman, Olszewski, Otto, Stocksdale, and Szeliga

AN ACT concerning

Farm Breweries – Location and Self-Distribution

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 254)

The Bill was then sent to the Senate.

House Bill 352 – Delegates Valentino-Smith, Arora, Beidle, Braveboy, Carter, Clippinger, DeBoy, Dumais, Eckardt, Frush, Haddaway-Riccio, Healey, Howard, Hubbard, Ivey, McDermott, Rosenberg, Swain, Valderrama, and Waldstreicher

AN ACT concerning

Peace Orders and Protective Orders – Penalties – Second or Subsequent Offenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 255)

The Bill was then sent to the Senate.

House Bill 356 – Delegates Barkley, Schulz, Haddaway-Riccio, Clagett, Eckardt, Jameson, Olszewski, and Rudolph

AN ACT concerning

Alcoholic Beverages – Class 8 Farm Breweries – Festival Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 256)

The Bill was then sent to the Senate.

**House Bill 413 – Delegates Luedtke, Kaiser, ~~and A. Washington~~
A. Washington, F. Turner, Howard, and Cardin**

AN ACT concerning

**Special Education – Individualized Education Program Parental Notice
Requirements and Service Models List**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 257)

The Bill was then sent to the Senate.

**House Bill 464 – Delegates Schulz, Afzali, Arentz, Aumann, Barkley, Barnes,
Beitzel, Clagett, Cluster, Eckardt, Elliott, George, Hogan, Hough,
Jacobs, Kach, Krebs, McComas, McDermott, Norman, Olszewski, Otto,
Ready, and Stocksdale**

AN ACT concerning

**Alcoholic Beverages – Micro-Brewery Licenses –
Retail Sale – Prepackaged Beer**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 258)

The Bill was then sent to the Senate.

House Bill 600 – Delegates Luedtke, Barkley, Kaiser, and Zucker

AN ACT concerning

Alcoholic Beverages – Farmers’ Market Permit – Establishment

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 259)

The Bill was then sent to the Senate.

House Bill 630 – Delegate Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

**Teachers' Retirement and Pension Systems – Reemployment of Retirees –
Penalty for Failure to Submit Certification**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 260)

The Bill was then sent to the Senate.

**House Bill 647 – Delegates Waldstreicher, Clippinger, Dumais, Gutierrez, Lee,
and A. Miller**

AN ACT concerning

Peace Orders and Protective Orders – Extensions

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 1 (See Roll Call No. 261)

The Bill was then sent to the Senate.

**House Bill 1024 – Delegates McIntosh, Carr, Eckardt, Fraser-Hidalgo,
Gilchrist, Haddaway-Riccio, Jacobs, Murphy, Niemann, Otto, Stein,
Wilson, and Wood**

AN ACT concerning

**Rural Maryland Prosperity Investment Fund – Revisions and Extension of
Termination Date**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 262)

The Bill was then sent to the Senate.

House Bill 1046 – Prince George's County Delegation

AN ACT concerning

**City of College Park Employees – Participation in the Employees’ Pension System
PG 404–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 263)

The Bill was then sent to the Senate.

House Bill 1165 – Delegates Kramer, Barkley, Barnes, Braveboy, Burns, Clagett, Gaines, Glenn, Hucker, Love, McHale, Mitchell, Oaks, Olszewski, Vaughn, and A. Washington

AN ACT concerning

Jane E. Lawton Conservation Loan Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 264)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #18

House Bill 4 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Vaportinis and Similar Devices – Prohibited

Read the third time and passed by yeas and nays as follows:

Affirmative – 105 Negative – 28 (See Roll Call No. 265)

The Bill was then sent to the Senate.

House Bill 127 – Chair, Ways and Means Committee (By Request – Departmental – Budget and Management)

AN ACT concerning

Central Collection Unit – Debt Certification – Withholding of Income Tax Refunds

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 266)

The Bill was then sent to the Senate.

House Bill 261 – Delegates Minnick, Aumann, Barkley, Frank, W. Miller, Olszewski, Schulz, Stifler, Vaughn, and Wood

AN ACT concerning

Alcoholic Beverages – Hard Cider – Definition

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 267)

The Bill was then sent to the Senate.

House Bill 359 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Maximum Alcohol Content

Read the third time and passed by yeas and nays as follows:

Affirmative – 103 Negative – 30 (See Roll Call No. 268)

The Bill was then sent to the Senate.

House Bill 389 – Delegates Rudolph, James, ~~and Norman~~ Norman, McComas, and Howard

AN ACT concerning

**Maryland Transportation Authority – ~~Transportation Facilities Projects –~~
~~Cash Toll Lanes~~ All-Electronic Tolling – Study**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 269)

The Bill was then sent to the Senate.

House Bill 612 – Delegate Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Code Simplification and Clarification

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 270)

The Bill was then sent to the Senate.

House Bill 723 – Delegates Kramer and Simmons

AN ACT concerning

Money Transmission – Protection of Elder Adults From Financial Abuse and, Financial Exploitation – Training, and Fraud – Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 271)

The Bill was then sent to the Senate.

House Bill 772 – Delegates George, James, McConkey, and Proctor

AN ACT concerning

Local Government Investments – Self-Insurance Funds and Trust Fund Accounts of Political Subdivisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 272)

The Bill was then sent to the Senate.

House Bill 928 – Delegates Rudolph and James

AN ACT concerning

Public Service Commission – Competitive Retail Electricity and Gas Supply – Consumer Protection – Report

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 273)

The Bill was then sent to the Senate.

House Bill 1004 – Delegate Waldstreicher

AN ACT concerning

Estates and Trusts – Modified Administration – Objection

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 274)

The Bill was then sent to the Senate.

House Bill 1184 – Calvert County Delegation

AN ACT concerning

Calvert County – Public Facilities Bonds

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 275)

The Bill was then sent to the Senate.

**House Bill 1225 – Delegates Rosenberg, Barkley, Barnes, Haddaway–Ricchio,
Impallaria, Jameson, Love, McHale, W. Miller, Mitchell, Rudolph, and
Schulz**

AN ACT concerning

**Legal Mutual Liability Insurance Society of Maryland – Conservatorship and
Transfer**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 276)

The Bill was then sent to the Senate.

**House Bill 1246 – Delegates Malone, Afzali, Anderson, Barnes, Beitzel, Busch,
Clagett, Conway, Eckardt, Elliott, Frush, Guzzone, Haddaway–Ricchio,**

Hogan, Hough, Jacobs, Jameson, K. Kelly, Krebs, McComas, McIntosh, Myers, Otto, Ready, Rudolph, Schuh, Schulz, Serafini, Smigiel, Stein, Stifler, Stocksdale, and Wood

AN ACT concerning

Motor Vehicles – Exceptional Milk Hauling Permit – Establishment

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 277)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #19

House Bill 306 – The Speaker (By Request – Administration) and Delegates Simmons, Anderson, Arora, Carr, Carter, Clippinger, Dumais, Fraser-Hidalgo, Frick, Glenn, Hixson, Jones, Kaiser, Lee, Luedtke, A. Miller, Reznik, Rosenberg, Swain, Valderrama, Valentino-Smith, Waldstreicher, M. Washington, ~~and Zucker~~ Zucker, and Kramer

AN ACT concerning

~~**Criminal Law – Crimes Committed**~~ **Crimes – Committing a Crime of Violence in the Presence of a Minor – Penalties**

Delegate Arora moved to make the Bill a Special Order for March 11, 2014.

The motion was withdrawn.

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 278)

The Bill was then sent to the Senate.

House Bill 307 – The Speaker (By Request – Administration) and Delegates Clippinger, Anderson, Arora, Busch, Carr, Dumais, Fraser-Hidalgo, Frick, Glenn, Hixson, Jones, Kaiser, Lee, Luedtke, A. Miller, Reznik, Rosenberg, Simmons, Swain, Valderrama, Valentino-Smith, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Peace Orders and Protective Orders – Burden of Proof

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 15 (See Roll Call No. 279)

The Bill was then sent to the Senate.

House Bill 309 – The Speaker (By Request – Administration) and Delegates Dumais, Anderson, Arora, Busch, Carr, Carter, Clippinger, Fraser-Hidalgo, Frick, Glenn, Hixson, Jones, Kaiser, Lee, Luedtke, A. Miller, Reznik, Rosenberg, Simmons, Swain, Valderrama, Valentino-Smith, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Family Law – Domestic Violence – Permanent Final Protective Orders

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 280)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #20

House Bill 27 – Delegates M. Washington, A. Kelly, and B. Robinson

AN ACT concerning

Correctional Services – Healthy Births for Incarcerated Women Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 281)

The Bill was then sent to the Senate.

House Bill 151 – Delegates Jones, Anderson, Arora, Barkley, Braveboy, Carter, Cluster, Dumais, Gaines, Gutierrez, Hucker, Lee, McComas, McHale, Oaks, Proctor, Rosenberg, Rudolph, Valderrama, Valentino-Smith, M. Washington, and Wilson

AN ACT concerning

**Juvenile Services – Child in Need of Supervision Pilot Program – ~~Expansion~~
Reporting Requirement**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 1 (See Roll Call No. 282)

The Bill was then sent to the Senate.

House Bill 208 – Delegates Barkley, Schulz, Olszewski, Jameson, Krebs, Aumann, Barnes, Braveboy, Davis, Elliott, Gilchrist, Glenn, Guzzone, Haddaway–Riccio, Hucker, Impallaria, Kramer, Love, McHale, W. Miller, Minnick, Mitchell, Ready, S. Robinson, Rudolph, Stifler, Stocksdale, and Vaughn

AN ACT concerning

Alcoholic Beverages – Refillable Containers – Permits and Labels

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 283)

The Bill was then sent to the Senate.

House Bill 227 – Delegate Dumais

AN ACT concerning

Homestead Tax Credit – Eligibility – Definition of Legal Interest

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 284)

The Bill was then sent to the Senate.

House Bill 385 – Delegate Rosenberg

AN ACT concerning

**Privileged Communications – Dissemination of News or Information by
Certain Persons**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 285)

The Bill was then sent to the Senate.

House Bill 546 – ~~Delegate Rosenberg~~ Delegates Rosenberg and Howard

AN ACT concerning

**Higher Education – Janet L. Hoffman Loan Assistance Repayment Program –
Modifications**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 286)

The Bill was then sent to the Senate.

**House Bill 636 – ~~Delegates Arora, Anderson, and McIntosh~~ McIntosh, and
Howard**

AN ACT concerning

Maryland Transit Administration – ~~Pretax~~ Commuter Benefits Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 287)

The Bill was then sent to the Senate.

House Bill 653 – ~~Delegate Luedtke~~ Delegates Luedtke, Howard, and Cardin

AN ACT concerning

Education – Deaf Culture Digital Library

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 288)

The Bill was then sent to the Senate.

House Bill 679 – Delegates Barkley, Vitale, Love, and Schuh

AN ACT concerning

Insurance – Title Insurers – Title Insurance Commitment and Binders

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 289)

The Bill was then sent to the Senate.

**House Bill 786 – Delegates A. Miller, A. Kelly, S. Robinson, ~~and A. Washington~~
A. Washington, Cardin, and Howard**

AN ACT concerning

**Sales and Use Tax – Tax-Free Weekend – Exemption for Light-Emitting
Diode (LED) Lights**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 290)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Malone moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 134 Negative – 1 (See Roll Call No. 291)

In compliance with the rules, the Bill was introduced.

House Bill 1541 – Delegates Malone and DeBoy

AN ACT concerning

**Creation of a State Debt – Baltimore County – Arbutus Recreation Center
Project**

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 Directors of the Arbutus Recreation and Parks 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 Rules and Executive Nominations.

Delegate O'Donnell moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 292)

In compliance with the rules, the Bill was introduced.

House Bill 1542 – Delegates O'Donnell, Hubbard, and Hammen

AN ACT concerning

**Department of Health and Mental Hygiene – Newborn Screening Program
Fund – Establishment**

FOR the purpose of establishing the Newborn Screening Program Fund; requiring the Secretary of Health and Mental Hygiene to administer the Fund; providing for the uses, purposes, sources of funding, investment of money, and auditing of the Fund; providing that the Fund is a continuing, nonlapsing fund not subject to certain provisions of law; requiring the Secretary to pay certain fees to the Comptroller; requiring the Comptroller to distribute certain fees to the Fund; defining a certain term; and generally relating to the Newborn Screening Program Fund in the Department of Health and Mental Hygiene.

BY adding to

Article – Health – General
Section 13–111(f) and 13–113
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

QUORUM CALL

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

(See Roll Call No. 293)

ADJOURNMENT

At 11:11 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Friday, March 7, 2014.

**Annapolis, Maryland
Friday, March 7, 2014**

The House met at 11:06 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 132 Members present.

(See Roll Call No. 294)

The Journal of March 6, 2014 was read and approved.

EXCUSES:

Del. Frank – medical
Del. Gutierrez – left early – business
Del. McDonough – personal
Del. Myers – business
Del. Simmons – father’s death
Del. Sophocleus – illness

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

**Senate Bill 120 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Education)**

SECOND PRINTING

AN ACT concerning

Education – Children With Disabilities – Parent Surrogates

FOR the purpose of adding the Department of Labor, Licensing, and Regulation and the Department of Public Safety and Correctional Services to the list of public agencies required to request a local school system superintendent to appoint a parent surrogate to represent a child at any point in the educational decision making process if it is suspected that the child may be disabled; requiring that, for purposes of a request for appointment of a parent surrogate, efforts to

identify certain parents be made over a certain period of time and that documentation of those efforts include certain searches and letters sent by certified mail; and generally relating to education and the appointment of parent surrogates for children with disabilities.

BY repealing and reenacting, with amendments,
Article – Education
Section 8–412(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 8–412(b) and (c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 332 – The President (By Request – Administration) and Senators King, Ferguson, Astle, Benson, Conway, Currie, Klausmeier, Miller, Peters, Raskin, Robey, Rosapepe, ~~and Zirkin~~ Zirkin, Colburn, DeGrange, Dyson, Edwards, Getty, Jones–Rodwell, Kasemeyer, Kittleman, Madaleno, Manno, McFadden, Montgomery, and Pinsky

AN ACT concerning

Prekindergarten Expansion Act of 2014

FOR the purpose of expanding prekindergarten services to certain 4–year–old children; altering the name of the Judith P. Hoyer Early Child Care and Childhood Education Enhancement Program; changing the name of a certain grant; establishing a Preschool Services Grant; authorizing the Department of Education to distribute a certain grant to be used for a certain purpose; requiring certain providers to obtain accreditation by a certain date; requiring the Department to establish certain procedures for certain grants; requiring certain recipients of certain grants to perform certain duties; requiring the Department to conduct a certain evaluation; requiring a certain report by a certain date; establishing the Prekindergarten Expansion Grant Program; identifying the purpose of the Program; requiring the Department to administer the Program; requiring the Program to be a competitive grant program for certain providers; requiring the Department to take measures to achieve geographic diversity among certain vendors; establishing certain criteria for priority consideration to participate in the Program; establishing certain uses for grant funds; authorizing the Department to establish certain policies and procedures and additional eligibility criteria for certain purposes; requiring a certain qualified vendor to receive a grant in a certain year under certain

circumstances; requiring funds for the Program to be as provided in a certain budget; requiring certain vendors to certify certain information prior to receiving a certain grant; authorizing the Governor to provide funds for certain purposes; requiring a certain funding level to be maintained if funds are provided in the budget; prohibiting certain uses of funds; requiring the Department to perform certain functions; establishing the Prekindergarten Expansion Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department 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 Department to make a certain report to the General Assembly on or before a certain date annually; exempting a certain fund from a certain provision of law; defining certain terms; requiring a certain study to include certain information and certain findings; requiring a certain study and a certain plan to be submitted by a certain date; and generally relating to the Prekindergarten Expansion Grant Program.

BY repealing and reenacting, with amendments,
Article – Education
Section 5–217
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 7–101.1
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Education
Section 7–101.2
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(1) and (2)(i)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)76. and 77.
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)78.
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 413 – Senator Dyson

AN ACT concerning

Health Occupations – Dentists With Permits to ~~Prepare and~~ Dispense Dental Products – Exclusion From Maryland Pharmacy Act

FOR the purpose of providing that the Maryland Pharmacy Act does not apply, under certain circumstances, to a licensed dentist who obtains a certain permit from the State Board of Dental Examiners and who ~~personally prepares and~~ dispenses certain products or rinses; providing that certain provisions of law do not apply to a licensed dentist who obtains a certain permit under a certain provision of this Act; and generally relating to the exclusion of licensed dentists from the Maryland Pharmacy Act.

BY repealing and reenacting, without amendments,

Article – Health Occupations
Section 12–102(a)(1) and (3)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations
Section 12–102(h)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section ~~12–102(h)~~, 12–102(c), (h), (i), and (j), 12–102.1, 12–102.2, and 12–403
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 438 – Senator Mathias

AN ACT concerning

Municipal Elections – Inclusion of Offices and Questions on the State Ballot

FOR the purpose of authorizing a municipality to request that the State Board of Elections include certain offices and questions on a certain ballot; requiring a municipality to file a certain request with the State Board on or before a certain date; requiring a municipality to include a certain certification as part of a certain request; requiring the municipal attorney or, in certain circumstances, the clerk of the circuit court in the county in which the municipal corporation is located, to prepare and certify, by a certain date, each municipal question to be voted on at a certain election; requiring the State Board to make a determination within a certain time period whether to include a municipal question on the ballot; requiring certain questions certified for the ballot to be assigned a certain identifier; requiring the State Board, under certain circumstances, to include certain offices and questions at the end of a ballot and arrange them in a certain order; providing for the application of certain provisions of the State election law; requiring a municipality to reimburse the State Board and the applicable local board of elections for certain costs incurred by the State Board or the local board; defining certain terms; and generally relating to the inclusion of offices and questions for a municipal election on a ballot prepared by the State Board of Elections.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 7–103 and 13–101

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Local Government

Section 4–108.1

Annotated Code of Maryland

(2013 Volume)

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

Senate Bill 483 – Senators Klausmeier, Feldman, and King

AN ACT concerning

**Labor and Employment – Nursing Homes and Health Care Facilities –
Workplace Violence Prevention Safety Assessment and Safety Program**

FOR the purpose of requiring certain nursing homes to assign to a certain committee the task of conducting an annual assessment of workplace safety issues and making certain recommendations; requiring, in conducting a certain annual

assessment, a certain committee to consult certain employees of the nursing home; requiring a certain health care facility to establish a certain workplace ~~violence prevention~~ safety committee; requiring the workplace ~~violence prevention~~ safety committee to establish a certain workplace ~~violence prevention~~ safety program; requiring a workplace ~~violence prevention~~ safety program to include certain components; providing for the application of certain provisions of this Act; defining certain terms; and generally relating to the workplace ~~violence prevention~~ safety assessments and safety programs of nursing homes and health care facilities.

BY adding to

Article – Health – General

Section 19–1410.2

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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~~ Safety Program”

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 503 – Senators Pugh, Forehand, Gladden, Madaleno, Manno, McFadden, Montgomery, Stone, ~~and Zirkin~~ Zirkin, and Jennings

AN ACT concerning

**Public Schools – Cardiopulmonary Resuscitation and Automated External Defibrillator Instruction – ~~Graduation Requirement~~
(Breanna’s Law)**

FOR the purpose of requiring a public school student to complete, as part of certain curricula, instruction in cardiopulmonary resuscitation that includes hands-only cardiopulmonary resuscitation and the use of an automated external defibrillator ~~to graduate from high school~~ beginning with students entering a certain grade in a certain year; requiring each county board of education to provide, as part of certain curricula, instruction in cardiopulmonary resuscitation that includes hands-only cardiopulmonary resuscitation and the use of an automated external defibrillator in certain schools beginning in a certain year, using a certain instructional program, and incorporating certain skills; requiring, if the instruction is offered for certification, a certain individual to conduct the instruction; authorizing, if the instruction is not offered for certification, a certain individual to facilitate, provide, or oversee the instruction; requiring the State Department of

Education to develop a process to monitor the implementation of certain provisions of law; defining certain terms; and generally relating to instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator ~~and high school graduation requirements~~ in the State.

BY adding to

Article – Education

Section 7–205.2

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 525 – Senators Shank and Benson

AN ACT concerning

Commission on African American History and Culture – Duties

FOR the purpose of authorizing the Commission on African American History and Culture to provide operational funding to certain museums; and generally relating to the duties of the Commission on African American History and Culture.

BY repealing and reenacting, without amendments,

Article – State Government

Section 9.5–401

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9.5–407

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 572 – Senators King, Feldman, Manno, Peters, and Robey

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 and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–105(a)(8)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 585 – ~~Senator Middleton~~ Senators Middleton, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, and Pugh

AN ACT concerning

Commercial Law – Patent Infringement – Assertions Made in Bad Faith

FOR the purpose of prohibiting a person from making certain assertions of patent infringement in bad faith; authorizing a court to consider certain factors as evidence of whether a person has made an assertion of patent infringement in bad faith or in good faith; providing that the Attorney General and the Division of Consumer Protection of the Office of the Attorney General have the same authority to take certain actions as the Attorney General and the Division have under the Maryland Consumer Protection Act; authorizing certain individuals to bring a civil action in a certain court to recover for certain injuries or losses sustained as a result of a violation of this Act; authorizing a court to award certain damages and remedies under certain circumstances; providing for the application of this Act; defining certain terms; and generally relating to bad faith assertions of patent infringement.

BY adding to
Article – Commercial Law
Section 11–1601 through ~~11–1604~~ 11–1605 to be under the new subtitle
“Subtitle 16. Bad Faith Assertions of Patent Infringement”
Annotated Code of Maryland
(2013 Replacement Volume)

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

Senate Bill 605 – Senator Edwards

AN ACT concerning

**Property Tax Credit – ~~Upper Stories of Commercial Structures –~~
Rehabilitation**

FOR the purpose of authorizing the governing body of Baltimore City, a county, or a municipal corporation to provide a property tax credit against the county or municipal corporation property tax imposed on an existing commercial structure in which a certain investment is made to allow for adaptive reuse ~~of the upper stories~~ of the structure; providing for the amount and duration of the tax credit; authorizing the governing body of Baltimore City, a county, or a municipal corporation to provide for certain matters relating to the tax credit; defining a certain term; providing for the application of this Act; and generally relating to a property tax credit for rehabilitation ~~of the upper stories~~ of existing commercial structures.

BY adding to

Article – Tax – Property

Section 9–256

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

**Senate Bill 606 – Senators Robey, Kasemeyer, Manno, McFadden, ~~and Peters~~
Peters, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier,
Mathias, Middleton, Pugh, and Ramirez**

AN ACT concerning

**Developmental Disabilities Administration – Deputy Secretary –
Establishment**

FOR the purpose of altering the number of deputy secretaries to be appointed by the Secretary of Health and Mental Hygiene with the approval of the Governor; requiring the Secretary to appoint, with the approval of the Governor, the Deputy Secretary for Developmental Disabilities; altering the name of a certain deputy secretary; eliminating the position of Director of the Developmental Disabilities Administration and establishing as the head of the Administration the Deputy Secretary for Developmental Disabilities; transferring certain authority and certain responsibilities of the Director to the Deputy Secretary; making conforming changes; defining a certain term; repealing a certain definition; requiring the publisher of the Annotated Code of Maryland, subject to the approval of the Department of Legislative Services, to correct any

position titles throughout the Code that are rendered incorrect by this Act; and generally relating to the Developmental Disabilities Administration and the establishment of the position of Deputy Secretary for Developmental Disabilities.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 2–103(a)(1), 7–101(e), 7–202, 7–206(a)(1), 7–501, 7–502, 7–801, 7–903, 7–1003(m), 7–1005(d), 7–1007, 7–1010, and 7–1011

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 7–101(a), 7–201, and 7–1005(b) and (c)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 7–101(e)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing

Article – Health – General

Section 7–101(f)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 613 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Hotel Rental Tax – Transient Charge

FOR the purpose of altering the definition of a “transient charge” as it relates to a hotel charge for sleeping accommodations that is subject to the hotel rental tax in Frederick County; and generally relating to the hotel rental tax in Frederick County.

BY repealing and reenacting, with amendments,

Article – Local Government

Section 20–401

Annotated Code of Maryland
(2013 Volume)

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

Senate Bill 614 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Payment of Wages

FOR the purpose of authorizing Frederick County to pay the wages of ~~an~~ a county employee by debit card and to require ~~an~~ a county employee to elect to receive the payment of wages by debit card or, subject to certain provisions of law, by direct deposit as a condition of employment; requiring the county, under certain circumstances, to provide certain employees with a certain statement; and generally relating to the payment of wages by debit card by Frederick County.

BY adding to

Article – Local Government
Section 12–109
Annotated Code of Maryland
(2013 Volume)

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

Senate Bill 615 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Gaming Permits

FOR the purpose of increasing the number of gaming events that a certain organization in Frederick County may hold in a calendar year in which the major prize has a value of more than a certain amount; and generally relating to gaming events 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 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law
Section 13–1304(f)
Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 616 – Senators Brinkley and Young

AN ACT concerning

**Frederick County – Property Tax – Exemption for Property Owned by
Affordable Housing Land Trust**

FOR the purpose of authorizing the governing body of Frederick County to exempt certain real property owned by certain trusts from the county property tax under certain circumstances; defining certain terms; providing for the application of this Act; and generally relating to a certain property tax exemption in Frederick County.

BY adding to

Article – Tax – Property

Section 7–518

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

**Senate Bill 653 – ~~Senator Astle~~ Senators Astle, Jones–Rodwell, Shank, Young,
Kasemeyer, Colburn, Currie, DeGrange, Edwards, Getty, King,
Madaleno, Manno, McFadden, Peters, and Robey**

AN ACT concerning

Maryland Income Tax Refunds – Warrant Intercept Program

FOR the purpose of ~~requiring all counties~~ authorizing certain counties to participate in a certain income tax refund withholding program related to individuals with outstanding warrants; requiring certain counties that elect to participate in the program to notify the Comptroller on or before a certain date; requiring the Comptroller to conduct a certain study and submit a certain report to the General Assembly on or before a certain date; repealing certain termination provisions; and generally relating to Maryland income tax refunds and individuals with outstanding warrants in the State.

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 1–101(a) and (f), ~~13–935~~ 13–935, and ~~13–938~~ 13–937 through 13–940

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13-936 ~~and 13-937~~
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Chapter 451 of the Acts of the General Assembly of 2012, as amended by
Chapter 213 of the Acts of the General Assembly of 2013
Section 3

BY repealing and reenacting, with amendments,
Chapter 213 of the Acts of the General Assembly of 2013
Section 3

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

**Senate Bill 666 – Senators Pinsky, Benson, Conway, Ferguson, Frosh,
Madaleno, Montgomery, and Rosapepe**

AN ACT concerning

Teaching Fellows for Maryland Scholarship Program

FOR the purpose of renaming the Maryland Teacher Scholarship to be the Teaching Fellows for Maryland scholarship and altering certain elements of the scholarship program; requiring certain institutions of higher education to provide certain matching funds to participate in a certain program; altering the eligibility criteria and the service obligation for the scholarship; authorizing certain recipients to work in certain public schools and certain public prekindergarten programs to satisfy a certain service obligation under certain circumstances; altering the amount of a certain award; requiring certain institutions of higher education to develop and implement a certain honors program in response to certain dedication and accomplishment under certain circumstances; requiring the Governor annually to include certain funds in the State budget for the Maryland Higher Education Commission to make certain awards ~~under this Act; requiring certain awards to be made~~ in certain years; requiring the Office of Student Financial Assistance to award certain scholarships in a manner that reflects ethnic, gender, racial, and geographic diversity; altering certain definitions; making a stylistic change; and generally relating to scholarships for individuals who pledge to work as public school and public prekindergarten teachers.

BY repealing and reenacting, with amendments,
Article – Education
Section 18-2201 through 18-2207 and 18-2210

Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Education
Section 18–2208 and 18–2209
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing

Article – Education
Section 18–2209
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 700 – Senator Manno

AN ACT concerning

Registration of Pesticides – Fee Increase – Disposition of Fees

FOR the purpose of increasing certain pesticide registration fees; providing that at least a certain amount of certain pesticide registration fees may be used only for activities of the Department of Agriculture relating to the collection, analysis, and reporting of data on pesticide use in the State; specifying that money expended from the State Chemist Fund for a certain purpose is supplemental to and not intended to take the place of certain other funding; and generally relating to pesticide registration fees.

BY repealing and reenacting, without amendments,

Article – Agriculture
Section 5–105(a)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Agriculture
Section 5–105(d) and 6–501
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

Senate Bill 701 – Senators Madaleno, Colburn, Jones–Rodwell, King, Klausmeier, Mathias, Ramirez, Raskin, and Shank

AN ACT concerning

Education – Children With Disabilities – Habilitative Services Information

FOR the purpose of requiring a local school system to provide to the parents or guardian of a child with a disability certain information about access to habilitative services at certain times; and generally relating to providing information on habilitative services for children with disabilities by a local school system.

BY adding to

Article – Education

Section 8–418

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 747 – Senator Astle

AN ACT concerning

Anne Arundel County – Superintendent of Schools – Compensation

FOR the purpose of prohibiting the Anne Arundel County Board of Education from paying monetary compensation to the county superintendent of schools for sick leave benefits earned in a certain manner; authorizing the county board to allow the county superintendent to use certain sick leave 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 2013 Supplement)

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

Senate Bill 849 – Senator Conway

AN ACT concerning

State Board of Nursing – Nurses, Nursing Assistants, Medication Technicians, and Electrologists – Licensing, Certification, Regulation, Violations, and Penalties

FOR the purpose of requiring the State Board of Nursing to establish, on or before a certain date, a certain program through which the Criminal Justice Information System Central Repository reports to the Board certain criminal history information for certain applicants; requiring the Board to notify certain applicants that certain fingerprints will be retained by the Central Repository and certain criminal information will be reported to the Board; authorizing the Board to enter into a certain agreement; establishing requirements for the Board to place certain licensees and certificate holders on inactive status and to reactivate certain licenses and certificates if certain documentation of a medical condition is submitted to the Board; altering the duration of a certain application for inactive status; prohibiting the Board from charging a certain fee; providing that a certain inactive status may not be considered certain disciplinary action or reported to certain entities, employers, or insurance companies as certain disciplinary action; providing that certain licenses expire on a certain day; repealing certain prohibitions on the lapsing of certain licenses and certificates under certain circumstances; authorizing the Board to require terms on certain agreements to accept the surrender of certain licenses and certificates; providing that agreements to accept the surrender of certain licenses and certificates are final orders and public records; clarifying that the Board may deny or grant licenses or certificates subject to certain reprimand, probation, or suspension under certain circumstances; altering and adding certain grounds for disciplinary action for certain licensees and certificate holders; repealing certain requirements that certain individuals return certain licenses or certificates to the Board or file certain verified statements; authorizing the Board to require certain licensees or certificate holders that receive certain sanctions to comply with certain terms and conditions determined by the Board; repealing a certain requirement that certain hearing notices bear certain postmarks; authorizing the Board to send certain advisory letters to holders of multistate licensing privileges; clarifying that certain Board decisions may not be stayed while judicial review is pending; altering certain reinstatement requirements for certain licenses and certificates; clarifying the Board's authority for certain licensure, practice on the multistate licensing privilege, and certification; ~~requiring criminal history records checks for certain applicants for certification as medication technicians and for certain medication technicians on or after a certain date;~~ clarifying certain requirements for hearings for certain certificate holders or applicants; authorizing the Board to suspend certain certificates under certain circumstances; repealing certain provisions and penalties for certain persons that fail to report certain employment or placement of registered nurses and licensed practical nurses; authorizing the Board to issue certain cease and desist orders and impose certain fines under certain circumstances; ~~requiring the Board to pay certain fines to the Board of Nursing Fund;~~ authorizing certain injunctive relief for certain conduct under certain circumstances; defining certain terms; making stylistic changes; and generally relating to the regulation by the State Board of Nursing of nurses, nursing assistants, medication technicians, and electrologists.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 8–101, 8–303, 8–309, 8–312(a) and (g)(1), 8–313, 8–314, 8–316 through 8–319, 8–6A–01, ~~8–6A–05(e)~~, 8–6A–08(g) ~~and (k)~~, 8–6A–10 through 8–6A–12, 8–6B–01, 8–6B–14(b), (h), and (i), 8–6B–15, 8–6B–18, 8–6B–19(c), 8–6B–22, 8–6B–27, 8–6B–29, and 8–710

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations

Section 8–322, 8–6A–08(l), 8–6A–10.1, 8–6A–17, 8–6B–29, 8–707, and 8–708

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing

Article – Health Occupations

Section 8–707

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 854 – Senator Conway

AN ACT concerning

State Board of Pharmacy – Registered Pharmacy Interns

FOR the purpose of establishing a system of registration for pharmacy interns; requiring the State Board of Pharmacy to keep certain records; exempting certain pharmacy interns from certain provisions of law; altering certain grounds for discipline of certain applicants or licensees of the Board; authorizing certain appeals and judicial review under certain circumstances; altering the scope of certain rehabilitation committees; authorizing the Board to require a certain examination under certain circumstances; deeming certain pharmacy interns to have consented to submit to certain examinations and to have waived certain claims of privilege; specifying that certain refusals are prima facie evidence of certain incompetence under certain circumstances, subject to a certain exception; prohibiting certain pharmacies from participating in certain activities or allowing certain individuals to make certain representations; authorizing the Board to waive certain requirements for certain programs; altering the scope of a certain requirement for licensure; requiring certain individuals to register and be approved by the Board before practicing pharmacy as a pharmacy intern under the direct supervision of a

certain pharmacist; providing the qualifications for a certain pharmacy intern registration; requiring certain pharmacy interns to submit to a certain criminal history records check; requiring certain applicants to the Board to submit certain sets of fingerprints and a certain fee to the Central Repository of the Criminal Justice Information System under certain circumstances; requiring the Central Repository to forward certain information to the Board and certain applicants; requiring the Board to make certain assurances regarding certain information; authorizing certain individuals to contest certain information; requiring certain applicants to provide certain information to the Board and pay a certain fee; requiring the Board to register certain individuals as pharmacy interns under certain circumstances; authorizing the Board to set certain fees under certain circumstances; prohibiting a certain pharmacist from supervising more than a certain number of pharmacy interns; requiring certain pharmacy interns to provide the Board with certain notifications within a certain number of days of a certain conviction or entry of a certain plea; providing for the scope of a pharmacy intern registration; specifying certain duties that a certain pharmacy intern may not delegate or perform; providing for the expiration and renewal of the registration of a pharmacy intern; requiring the Board to send certain notices by certain methods within a certain period of time under certain circumstances; requiring certain pharmacy interns to display certain registrations and wear certain identification; authorizing the Board to deny certain applicants a registration, reprimand or place on probation certain pharmacy interns, or suspend or revoke certain registrations under certain circumstances; authorizing the Board to impose certain penalties under certain circumstances; requiring the Board to adopt certain regulations for certain purposes; requiring the Board to pay certain penalties into the General Fund under certain circumstances; prohibiting the surrender of certain registrations under certain circumstances; authorizing the Board to set certain conditions on certain surrenders under certain circumstances; prohibiting certain individuals from practicing, attempting to practice, or offering to practice as a certain pharmacy intern unless registered by the Board; prohibiting certain individuals from making certain representations unless registered by the Board; prohibiting the use of certain terms unless registered by the Board; subjecting certain persons to certain penalties under certain circumstances; defining certain terms; and generally relating to the registration of pharmacy interns.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 12–101(g) and (t), 12–205(b), 12–301, 12–313(b)(3), (13), (31), and (32),
12–316, 12–317(b), 12–320, 12–403(b)(9) and (19) and (c)(1), 12–6B–01,
and 12–707

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations

Section 12–101(t–1) and 12–313(b)(33); and 12–6D–01 through 12–6D–15 to be under the new subtitle “Subtitle 6D. Registered Pharmacy Interns” Annotated Code of Maryland (2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 882 – ~~Senator Pugh~~ Senators Pugh and Kelley

AN ACT concerning

**~~Assertive Community Treatment (ACT) – Targeted Outreach, Engagement, and Services~~
Department of Health and Mental Hygiene – Continuity of Care Advisory Panel**

FOR the purpose of ~~establishing the Targeted Outreach, Engagement, and ACT Services Program in the Department of Health and Mental Hygiene; requiring the Program to provide certain services and supports to certain individuals; requiring the Department to identify certain individuals and to develop a certain petition and process; establishing eligibility criteria for the Program; authorizing certain individuals to file a petition; requiring a petition to be filed with the Department and to contain certain information; requiring the Department to make a certain determination; requiring the Department to arrange for a certain Program provider to initiate contact with an eligible individual within a certain time period; requiring the Department to develop certain guidelines; requiring a Program provider to contact or attempt to contact an eligible individual until the individual enrolls in the Program or no longer meets eligibility criteria; requiring the Program to meet certain behavioral health needs of an eligible individual in a certain manner; requiring the development of a certain service plan for certain individuals within a certain time period; authorizing the Department to provide certain services and supports before the adoption of a service plan; requiring a service plan to be reviewed and modified periodically to make a certain determination; requiring the Program to use certain funds for certain services and in a certain manner; establishing requirements for certain meetings; requiring a client to be informed of certain services and to be a full partner in the creation and implementation of a certain plan; requiring a client to be informed about a certain directive and to be offered assistance in completing the directive under certain circumstances; providing that a certain directive shall be enforceable in accordance with certain laws; prohibiting the Department from discontinuing outreach if the Department has certain knowledge; prohibiting the Department from discharging a client until the client takes certain action; requiring a Program provider seeking to discharge a client to take certain action; requiring certain clients to be reinstated to the Program under certain circumstances; requiring a Program provider to use certain services in a certain manner and~~

~~ensure that a client enrolls in certain programs; requiring the Department to develop and provide a certain rate for certain services; requiring the Department to provide certain funds to local mental health authorities; requiring the Department to document certain information, monitor certain outcome data using a certain collection system, ensure that certain services and supports are provided without disruption, expand the content and coverage of a certain system for a certain purpose, and establish a certain committee to make certain recommendations; authorizing a client to appeal certain adverse actions; authorizing a client to appeal certain actions in accordance with a certain law; providing that a client shall continue to receive certain services and supports under certain circumstances; requiring the Department to secure the services of an alternate provider under certain circumstances; requiring the Department, in consultation with stakeholders, to adopt certain regulations; defining certain terms; and generally relating to the Targeted Outreach, Engagement, and ACT Services Program.~~

~~BY adding to~~

~~Article — Health — General~~

~~Section 10-1501 through 10-1510 to be under the new subtitle “Subtitle 15: Targeted Outreach, Engagement, and ACT Services Program”~~

~~Annotated Code of Maryland~~

~~(2009 Replacement Volume and 2013 Supplement)~~

requiring the Secretary of Health and Mental Hygiene to reconvene the Continuity of Care Advisory Panel; requiring the Panel to examine certain matters, develop a certain proposal, consult with certain individuals for a certain purpose, and recommend certain draft legislation; requiring the Secretary to submit a certain report to certain legislative committees on or before a certain date; providing for the termination of this Act; and generally relating to the Continuity of Care Advisory Panel.

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

INTRODUCTION OF BILLS

Delegate Niemann moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 119 Negative – 3 (See Roll Call No. 295)

In compliance with the rules, the Bill was introduced.

Delegate Niemann moved to suspend the rules and assign the bill to the committee of jurisdiction.

The motion was adopted by roll call vote as follows:

Affirmative – 124 Negative – 2 (See Roll Call No. 296)

House Bill 1543 – Delegate Niemann

AN ACT concerning

Creation of a State Debt – Prince George’s County – Alcancea Foundation Construction 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 the Alcancea 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.

Delegate Niemann moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 126 Negative – 3 (See Roll Call No. 297)

In compliance with the rules, the Bill was introduced.

Delegate Niemann moved to suspend the rules and assign the bill to the committee of jurisdiction.

The motion was adopted by roll call vote as follows:

Affirmative – 125 Negative – 5 (See Roll Call No. 298)

House Bill 1544 – Delegate Niemann

AN ACT concerning

Creation of a State Debt – Prince George’s County – Serving Women Now Foundation 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 Serving Women Now 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.

Delegate Conway moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 129 Negative – 1 (See Roll Call No. 299)

In compliance with the rules, the Bill was introduced.

Delegate Conway moved to suspend the rules and assign the bill to the committee of jurisdiction.

The motion was adopted by roll call vote as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 300)

House Bill 1545 – Delegates Conway, M. Washington, and DeBoy

AN ACT concerning

University of Maryland Medical System Corporation – Governance – Medical Center Employees

FOR the purpose of requiring the Board of Directors of the University of Maryland Medical System Corporation to establish a nonprofit subsidiary to operate all or a part of the University of Maryland Medical Center, to the extent approved by the University of Maryland in the annual contract, in order to bring certain Medical Center employees within the jurisdiction of the National Labor Relations Act; requiring the subsidiary to have certain powers and be formed in a certain manner to meet the jurisdictional requirements of the National Labor Relations Board; authorizing the Medical System Corporation, on or after a certain date, to amend its articles of incorporation to add certain voting members to the Board of Directors; establishing a certain process for adding certain voting members to the Board of Directors; clarifying that certain provisions of law that apply to employees of the Medical System Corporation

apply to certain employees of a subsidiary established to operate all or a part of the Medical Center; establishing the intent of the General Assembly; providing for the construction of certain provisions of this Act; and generally relating to the governance of the University of Maryland Medical System Corporation and the employees of the University of Maryland Medical Center.

BY repealing and reenacting, with amendments,
Article – Education
Section 13–302, 13–303(k), 13–304(b), and 13–305(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 13–304(a) and (c)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Delegate Hucker moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 128 Negative – 2 (See Roll Call No. 301)

In compliance with the rules, the Bill was introduced.

Delegate Hucker moved to suspend the rules and assign the bill to the committee of jurisdiction.

The motion was adopted by roll call vote as follows:

Affirmative – 127 Negative – 1 (See Roll Call No. 302)

House Bill 1546 – Delegate Hucker

AN ACT concerning

Creation of a State Debt – Montgomery County – Destine to Serve Foundation 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 the Destine to Serve 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.

Delegate O'Donnell moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 303)

In compliance with the rules, the Bill was introduced.

Delegate O'Donnell moved to suspend the rules and assign the bill to the committee of jurisdiction.

The motion was adopted by roll call vote as follows:

Affirmative – 128 Negative – 0 (See Roll Call No. 304)

House Bill 1547 – Delegate O'Donnell

AN ACT concerning

Hunting Licenses – Exemption for Retired Members of the Armed Forces

FOR the purpose of creating an exemption from the requirement to obtain a hunting license under certain circumstances for a person who is a former member of the armed forces of the United States; providing that the exemption applies only to hunting on certain farmland that is under certain ownership; requiring a person who hunts under the exemption to possess certain identification, written permission, and, under certain circumstances, hunting stamps; and generally relating to exemptions from the requirement to obtain a hunting license.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 10–301(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 10–301(c)

Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Delegate Walker moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 128 Negative – 2 (See Roll Call No. 305)

In compliance with the rules, the Bill was introduced.

Delegate Walker moved to suspend the rules and assign the bill to the committee of jurisdiction.

The motion was adopted by roll call vote as follows:

Affirmative – 126 Negative – 3 (See Roll Call No. 306)

House Bill 1548 – Delegates Walker, V. Turner, and Valderrama

AN ACT concerning

Creation of a State Debt – Prince George’s County – Experience Salubria Project

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 Board of Directors of the African American Heritage Preservation Group, 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.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #10

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1541 – Delegates Malone and DeBoy

AN ACT concerning

**Creation of a State Debt – Baltimore County – Arbutus Recreation Center
Project**

The Bill was re-referred to the Committee on Appropriations.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 571 – Delegates Kaiser, Barkley, Barnes, Bates, Carr, Clagett,
Healey, Luedtke, Reznik, Sophocleus, F. Turner, Valderrama,
Valentino-Smith, A. Washington, and Zucker**

AN ACT concerning

School Counselors – Role Expansion in Public High Schools

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS
AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 307)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #21

House Bill 112 – Delegate Hubbard

AN ACT concerning

State Board of Professional Counselors and Therapists – Cease and Desist Orders and Penalties for Misrepresentation and Practicing Without a License

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 308)

The Bill was then sent to the Senate.

House Bill 302 – Delegate Reznik

AN ACT concerning

State Board of Podiatric Medical Examiners – Cease and Desist Orders and Fines

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 309)

The Bill was then sent to the Senate.

House Bill 354 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Clippinger, Glenn, Haynes, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Stukes, Tarrant, and M. Washington

AN ACT concerning

Baltimore City – AIDS Prevention Sterile Needle and Syringe Exchange Program

Delegate McHale moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 84 Negative – 51 (See Roll Call No. 310)

The Bill was then sent to the Senate.

House Bill 403 – Delegate Cullison

AN ACT concerning

**State Board of Examiners for Audiologists, Hearing Aid Dispensers, and
Speech–Language Pathologists – Cease and Desist Orders and Injunctive
Relief**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 311)

The Bill was then sent to the Senate.

House Bill 404 – Delegates Rosenberg, Braveboy, Busch, Reznik, and Schuh

AN ACT concerning

Department of Health and Mental Hygiene – State Facilities – Cemeteries

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 312)

The Bill was then sent to the Senate.

**House Bill 590 – Chair, Health and Government Operations Committee (By
Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

Maryland Medical Assistance Program – Waivers – Consolidation and Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 313)

The Bill was then sent to the Senate.

**House Bill 657 – Delegates Pena–Melnik, Oaks, Cullison, Hubbard, Kach,
A. Kelly, Krebs, Murphy, Ready, Reznik, and V. Turner**

AN ACT concerning

**State Board of Dental Examiners – Dentists and Dental Hygienists – Grounds
for Discipline**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 314)

The Bill was then sent to the Senate.

House Bill 661 – Delegates Myers and Krebs

AN ACT concerning

Health – Statistics and Records – Electronic Filing of Death Certificates

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 315)

The Bill was then sent to the Senate.

**House Bill 692 – Delegates Pena–Melnyk, Costa, Cullison, Hubbard, Kach,
A. Kelly, Krebs, Morhaim, Murphy, Oaks, Reznik, and V. Turner**

AN ACT concerning

Maryland Perfusion Act – Revisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 316)

The Bill was then sent to the Senate.

**House Bill 988 – Chair, Ways and Means Committee and Delegates Barve,
Boteler, Harper, Ivey, Luedtke, Stukes, and Walker**

AN ACT concerning

Maryland Horse Racing Act – Sunset Extension and Program Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 317)

The Bill was then sent to the Senate.

**House Bill 1218 – Delegates Cullison, Costa, Elliott, Frank, Hubbard, Kach,
Krebs, Luedtke, Nathan–Pulliam, Pena–Melnyk, Ready, and Tarrant**

AN ACT concerning

State Board of Pharmacy – Registered Pharmacy Interns

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 318)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #24

House Bill 87 – ~~Delegate McMillan~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – Superintendent of Schools – Compensation

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 319)

The Bill was then sent to the Senate.

House Bill 209 – Charles County Delegation

AN ACT concerning

Charles County – Board of Education – Salaries and Expenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 320)

The Bill was then sent to the Senate.

House Bill 446 – Delegate Stukes

AN ACT concerning

Tax Sales – Reimbursement for Attorney’s Fees

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 321)

The Bill was then sent to the Senate.

House Bill 553 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)

AN ACT concerning

Housing – Energy-Efficient Homes Construction Loan Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 108 Negative – 26 (See Roll Call No. 322)

The Bill was then sent to the Senate.

House Bill 595 – Delegates Niemann, Beidle, Bobo, Braveboy, Carr, Fraser-Hidalgo, Frush, Gilchrist, Griffith, Gutierrez, Healey, Holmes, Lafferty, McComas, McIntosh, McMillan, A. Miller, Norman, S. Robinson, Stein, and Walker

EMERGENCY BILL

AN ACT concerning

Real Property – Foreclosure of Residential Property – Certified Community Development Financial Institutions

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 323)

The Bill was then sent to the Senate.

House Bill 645 – Delegates Weir, Norman, Otto, and Stein

AN ACT concerning

Real Property – Landlord Defenses in Nuisance Actions

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 324)

The Bill was then sent to the Senate.

House Bill 739 – The Speaker and Delegates Hixson, F. Turner, Beidle, Bohanan, Branch, Bromwell, Cane, Cardin, Clagett, Clippinger, Conway, Davis, DeBoy, Dumais, Frick, Gaines, Gilchrist, Griffith, Gutierrez, Guzzone, Hammen, Haynes, Healey, Holmes, Howard, Hubbard, Ivey, James, Jameson, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Malone, McHale, McIntosh, A. Miller, Mitchell, Murphy,

Olszewski, Pendergrass, B. Robinson, Rudolph, Simmons, Stein, Stukes, Tarrant, Valderrama, Valentino-Smith, Vallario, Walker, ~~A. Washington~~, Wilson, ~~and Zucker~~ Zucker, Serafini, Afzali, Arentz, Aumann, Barve, Bates, Beitzel, Cluster, Dwyer, Eckardt, Elliott, Frank, George, Haddaway-Riccio, Hogan, Hough, Jacobs, Kipke, Krebs, McComas, McConkey, McDermott, McDonough, Myers, Norman, Otto, Parrott, Ready, Schuh, Schulz, Stocksdale, and Szeliga

AN ACT concerning

Maryland Estate Tax – Unified Credit

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 14 (See Roll Call No. 325)

The Bill was then sent to the Senate.

House Bill 798 – Delegates A. Kelly, Barnes, Barve, Bromwell, Burns, Carr, Cullison, Frick, Guzzone, Hubbard, Hucker, Ivey, Kach, Kaiser, Luedtke, McDonough, A. Miller, Pena-Melnyk, Reznik, S. Robinson, Stein, Summers, Valderrama, Valentino-Smith, A. Washington, ~~and Zucker~~ Zucker, and Fraser-Hidalgo

AN ACT concerning

Education – Children With Disabilities – Habilitative Services Information

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 326)

The Bill was then sent to the Senate.

House Bill 838 – Delegate James

AN ACT concerning

Task Force to Study Vocational and Technical Education Programs in Harford County

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 1 (See Roll Call No. 327)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #23

House Bill 198 – Delegates Mitchell, Cardin, Clippinger, Conaway, Glenn, Gutierrez, Luedtke, Valentino–Smith, Waldstreicher, M. Washington, ~~and Zucker~~ Zucker, Barve, Branch, Frick, Harper, Hixson, Howard, A. Miller, Stukes, Summers, F. Turner, Walker, and A. Washington

AN ACT concerning

Income Tax – Earned Income Credit – Refundable Amount

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 328)

The Bill was then sent to the Senate.

House Bill 295 – The Speaker (By Request – Administration) and Delegates Anderson, Barkley, Barve, Branch, Burns, Carter, Clippinger, Cullison, Frick, Gilchrist, Glenn, Hammen, Healey, Hixson, Holmes, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Luedtke, McIntosh, A. Miller, Mitchell, Nathan–Pulliam, Niemann, Olszewski, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Simmons, Stukes, Swain, F. Turner, Valderrama, Vaughn, Walker, A. Washington, M. Washington, ~~and Zucker~~ Zucker, and Haynes Haynes, Fraser–Hidalgo, Arora, Carr, Dumais, Gutierrez, Mizeur, and Waldstreicher

AN ACT concerning

Maryland Minimum Wage Act of 2014

Delegate Cane moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 89 Negative – 46 (See Roll Call No. 329)

The Bill was then sent to the Senate.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS**Senate Bill 161 – Senators Conway and Reilly**

AN ACT concerning

Alcoholic Beverages – Hard Cider – Definition

FOR the purpose of altering the definition of hard cider to include certain beverages derived primarily from pears or pear concentrate and water; and generally relating to the definition of hard cider.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 1–102(a)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 1–102(a)(9–1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 250 – Senator Mathias

AN ACT concerning

Somerset County – Alcoholic Beverages – Micro–Brewery Licenses

FOR the purpose of adding Somerset County to the list of jurisdictions in which a Class 7 micro–brewery license may be issued; adding Somerset County to the list of jurisdictions in which the holder of a Class 7 micro–brewery license may sell at retail beer brewed under the license to customers for consumption off the licensed premises in certain refillable containers; and generally relating to the issuance of Class 7 micro–brewery licenses in Somerset County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 2–208(a), (c), (e), and (f)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Section 2–208(b) and (d)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 298 – Montgomery County Senators

AN ACT concerning

Alcoholic Beverages – Montgomery County – Beer Festivals

FOR the purpose of authorizing Montgomery County to conduct a beer festival not more than a certain number of times each year under the supervision of the Montgomery County Department of Liquor Control; requiring the county, in selecting a nonprofit festival organization to organize the beer festival, to ensure that the organization has certain experience; specifying that the festival organization select the weekends during which the festival will be conducted; authorizing a festival organization to contract with holders of certain current alcoholic beverages licenses to sell and display beer at the festival; specifying that on the days and for the hours designated for the beer festival, beer may be displayed and sold at retail under certain conditions; requiring a festival organization to choose the festival location and ensure that the primary focus of the festival is the promotion of Maryland beer; requiring that a person hold a special beer festival license and contract with the festival organization before selling, offering for sale, or displaying beer at a festival; authorizing the Montgomery County Board of License Commissioners to issue a special beer festival license; establishing a license fee; allowing certain persons to hold a special beer festival license in addition to another license; providing for certain penalties; requiring certain license fees to be deposited into the general fund of the county; requiring the Montgomery County Board of License Commissioners to adopt certain regulations; defining certain terms; and generally relating to beer festivals in Montgomery County.

BY adding to

Article 2B – Alcoholic Beverages
Section 8–807
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 302 – Montgomery County Senators

AN ACT concerning

**Montgomery County – City of Takoma Park – Alcoholic Beverages – Class B
On- and Off-Sale License**

FOR the purpose of continuing an off-sale privilege to the Class B beer and light wine license issued for hotels and restaurants in the City of Takoma Park; and generally relating to Class B beer and light wine, hotel and restaurant licenses in the City of Takoma Park.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 8-216(d)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Chapter 390 of the Acts of the General Assembly of 2012
Section 2

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

Senate Bill 307 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor
Licenses**

FOR the purpose of ~~removing certain geographic restrictions for Class B beer, wine and liquor licenses issued in Montgomery County;~~ authorizing the Montgomery County Board of License Commissioners to issue a Class B beer, wine and liquor license to an operator of a restaurant or hotel; requiring, as a prerequisite for the initial issuance of a Class B beer, wine and liquor license, an operator of a restaurant or hotel to attest to a certain proportion of future food and alcoholic beverage sales based on gross receipts; requiring, as a prerequisite for each renewal of a Class B beer, wine and liquor license, an operator of a restaurant or hotel to attest to a certain proportion of food and alcoholic beverage sales based on gross receipts from sales during a certain period of time; repealing a prohibition on the serving or consumption of alcoholic beverages at any bar, counter without seats, or certain other areas of a restaurant or hotel for which a Class B beer, wine and liquor license is issued; repealing a certain limit on the number of seats in a cocktail area of a restaurant or hotel for which a Class B beer, wine and liquor license is issued; repealing a prohibition on the display of certain signs in connection with a restaurant or hotel for which a Class B beer, wine and liquor license is issued; altering the license fee for certain Class B beer, wine and liquor licenses obtained in Montgomery County; authorizing the Montgomery County Board of License Commissioners to issue a Class B beer, wine and liquor license in certain locations; prohibiting the Board from

~~imposing on a holder of a Class B beer, wine and liquor license a limit on the number of additional licenses of the same class and type that the holder may apply for and be eligible to receive~~ authorizing a person to hold a certain maximum number of Class B beer, wine and liquor licenses, with an exception allowing a licensee to obtain an additional license for a public hotel under certain conditions; repealing provisions of law allowing certain holders of a Class B beer, wine and liquor license to obtain an additional license or additional licenses, under certain circumstances; repealing certain definitions; making a conforming change; clarifying language; and generally relating to alcoholic beverages licenses in Montgomery County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 6–201(q)(1) and ~~8–216(a)(1)~~ 8–216(a)(1), (d)(1), (e), and (f)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 6–201(q)(2), 8–216(a)(2), 9–102(a), and 9–102.1

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 310 – Montgomery County Senators

AN ACT concerning

Montgomery County – Micro–Brewery Licenses and Class D Beer and Light Wine Licenses

FOR the purpose of authorizing the Comptroller to issue a Class 7 micro–brewery license in Montgomery County to a holder of a Class D beer and light wine license; and generally relating to alcoholic beverages licenses in Montgomery County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 2–208(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 2–208(b)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 311 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Special BWL Community
Performing Arts Facility License**

FOR the purpose of establishing a Special BWL Community Performing Arts Facility alcoholic beverages license in Montgomery County; authorizing the Montgomery County Board of License Commissioners to issue a Special BWL Community Performing Arts Facility license to apply to a certain performing arts facility; authorizing the Board to issue the license to certain entities to host certain activities; authorizing the Board to impose certain conditions on the issuance or renewal of the license; prohibiting the Board from approving the transfer of the license to another location; authorizing holders of certain catering licenses to bring alcohol and food onto certain licensed premises under the terms of a certain contract; providing that certain violations of alcoholic beverages law apply to a certain caterer under certain circumstances; requiring a holder of the license to ensure that food is provided during a certain time; prohibiting the Board from issuing more than a certain number of licenses under this Act to a certain entity; establishing a certain license fee; defining a certain term; and generally relating to alcoholic beverages licenses in Montgomery County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 6–201(q)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 6–201(q)(5)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 339 – Calvert County Senators

AN ACT concerning

Calvert County – Alcoholic Beverages – License Applications

FOR the purpose of exempting an applicant for an alcoholic beverages license in Calvert County from a certain provision of law that requires an application to contain a certain certificate signed by a certain number of citizens stating certain information regarding the applicant; and generally relating to applications for alcoholic beverages licenses in Calvert County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 10–103(b)(18)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 340 – Calvert County Senators

AN ACT concerning

Calvert County – Alcoholic Beverages – Unlicensed Establishments – Prohibitions

FOR the purpose of prohibiting, subject to a certain exception, an establishment in Calvert County that is not licensed by the Board of License Commissioners from giving, serving, dispensing, keeping, or allowing to be consumed on its premises, or on premises under its control or possession, any alcoholic beverages; establishing a certain penalty for a violation of this Act; and generally relating to alcoholic beverages in Calvert County.

BY renumbering
Article 2B – Alcoholic Beverages
Section 20–103.1
to be Section 20–103.2
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 20–103.1
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 341 – Calvert County Senators

AN ACT concerning

**Calvert County and St. Mary's County – Alcoholic Beverages – Refillable
Container Permit**

FOR the purpose of creating in Calvert County and St. Mary's County a refillable container permit; authorizing the ~~Board of License Commissioners~~ boards of license commissioners for the counties to issue the permit to a holder of certain classes of alcoholic beverages licenses issued by the ~~Board~~ boards; specifying that a holder of the permit 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 permit 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 permit; specifying the hours of sale for the permit; allowing a holder of the permit to refill only a refillable container that was branded by a permit holder; requiring the ~~Board~~ boards to adopt certain regulations; and generally relating to alcoholic beverages in Calvert County and St. Mary's County.

BY adding to

Article 2B – Alcoholic Beverages

Section 8-205 and 8-219.1

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 412 – Senator Dyson

AN ACT concerning

**Health Occupations – Licensed Dentists Who ~~Prepare and~~ Dispense
Antibiotics – Exclusion From Maryland Pharmacy Act**

FOR the purpose of providing that the Maryland Pharmacy Act does not prohibit, under certain circumstances, a licensed dentist from ~~personally preparing and~~ dispensing a full course of treatment of antibiotics to a patient for infection control; and generally relating to the exclusion of licensed dentists from the Maryland Pharmacy Act.

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 12-102(a)(1) and (3)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations

Section 12–102(h)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 12–102(h), (i), and (j)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 420 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Garrett County – Beer Festival Licenses

FOR the purpose of authorizing a holder of a beer festival license in Garrett County to display and sell beer that is manufactured and processed in any state and distributed in Maryland when the application for the beer festival license is filed; and generally relating to beer festival licenses in Garrett County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 8–807
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 455 – ~~Senator Reilly~~ Senators Reilly, Conway, Dyson, Ferguson, Montgomery, and Rosapepe

AN ACT concerning

Higher Education – Unaccompanied Homeless Youth – Tuition Exemption

FOR the purpose of adding certain homeless youths to the list of individuals who may be eligible for a waiver of certain tuition and fees at certain institutions of higher education; ~~authorizing a certain administrator to rely on certain documents when making a certain determination if certain other documents are not available~~ requiring a certain administrator to verify that certain youth qualify as certain students under a certain federal act; defining a certain term; and generally relating to a tuition exemption for unaccompanied homeless youths.

BY repealing and reenacting, with amendments,
Article – Education
Section 15–106.1
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 458 – Senators Pugh and Ferguson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Micro–Brewery Licenses

FOR the purpose of adding the 40th Alcoholic Beverages District of Baltimore City to the list of locations in which a holder of a certain Class D alcoholic beverages license may be issued a Class 7 micro–brewery license; authorizing the holder of a Class 7 micro–brewery license in Baltimore City to brew at certain locations using the same license and to obtain a Class 2 rectifying license for certain premises at certain locations, under certain circumstances; requiring a holder of a Class 7 license to submit a certain application to the State Comptroller; requiring the State Comptroller to make a certain determination and consider a certain factor; prohibiting a holder of a Class 7 license from serving or selling beer at a certain location; and generally relating to alcoholic beverages in Baltimore City.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 2–208(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 2–208(b) and (c)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 459 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor
(Clubhouse/Lodge) License**

FOR the purpose of establishing in Montgomery County a special Class B beer, wine and liquor (BWL) (clubhouse/lodge) license; specifying ~~the type of facility to which~~ that the Board of License Commissioners may issue a Class B–BWL (clubhouse/lodge) license only to a certain person for use by a certain facility; specifying that a Class B–BWL (clubhouse/lodge) license authorizes a holder to serve certain alcoholic beverages on the licensed premises, off the licensed premises, or for tasting purposes at no charge or for a fee; specifying that certain restrictions do not apply to the issuance of a Class B–BWL (clubhouse/lodge) license; specifying an annual license fee; authorizing the Executive Director of the Montgomery County Revenue Authority to hold more than one Class B–BWL (clubhouse/lodge) license for the use of certain public golf courses; and generally relating to alcoholic beverages in Montgomery County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 6–201(q)(1) and (2)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 6–201(q)(5)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–102.2
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 495 – Calvert County Senators

AN ACT concerning

Calvert County – Alcoholic Beverages – Premises Inspections and Penalties

FOR the purpose of authorizing the Calvert County Board of License Commissioners, or its designee, to inspect each licensed premises in the county, rather than requiring the Board to inspect every licensed premises in the county at least once every 3 months; authorizing the Board of License Commissioners for Calvert County to impose certain fines or suspend an alcoholic beverages license under certain circumstances; authorizing the Board to impose certain penalties

if an alcoholic beverages licensee or an employee of the licensee sells alcoholic beverages to a person under the age of 21 years; specifying that certain money collected be deposited into the general fund of the county; requiring the Board to consider certain factors in determining the length of a certain suspension to be imposed; requiring the Board to impose a fine in accordance with a certain provision of law; making certain stylistic changes; and generally relating to alcoholic beverages in Calvert County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 16–402
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 16–507(f)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 496 – Calvert County Senators

AN ACT concerning

Calvert County – Alcoholic Beverages – Organizational Licenses

FOR the purpose of establishing an organizational license in Calvert County; authorizing the license to be issued to a fraternal ~~or civic~~ organization, volunteer fire department, or volunteer rescue squad for use on certain premises; authorizing the licensee to sell beer, wine, and liquor by the drink for consumption on the licensed premises only; providing for an annual license fee of \$500; 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 2013 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 6–301(f)(4)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 548 – Calvert County Senators

AN ACT concerning

**Calvert County – Alcoholic Beverages – Special Event (Festival) Beer, Wine
and Liquor ~~License~~ Permit**

FOR the purpose of establishing in Calvert County a special event (festival) beer, wine and liquor (on-sale) ~~license~~ permit; specifying the type of license holder to which the Board of License Commissioners may issue the ~~license~~ permit, subject to certain limitations; requiring an applicant to demonstrate a reasonable expectation of attendance at the special event of at least a certain number of patrons and, if required by the Board, to commit to provide certain additional security personnel; specifying that the ~~license~~ permit authorizes a holder to operate additional bars or service counters for the sale and service of alcohol for a certain number of days, subject to the discretion of the Board; specifying a ~~license~~ permit fee; authorizing the Board to adopt certain regulations; and generally relating to alcoholic beverages in Calvert County.

BY adding to

Article 2B – Alcoholic Beverages

Section 8–205

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

**Senate Bill 610 – ~~Senator Jennings~~ Senators Jennings, Benson, Conway,
Dyson, Ferguson, Montgomery, Pinsky, Reilly, Rosapepe, Simonaire,
and Young**

AN ACT concerning

National Guard – Tuition Assistance – Members of Disbanded Units

FOR the purpose of providing that if a certain member of the Maryland National Guard is receiving certain tuition assistance from the Military Department and is part of a certain unit that has been disbanded due to certain reasons, the member can satisfy certain requirements relating to the tuition assistance in a certain manner; providing that if a member of the Maryland National Guard is receiving certain tuition assistance from the Department and is offered early separation due to certain reasons, the member is excused from certain requirements and obligations relating to the tuition assistance; and generally relating to tuition assistance for members of the Maryland National Guard.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 13–405
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 657 – Montgomery County Senators

AN ACT concerning

Montgomery County – Alcoholic Beverages – Beer, Wine and Liquor Licenses

FOR the purpose of establishing in Montgomery County a Class D beer, wine and liquor (on–sale) license; requiring an applicant for a Class D beer, wine and liquor (on–sale) license to attest to a certain proportion of future food and alcoholic beverages sales during certain hours, based on gross receipts, as a prerequisite to obtaining the license; requiring an applicant for a Class D beer, wine and liquor (on–sale) license to attest to a certain proportion of ~~future~~ food and alcoholic beverages sales during certain hours, based on gross receipts from sales during a certain time, as a prerequisite to renewing the license; requiring the Board of License Commissioners to adopt certain regulations providing for the inspection of certain premises; authorizing the Board to revoke a Class D beer, wine and liquor (on–sale) license under certain circumstances; requiring an applicant to pay a certain fee in order to obtain a Class D beer, wine and liquor (on–sale) license; altering the hours that a holder of a Class B–BWL or Class B–BWL (H–M) license may sell alcoholic beverages on a Sunday; authorizing a holder of a Class D beer, wine and liquor license to sell alcoholic beverages during certain hours on a Sunday; altering the hours that a holder of a Class B–BWL or Class B–BWL (H–M) license may sell alcoholic beverages on Monday, Tuesday, Wednesday, Thursday, and certain Sundays; altering the hours that a holder of a Class B–BWL or Class B–BWL (H–M) license may sell alcoholic beverages on Friday, Saturday, and certain Sundays; authorizing a holder of a Class D beer, wine and liquor license to sell alcoholic beverages during certain hours on ~~Friday, Saturday, and certain Sundays~~ certain days; making stylistic changes; and generally relating to alcoholic beverages in Montgomery County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 6–401(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages
Section 6–401(q) and 11–516(a) and (c)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 11–303(b)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)
(As enacted by Chapters 302 and 303 of the Acts of the General Assembly of
2010)

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

Senate Bill 692 – Senators Shank, Edwards, and Young

AN ACT concerning

Washington County – Alcoholic Beverages – Restaurant Seating Capacity

FOR the purpose of ~~reducing~~ setting the seating capacity requirement for Class B alcoholic beverages (on-sale) restaurants and Class P alcoholic beverages (on-sale) restaurants in Washington County; and generally relating to alcoholic beverages licenses in Washington County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–222(b)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 716 – Senators Ferguson, King, Montgomery, ~~and Pinsky~~ Pinsky, Conway, Benson, Jennings, and Rosapepe

AN ACT concerning

Child Care Centers – Healthy Eating and Physical Activity Act

FOR the purpose of requiring certain rules and regulations for licensing and operating child care centers to ~~require child care centers providing care to children under a certain age to have in attendance a certain individual who has had certain breast feeding education and training; requiring the regulations to contain certain provisions as to beverages served by a child care center to children in the child care center's care; requiring the regulations to require a child care~~

~~center to adopt limits on certain screen time; requiring the limits on screen time to contain certain provisions~~ promote proper nutrition and developmentally appropriate practices by establishing certain training and policies promoting breast-feeding, requiring compliance with certain standards for beverages served to children, and setting limits on screen time; and generally relating to rules and regulations for licensing and operating child care centers.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–573
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 764 – Senators Colburn and Hershey

AN ACT concerning

Caroline County – Volunteer Fire Companies – Storage of Alcoholic Beverages

FOR the purpose of authorizing volunteer fire companies in Caroline County to store alcoholic beverages on licensed premises in between certain licensed events under certain circumstances; requiring a license holder to keep certain records of certain alcoholic beverages on the licensed premises for a certain period of time; requiring that certain records be available for inspection by certain personnel; requiring certain records to include a certain inventory of certain alcoholic beverages; requiring certain personnel to be authorized to inspect the premises of a certain license holder ~~during a certain event and, with certain notice, on a certain day~~ as provided under a certain provision of law; and generally relating to alcoholic beverages in Caroline County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 7–101(j)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 857 – Senators Kasemeyer and Conway

AN ACT concerning

~~**Task Force to Study a Funding Formula for Corollary Athletic Programs
Physical Education and Athletic Programs for Students With Disabilities –
Funding**~~

FOR the purpose of ~~establishing the Task Force to Study a Funding Formula for Corollary Athletic 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 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 a Funding Formula for Corollary Athletic Programs~~ requiring the State Board of Education and certain county boards of education to ensure that certain types of physical education and athletic programs are funded in a certain manner; and generally relating to the funding of certain physical education and athletic programs.

BY repealing and reenacting, with amendments,

Article – Education

Section 7-4B-02

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

INTRODUCTION OF BILLS

Delegate Hixson moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 129 Negative – 2 (See Roll Call No. 330)

In compliance with the rules, the Bill was introduced.

Delegate Hixson moved to suspend the rules and assign the bill to the committee of jurisdiction.

The motion was adopted by roll call vote as follows:

Affirmative – 123 Negative – 5 (See Roll Call No. 331)

House Bill 1549 – Delegate Hixson

AN ACT concerning

Creation of a State Debt – Montgomery County – Kitchen and Counseling Center Project

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 Don Bosco Cristo Rey High School and Corporate Work Study Program, 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.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 332)

RECESS

At 1:29 P.M. on motion of Delegate Barve the House recessed until 8:00 P.M. on Legislative Day March 7, 2014, Calendar Day Monday, March 10, 2014.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 7, 2014
Calendar Day: Monday, March 10, 2014

At 8:04 P.M. the House resumed its session and pledged Allegiance to the Flag.

Prayer by Delegate Cheryl D. Glenn of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 333)

EXCUSES:

Del. Cullison – business
Del. Davis – personal
Del. Frank – medical
Del. Harper – medical
Del. Howard – medical
Del. Myers – business
Del. Serafini – personal
Del. Simmons – father’s death
Del. Stifler – illness

THE COMMITTEE ON ECONOMIC MATTERS REPORT #8

CONSENT CALENDAR #7

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
HB 131	FAV	Montgomery County Delegation	Montgomery Co – City of Takoma Park – Alc Bevs – Class B On- and Off-Sale License MC 18-14
HB 132	FAV	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Beer Sales and Delivery to Retail Dealers MC 19-14
HB 146	FAV	Montgomery	Montgomery Co – Alc Bevs – Special

		County Delegation	BWL Community Performing Arts Facility License MC 7–14
HB 156	FAV	Carroll County Delegation	Carroll County – Alcoholic Beverages – License Fee Increases
HB 167	FAV	Dorchester County Delegation	Dorchester County – Class B Beer and Light Wine Licenses – Sunday Sales
HB 248	FAV	Charles County Delegation	Charles County – Alcoholic Beverages – Beer, Wine and Liquor Licenses
HB 287	FAV	Dels Otto and McDermott	Somerset County – Micro–Brewery License
HB 419	FAV	Charles County Delegation	Charles Co – Off–Sale Alc Bevs Licenses – Population Quota in Sixth Election District
HB 472	FAV	Frederick County Delegation	Frederick County – Alcoholic Beverages – Country Inn Licenses
HB 690	FAV	Garrett County Delegation	Garrett County – Alcoholic Beverages – Sunday Sales for Off–Premises Consumption
HB 836	FAV	Garrett County Delegation	Garrett County – Alcoholic Beverages – Class A2 Light Wine Licenses – Repeal
HB 1000	FAV	Prince George’s County Delegation	Prince George’s Co – Alc Bevs – Transfer of Beer, Wine or Lqr Licenses – Rpl of Prohib PG 301–14
HB 1054	FAV	Calvert County Delegation	Calvert County – Board of License Commissioners – Notice and Hearing on Proposed Legislation
HB 1079	FAV	Calvert County Delegation	Calvert County – Alcoholic Beverages – Refillable Container Permit
HB 1106	FAV	Calvert County Delegation	Calvert County – Alcoholic Beverages – Volunteer Fire Companies and Fraternal Organizations
HB 1107	FAV	Calvert County Delegation	Calvert County – Alcoholic Beverages – Bottle Clubs – Prohibitions

Favorable report adopted on all of the preceding bills.

All of the preceding bills were read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT
#11**

CONSENT CALENDAR #8

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1440 – Delegate Carter

AN ACT concerning

Family Law – Children’s Civil Rights – Equal Parenting Time

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1442 – Delegate Oaks

AN ACT concerning

Maryland Transit Administration – Free Ridership for State Employees

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1449 – Delegate Jones

AN ACT concerning

Criminal Procedure – Marijuana Diversion Program

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1461 – Delegate Hixson

AN ACT concerning

**Hometown Heroes – Income Tax Subtraction Modification – Retirement
Income of Law Enforcement, Fire, Rescue, and Emergency Services
Personnel**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

**House Bill 1472 – Delegates Fraser-Hidalgo, Morhaim, Luedtke, Mizeur, and
S. Robinson**

AN ACT concerning

Agriculture – Industrial Hemp – Pilot Program

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1483 – Delegates Hucker and Costa

AN ACT concerning

**State Reformed Contributory Employees’ and Teachers’ Pension Systems –
Prior Eligibility Service**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1489 – Delegate Hubbard

AN ACT concerning

**Department of Health and Mental Hygiene – Mental Health Facilities –
Accreditation**

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1491 – Delegates Oaks, Carter, and Rosenberg

AN ACT concerning

**Transportation – Citizens’ Advisory Council for the Baltimore Corridor
Transit Study – Red Line**

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1492 – Delegates Hixson, Harper, and Stukes

AN ACT concerning

Communications Tax Reform Act of 2014

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1493 – Allegany County Delegation

AN ACT concerning

Allegany County – Deputy Sheriffs – Meals on Duty

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

**House Bill 1494 – Delegates McDermott, Hough, Parrott, Smigiel, and
Valentino-Smith**

AN ACT concerning

Criminal Procedure – Misdemeanors – Citations

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1495 – Delegate Conaway

AN ACT concerning

Crimes – Robbery Committed Against Elderly Persons – Penalties

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1497 – Delegate McMillan

AN ACT concerning

Maryland Medical Assistance Program – Services for Children With Prader-Willi Syndrome

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1502 – Delegates Norman, Wilson, Cardin, James, K. Kelly, Lafferty, Smigiel, F. Turner, and Vitale

AN ACT concerning

Civil Actions – Statute of Limitations for Certain Specialties

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1503 – Delegates Stein and McMillan

AN ACT concerning

Criminal Law – Animal Cruelty – Leaving Dogs Outside in Extreme Temperatures

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1504 – Delegates Haynes, Nathan-Pulliam, B. Robinson, and M. Washington

AN ACT concerning

Maryland Education Opportunity Act of 2014

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1506 – Delegate Conway

AN ACT concerning

Wicomico County – Northeast Maryland Waste Disposal Authority

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1516 – Delegates Hixson and Frick

AN ACT concerning

Economic Development – Arts and Entertainment Districts – Qualifying Residing Artists

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1521 – Delegates Olszewski, Anderson, Aumann, Barve, Bohanan, Boteler, Cardin, Carter, Clagett, Clippinger, Cluster, Conaway, Cullison, DeBoy, Donoghue, Elliott, Haddaway-Riccio, Harper, Haynes, Hogan, Hucker, Jacobs, Jameson, Kach, A. Kelly, Kipke, Kramer, Krebs, Lafferty, McDermott, McMillan, A. Miller, Minnick, Mitchell, Oaks, Otto, B. Robinson, Rosenberg, Rudolph, Schulz, Smigiel, Stocksedale, Stukes, Valderrama, Valentino-Smith, Vitale, M. Washington, Wilson, and Wood

AN ACT concerning

Income Tax Checkoff – Maryland Veterans Trust Fund

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1522 – Delegate Reznik

AN ACT concerning

**Residential Child Care Programs – Statement of Need – Exception for
Temporary Relocation**

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1523 – Delegate Rudolph

AN ACT concerning

**Property Tax Exemption – Dwelling House of Disabled Veteran or Surviving
Spouse – Repeal of Domicile Requirements**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1525 – Delegates George, Beitzel, McConkey, McMillan, and Schuh

AN ACT concerning

**State Government – Commission on Efficiency in State Government –
Establishment**

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1526 – Delegate Rosenberg

AN ACT concerning

Earned Income Tax Credit – Calculation and Eligibility

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1528 – Delegate Braveboy

AN ACT concerning

Criminal Law – Sexual Offenses – Evidence of Defendant’s Past Conduct

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1529 – Delegates McIntosh and Niemann**EMERGENCY BILL**

AN ACT concerning

Real Property – Ground Rents

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1530 – St. Mary’s County Delegation**EMERGENCY BILL**

AN ACT concerning

St. Mary’s County Metropolitan Commission – Collection of Unpaid Charges

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environmental Matters:

House Bill 1531 – St. Mary’s County Delegation

EMERGENCY BILL

AN ACT concerning

St. Mary’s County Metropolitan Commission – Water and Sewer Service Charges – Volunteer Fire Departments and Rescue Squads – Exemption

The Bill was re-referred to the Committee on Environmental Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1532 – Delegates Hixson, Barkley, Barve, Cullison, Frick, Gutierrez, Huckler, Kaiser, A. Kelly, Kramer, Luedtke, A. Miller, Reznik, and Zucker

AN ACT concerning

**Capital Grant Program for Public School Systems
With Significant Enrollment Growth**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1533 – Delegate Dumais

AN ACT concerning

Commission on Child Custody Decision Making – Extension

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1542 – Delegates O’Donnell, Hubbard, and Hammen

AN ACT concerning

**Department of Health and Mental Hygiene – Newborn Screening Program
Fund – Establishment**

The Bill was re-referred to the Committee on Health and Government Operations.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #9

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 135 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Town of Kensington – Alcoholic Beverages – Special
B-K Licenses
MC 15-14**

HB0135/943097/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 135

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “areas;” insert “prohibiting the holder of a certain license in a certain commercial area from serving alcoholic beverages after a certain time;”; and in line 9, after “beverages” insert “licenses”.

AMENDMENT NO. 2

On page 2, in line 19, strike “**10401 CONNECTICUT AVENUE**” and substitute “**THE EAST SIDE OF CONNECTICUT AVENUE BETWEEN WARNER STREET AND KNOWLES AVENUE**”; and in line 29, strike “and L” and substitute “**L, AND M**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 136 – Montgomery County Delegation

AN ACT concerning

**Alcoholic Beverages – Montgomery County – Beer Festivals
MC 11-14**

HB0136/233197/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 136
(First Reading File Bill)

On page 2, in line 25, strike “OR”; and in the same line, after “MICRO-BREWERY” insert “LICENSE, OR A STATE CLASS 8 FARM BREWERY”.

The preceding amendment was read and adopted.

Favorable report, as amended, 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 140 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Micro-Brewery Licenses and Class D Beer and Light
Wine Licenses
MC 3-14**

HB0140/563899/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 140
(First Reading File Bill)

On page 3, in lines 17 and 18, in each instance, strike the bracket.

The preceding amendment was read and adopted.

Favorable report, as amended, 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 142 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Proportion of Food and Alcoholic Beverages Sales –
Class B Licenses and Class B–BWL (H–M) Licenses
MC 14–14**

HB0142/903191/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 142

(First Reading File Bill)

On page 1, in line 8, strike “future”.

The preceding amendment was read and adopted.

Favorable report, as amended, 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 143 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages Sales – Prohibition on Use of
Self-Scanning Cash Registers
MC 6–14**

HB0143/563294/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 143

(First Reading File Bill)

On page 1, in line 6, after “beverages” insert “for consumption off the licensed premises”; and in line 21, after “**BEVERAGES**” insert “**FOR CONSUMPTION OFF THE LICENSED PREMISES**”.

The preceding amendment was read and adopted.

Favorable report, as amended, 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 144 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor Licenses
MC 12-14**

HB0144/183498/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 144

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “removing” in line 5 down through “County;” in line 6 and substitute “authorizing the Montgomery County Board of License Commissioners to issue a Class B beer, wine and liquor license to an operator of a restaurant or hotel; requiring, as a prerequisite for the initial issuance of a Class B beer, wine and liquor license, an operator of a restaurant or hotel to attest to a certain proportion of future food and alcoholic beverage sales based on gross receipts; requiring, as a prerequisite for each renewal of a Class B beer, wine and liquor license, an operator of a restaurant or hotel to attest to a certain proportion of food and”

alcoholic beverage sales based on gross receipts from sales during a certain period of time; repealing a prohibition on the serving or consumption of alcoholic beverages at any bar, counter without seats, or certain other areas of a restaurant or hotel for which a Class B beer, wine and liquor license is issued; repealing a certain limit on the number of seats in a cocktail area of a restaurant or hotel for which a Class B beer, wine and liquor license is issued; repealing a prohibition on the display of certain signs in connection with a restaurant or hotel for which a Class B beer, wine and liquor license is issued;; strike beginning with “authorizing” in line 8 down through “receive” in line 12 and substitute “authorizing a person to hold a certain maximum number of Class B beer, wine and liquor licenses, with an exception allowing a licensee to obtain an additional license for a public hotel under certain conditions”; in line 14, after “circumstances;” insert “repealing certain definitions;”; in line 15, after “change;” insert “clarifying language;”; and in line 19, strike “8–216(a)(1)” and substitute “8–216(a)(1), (d)(1), (e), and (f)”.

AMENDMENT NO. 2

On page 2, in lines 12, 14, and 17, in each instance, strike the bracket; and in lines 12, 19, and 23, in each instance, after “owner” insert “OR OPERATOR”.

On page 3, strike beginning with the comma in line 12 down through “facilities” in line 17; strike in their entirety lines 18 through 21, inclusive; in line 22, strike “(v)” and substitute “(IV)”; and in line 33, strike “subsection” and substitute “SUBSECTIONS (D), (E), AND”.

On page 4, strike beginning with the colon in line 2 down through “**A**” in line 4 and substitute “A”; and strike beginning with the colon in line 7 down through “**A**” in line 9 and substitute “A”.

On page 6, strike beginning with the colon in line 13 down through “**A**” in line 15 and substitute “A”; and strike in their entirety lines 17 through 19, inclusive, and substitute:

“(d) (1) The Montgomery County Board of License Commissioners may issue, renew, and transfer and otherwise provide for 8 classes of alcoholic beverages licenses in the City of Takoma Park as follows:

(i) Class B (on–sale) beer and light wine, hotel and restaurant licenses;

(ii) Class H (on-sale) beer and light wine, hotel and restaurant licenses;

(iii) Class B (on-sale) beer, wine and liquor, hotel and restaurant licenses;

(iv) Class H-TP (on-sale) beer license;

(v) Class D-TP (on- and off-sale) beer and light wine license;

(vi) Class A-TP (off-sale) beer, wine and liquor license;

(vii) Class C-TP (on-sale) beer, wine and liquor license; and

(viii) Beer and wine sampling or tasting (BWST) licenses issued under § 8-408.2 of this title.

(e) The Board of License Commissioners may issue, renew, and transfer and otherwise provide a maximum of 2 Class H (on-sale) beer and light wine, hotel and restaurant licenses for use in the town of Laytonsville provided that:

(1) No license may be issued to any restaurant in which pool tables, billiard tables, shuffleboards, dart boards, video games, pinball machines, or recreational devices are used; and

(2) Alcoholic beverages served by a licensee may only be consumed by patrons while patrons are seated.

(f) The Montgomery County Board of License Commissioners may issue, renew, and transfer and otherwise provide Class H (on-sale) beer and light wine, hotel, and restaurant licenses for use in Damascus (12th election district) provided that:

(1) A license may not be issued to any restaurant in which pool tables, billiard tables, shuffleboards, dart boards, video games, pinball machines, or recreational devices are used; and

(2) Alcoholic beverages served by a licensee may be consumed by a patron only while the patron is seated.”.

On page 7, strike in their entirety lines 7 through 15, inclusive; in line 16, strike “(d) (1)” and substitute “**(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A PERSON MAY HOLD A MAXIMUM OF 10 LICENSES.**”

(2) (I)”;

in line 18, strike “(2)” and substitute “**(II)**”; in line 19, strike “(i)” and substitute “**1.**”; and in line 22, strike “(ii)” and substitute “**2.**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 226 – Delegates Jacobs, Arentz, and Smigiel

AN ACT concerning

Kent County – Alcoholic Beverages Act of 2014

HB0226/423990/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 226

(First Reading File Bill)

On page 2, strike beginning with “**BREWED**” in line 30 down through “**LICENSE**” in line 32.

The preceding amendment was read and adopted.

Favorable report, as amended, 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 269 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor
(Clubhouse/Lodge) License
MC 20-14**

HB0269/583991/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 269

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “the” in line 6 down through “which” in line 7 and substitute “that”; and in line 8, after “license” insert “only to a certain person for use by a certain facility”.

AMENDMENT NO. 2

On page 3, in line 32, after “TO” insert “THE EXECUTIVE DIRECTOR OF THE MONTGOMERY COUNTY REVENUE AUTHORITY, OR THE EXECUTIVE DIRECTOR’S DESIGNEE, FOR USE BY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 300 – Charles County Delegation

EMERGENCY BILL

AN ACT concerning

Charles County – Alcoholic Beverages – Licenses

HB0300/713392/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 300
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “date;” insert “altering the size of a sign the Charles County Board of License Commissioners is required to supply to certain applicants for alcoholic beverages licenses;”.

AMENDMENT NO. 2

On page 4, in line 24, strike “12 by 18” and substitute “**24 BY 36**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 322 – Washington County Delegation

AN ACT concerning

Washington County – Alcoholic Beverages – Restaurant Seating Capacity

HB0322/853094/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 322
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “reducing” and substitute “setting”; and in line 4, after “restaurants” insert “and Class P alcoholic beverages (on-sale) restaurants”.

AMENDMENT NO. 2

On page 2, in line 2, strike “[75] 50 persons; and” and substitute “:

A. 75 PERSONS FOR A CLASS B ALCOHOLIC BEVERAGES (ON-SALE) LICENSE; OR

B. 50 PERSONS FOR A CLASS P ALCOHOLIC BEVERAGES (ON-SALE) LICENSE; AND”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 433 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Organizational Licenses

HB0433/293890/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 433

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– Organizational Licenses” and substitute “Act of 2014”; in line 6, after “purposes;” insert “altering a certain restriction on the number of bottles of wine that may remain open at any one time at a wine sampling or tasting event in the County; prohibiting a single individual at an event from consuming more than a certain amount of wine from all brands in a single day; requiring the Board to adopt certain regulations;”; and after line 17, insert:

“BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 8–406

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 3, in line 2, after “LIQUOR” insert “FOR CONSUMPTION ON THE PREMISES ONLY”.

AMENDMENT NO. 3

On page 3, after line 12, insert:

“8-406.

- (a) This section applies only in Frederick County.
- (b) A beer and wine sampling or tasting (BWST) license may only be issued to a holder of a Class A license.
- (c) The annual license fee is \$200.
- (d) (1) Applications for a BWST license shall be made on forms supplied by the Board of License Commissioners.
 - (2) Renewals of the license may be made at the time the regular license is renewed.
 - (3) A license may be granted without a hearing.
 - (4) If application for a license is denied, the applicant may request a public hearing before the Board.
- (e) (1) A holder of a BWST license may allow consumption by a single individual for sampling or tasting purposes of:
 - (i) Not more than 1 ounce of a given brand of light wine; and
 - (ii) Not more than 3 ounces of a given brand of beer.
- [(2) A maximum of six bottles of wine may be opened at any one time.]**
- (2) THE BOTTLES OF WINE THAT MAY BE OPENED AT ANY ONE TIME AT A WINE SAMPLING OR TASTING EVENT ARE:**

(I) ALL OF THE BOTTLES IN A WINE PRESERVATION SYSTEM THAT THE BOARD APPROVES; AND

(II) NOT MORE THAN SIX OTHER BOTTLES OF WINE OPENED BY A HOLDER OF A SOLICITOR'S PERMIT, THE HOLDER OF THE BWST LICENSE, OR AN EMPLOYEE OF THE LICENSE HOLDER.

(3) A SINGLE INDIVIDUAL MAY NOT CONSUME MORE THAN 6 OUNCES OF WINE FROM ALL BRANDS IN A SINGLE DAY.

[(3)] (4) The licensee shall notify the Board in writing at least 5 days prior to each event.

[(4)] (5) Once opened, each bottle used for the beer and wine sampling or tasting event shall be marked that it is to be used for that purpose only.

[(5)] (6) The contents of each bottle may not be mixed with any other bottle and all bottles shall be destroyed once they are empty.

(f) (1) A BWST license is for on-premises consumption only.

(2) Sampling or tasting of beer or wine may not be conducted from a drive-through window.

(G) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION."

The preceding 3 amendments were read and adopted.

Favorable report, as amended, 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 463 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Alcoholic Beverages – Beer, Wine and Liquor Licenses
MC 16-14

HB0463/523494/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 463

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “sales” insert “during certain hours”; in line 9, strike “future”; in line 10, after “sales” insert “during certain hours”; in line 18, after “Sunday;” insert “altering the hours that a holder of a Class B–BWL or Class B–BWL (H–M) license may sell alcoholic beverages on Monday, Tuesday, Wednesday, Thursday, and certain Sundays;”; and in line 22, strike “Friday, Saturday, and certain Sundays” and substitute “certain days”.

AMENDMENT NO. 2

On page 2, in line 34, after “BEVERAGES” insert “:

1. FROM 9 A.M. TO 9 P.M. ON MONDAY, TUESDAY, WEDNESDAY, THURSDAY, FRIDAY, AND SATURDAY; AND

2. FROM 10 A.M. TO 9 P.M. ON SUNDAY”.

On page 3, in line 6, after “BEVERAGES” insert “:

1. FROM 9 A.M. TO 9 P.M. ON MONDAY, TUESDAY, WEDNESDAY, THURSDAY, FRIDAY, AND SATURDAY; AND

2. FROM 10 A.M. TO 9 P.M. ON SUNDAY”.

On page 4, in line 30, strike “1 A.M.” and substitute “2 A.M.”.

On page 5, in line 15, strike “1 A.M.” and substitute “2 A.M.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, 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 591 – Delegates Vitale, Barnes, Beidle, Frush, George, Love, McConkey, McMillan, Pena–Melnyk, Schuh, and Sophocleus

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Tasting Licenses

HB0591/623996/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 591

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike beginning with “Delegates” down through “Sophocleus” and substitute “Anne Arundel County Delegation”; in lines 3, 4, and 5, in each instance, strike “BWST” and substitute “BWLT”; in line 3, strike “spirits” and substitute “liquor”; and in line 4, strike the second “license” and substitute “and BWT licenses”.

AMENDMENT NO. 2

On page 2, in lines 1, 5, 13, 14, and 16, in each instance, strike “**BWST**” and substitute “**BWLT**”; in line 1, strike “**CORDIAL,**”; in the same line, strike “**AND**”; in the same line, after “**WINE**” insert “**AND LIQUOR**”; in line 6, strike “**BWL**” and substitute “**A**”; in the same line, strike “**(ON–PREMISES)**” and substitute “**(OFF–PREMISES)**”; in line 8, strike “**BWL**” and substitute “**A**”; in the same line, strike “(on–premises)” and substitute “**(OFF–PREMISES)**”; in the same line, strike “**BW**” and substitute “**A**”; and in line 9, strike “(on–sale)” and substitute “**(OFF–PREMISES)**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0591/883496/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 591
(First Reading File Bill)

On page 2, in line 15, strike “BWL or BW” and substitute “A”.

The preceding amendment was read and 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 831 – Delegates Branch, Anderson, Carter, Conaway, Glenn, Hammen, Harper, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Stukes, Tarrant, and M. Washington

EMERGENCY BILL

AN ACT concerning

Baltimore City – Alcoholic Beverages Act of 2014

HB0831/233699/2

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 831
(First Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike beginning with “repealing” in line 28 on page 1 down through “State;” in line 1 on page 2.

On page 2, in line 8, after “regulation;” insert “requiring the Board to post certain regulations online;”.

AMENDMENT NO. 2

On page 6, strike in their entirety lines 8 and 9; and in line 10, strike “**3.**” and substitute “**2.**”.

AMENDMENT NO. 3

On page 8, in line 21, after the period insert a closing bracket; in line 22, strike “(6)” and substitute “**(5)**”; and in line 23, strike the bracket.

AMENDMENT NO. 4

On page 12, in line 1, after “published” insert “, **POSTED ONLINE,**”.

AMENDMENT NO. 5

On page 14, in line 10, after “**CIVIL**” insert “**SERVICE**”; in line 29, strike the third bracket; and in line 30, strike “] **PERFORMANCE**” and substitute “, **PERFORMANCE,**”.

AMENDMENT NO. 6

On page 2, in line 24, after “Act;” insert “**providing for the termination of certain provisions of this Act;**”.

On page 3, after line 3, insert:

“BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–801(c)(1)

Annotated Code of Maryland

(As enacted by Chapter ____ (H.B. 270) of the Acts of the General Assembly of 2014)”.

On page 15, after line 21, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On page 16, in line 7, strike “2.” and substitute “**3.**”; and after line 8, insert:

“Article – General Provisions

5–801.

(c) (1) In Baltimore City, “local official” includes:

(i) city employees and officials of the Baltimore City Health Department;

(II) EMPLOYEES AND MEMBERS OF THE BALTIMORE CITY BOARD OF LIQUOR LICENSE COMMISSIONERS;

[(ii)](III) the Police Commissioner of Baltimore City and the civilian employees and police officers of the Police Department of Baltimore City; and

[(iii)](IV) members and employees of the Civilian Review Board.

SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On page 17, in line 11, strike “3.” and substitute “5.”; in line 20, strike “4.” and substitute “6.”; after line 21, insert:

“SECTION 7. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take effect on the taking effect of Chapter _____ (H.B. 270) of the Acts of the General Assembly of 2014. If Section 3 of this Act takes effect, Section 2 of this Act shall be abrogated and of no further force and effect.”;

in line 20, strike “Section 1” and substitute “Sections 1 and 2”; in line 22, strike “5.” and substitute “8.”; and in line 23, strike “Section 4” and substitute “Sections 6 and 7”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, 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 953 – Delegates McHale, B. Robinson, and Tarrant

AN ACT concerning

Baltimore City – Alcoholic Beverages – Micro-Brewery Licenses

HB0953/993991/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 953

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “locations” insert “, under certain circumstances”; in the same line, after the semicolon insert “requiring a holder of a Class 7 license to submit a certain application to the State Comptroller; requiring the State Comptroller to make a certain determination and consider a certain factor; prohibiting a holder of a Class 7 license from serving or selling beer at a certain location;”.

AMENDMENT NO. 2

On page 4, in line 25, strike “IN” and substitute “**(I) SUBJECT TO SUBPARAGRAPHS (II), (III), AND (IV) OF THIS PARAGRAPH, IN**”; in lines 27 and 29, strike “(I)” and “(II)”, respectively, and substitute “**1.**” and “**2.**”, respectively; in line 30, strike “(I)” and substitute “**1**”; and after line 31, insert:

“(II) THE HOLDER OF A CLASS 7 LICENSE MAY BREW IN TWO LOCATIONS USING THE SAME LICENSE IF THE LICENSE HOLDER:

1. REQUESTS PERMISSION BY SUBMITTING A WRITTEN APPLICATION TO THE STATE COMPTROLLER; AND

2. OBTAINS WRITTEN APPROVAL FROM THE STATE COMPTROLLER.

(III) BEFORE AUTHORIZING A HOLDER OF A CLASS 7 LICENSE TO BREW IN TWO LOCATIONS USING THE SAME LICENSE, THE STATE COMPTROLLER SHALL:

1. MAKE A DETERMINATION THAT A SECOND LOCATION TO BREW ADDITIONAL CAPACITY IS NECESSARY DUE TO INSUFFICIENT SPACE AT THE EXISTING CLASS 7 LICENSE LOCATION; AND

2. CONSIDER ANY OTHER FACTOR RELEVANT TO APPROVAL OF THE APPLICATION.

(IV) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, A HOLDER OF A CLASS 7 LICENSE MAY NOT SERVE OR SELL BEER FOR ON-PREMISES OR OFF-PREMISES CONSUMPTION AT THE SECOND BREWING LOCATION.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0953/513295/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 953, AS AMENDED

(First Reading File Bill)

On page 4, in line 31, strike “PARAGRAPH” and substitute “**SUBPARAGRAPH**”.

The preceding amendment was read and 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 1091 – Howard County Delegation

AN ACT concerning

Howard County – Alcoholic Beverages – Beer Festivals

Ho. Co. 09-14

HB1091/363098/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 1091

(First Reading File Bill)

On page 2, in line 11, strike “OR”; and in the same line, after the second “LICENSE” insert “, OR A CLASS 8 FARM BREWERY LICENSE”.

The preceding amendment was read and adopted.

Favorable report, as amended, 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 1097 – Garrett County Delegation

AN ACT concerning

Garrett County – Alcoholic Beverages – Sunday Sales for On-Premises Consumption

HB1097/733198/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1097

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 4 down through “circumstances;” in line 6; in line 6, strike “this Act”; in line 8, after “County” insert “the question of whether the holder of certain alcoholic beverages licenses in Garrett County should be authorized to sell alcoholic beverages for consumption on the licensed premises on certain Sundays under certain circumstances; requiring the Board of County Commissioners and the Board of Supervisors of Elections of Garrett County to take certain actions regarding the referendum required under this Act; requiring the County Board of License Commissioners to report certain information to the Department of Legislative Services by a certain date; requiring the publishers of the Annotated Code of Maryland to list in the Annotated Code each district and precinct in Garrett County that has approved the sale of alcoholic beverages by certain license holders on Sundays”.

AMENDMENT NO. 2

On page 3, strike beginning with “before” in line 13 down through “first” in line 14 and substitute “:

(1) in accordance with Article 2B, § 11–512(c)(1)(ii) of the Annotated Code of Maryland, a question substantially similar to the following shall”;

in line 15, after the second “districts” insert “in Garrett County at the general election to be held in November of 2014.”; strike beginning with the first “in” in line 16 down through “2014.” in line 17 and substitute “:

“Do you favor authorizing Sunday sales of alcoholic beverages with a meal, if applicable, in your election district by holders of Class B, Class C, and Class D alcoholic beverages licenses, in accordance with Article 2B, § 11–512 of the Annotated Code of Maryland, from 1 p.m. until 10 p.m. and requiring the payment of additional fees by Class B, Class C, and Class D license holders who wish to sell alcoholic beverages on Sundays?”.

(2)(i)”;

strike beginning with the second “the” in line 20 down through “law” in line 21 and substitute “Sunday sales of alcoholic beverages”; in line 21, strike “the provisions of this Act” and substitute “, the authority to sell alcoholic beverages on Sundays, in accordance with Article 2B, § 11–512 of the Annotated Code of Maryland,”; in line 23, strike “the referred law” and substitute “Sunday sales of alcoholic beverages”; in line 24, strike “the provisions of this Act are of no effect and null and void” and substitute “, the sale of alcoholic beverages on Sunday shall be prohibited”; in line 25, after “precinct.” insert:

“(ii)”;

in line 26, after “referendum” insert “required under this section”; and in line 27, after “district.” insert:

“(iii) The Garrett County Board of License Commissioners shall provide to the Department of Legislative Services, by December 1, 2014, a complete list of all election districts and precincts in Garrett County in which Sunday sales of alcoholic beverages are authorized.”.

AMENDMENT NO. 3

On page 3, in line 28, after “ENACTED,” insert “That the publishers of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall list, in an annotation to Article 2B, § 11–512 of the Code, each district and precinct in Garrett County in which the voters have approved the sale of alcoholic beverages on Sundays.”

SECTION 4. AND BE IT FURTHER ENACTED.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 334)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #22

House Bill 365 – Delegates Conway, Costa, DeBoy, Malone, Otto, Rudolph, Weir, ~~and Wood~~ Wood, Bromwell, Donoghue, Elliott, Hammen, Hubbard, Kach, Kipke, Krebs, Morhaim, Murphy, Nathan–Pulliam, Oaks, Ready, Reznik, Tarrant, and V. Turner

AN ACT concerning

Public Safety – Fire, Rescue, and Ambulance Funds – Distribution

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 0 (See Roll Call No. 335)

The Bill was then sent to the Senate.

House Bill 437 – Delegates Pena–Melnyk, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, Kach, A. Kelly, Morhaim, Murphy, Oaks, Reznik, Tarrant, and V. Turner

AN ACT concerning

Health Maintenance Organizations – Payments to Nonparticipating Providers – Repeal of Termination Date

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 0 (See Roll Call No. 336)

The Bill was then sent to the Senate.

House Bill 710 – Delegates Cullison, Hucker, Barkley, Barnes, Carr, Clagett, Donoghue, Frick, Glenn, Gutierrez, Jameson, A. Kelly, Kramer, Lafferty, Lee, Luedtke, McHale, A. Miller, Murphy, Pena–Melnyk, Reznik, V. Turner, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Labor and Employment – Nursing Homes and Health Care Facilities – Workplace Violence Prevention Safety Assessment and Safety Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 0 (See Roll Call No. 337)

The Bill was then sent to the Senate.

House Bill 781 – Delegates Clippinger, ~~Arora, Simmons~~, Glenn, ~~Arora~~, Cluster, Dumais, Glass, Lee, McComas, McDermott, Mitchell, Parrott, Smigiel, Sophocleus, Valderrama, Valentino–Smith, and Waldstreicher

AN ACT concerning

Criminal Law – Person in a Position of Authority – Sexual Offenses With a Minor

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 338)

The Bill was then sent to the Senate.

House Bill 802 – Delegates Lee, Smigiel, Nathan–Pulliam, Carr, Cullison, Elliott, Gutierrez, Guzzone, Healey, Howard, A. Kelly, Krebs, McComas, McDonough, A. Miller, Murphy, B. Robinson, Simmons, Stocksdales, and A. Washington

AN ACT concerning

Maryland Medical Assistance Program – Telemedicine

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 0 (See Roll Call No. 339)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Wood moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 126 Negative – 3 (See Roll Call No. 340)

In compliance with the rules, the Bill was introduced.

Delegate Wood moved to suspend the rules and assign the bill to the committee of jurisdiction.

The motion was adopted by roll call vote as follows:

Affirmative – 126 Negative – 3 (See Roll Call No. 341)

House Bill 1550 – Delegates Wood and Bohanan

AN ACT concerning

Creation of a State Debt – St. Mary’s County – Cedar Lane Senior Living Community Project – Phase 4

FOR the purpose of authorizing the creation of a State Debt not to exceed \$170,000, the proceeds to be used as a grant to the Board of Directors of the Friends of Cedar Lane, 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.

Delegate Carr moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 342)

In compliance with the rules, the Bill was introduced.

House Joint Resolution 11 – Delegates Carr, Braveboy, Cardin, Cullison, Eckardt, Fraser-Hidalgo, Frick, Frush, Gaines, Gutierrez, Haddaway-Riccio, Hubbard, A. Kelly, Love, Luedtke, A. Miller, Nathan-Pulliam, Pena-Melnyk, Reznik, Rosenberg, and Waldstreicher

A House Joint Resolution concerning

Commemoration of World Autism Awareness Day

FOR the purpose of commemorating April 2 as World Autism Awareness Day by specifying that the lights on the State House shall be colored blue to participate in the “Light It Up Blue” initiative; and generally relating to the commemoration of World Autism Awareness Day.

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

QUORUM CALL

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

(See Roll Call No. 343)

ADJOURNMENT

At 8:43 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 8, 2014, Calendar Day Tuesday, March 11, 2014.

Annapolis, Maryland
Legislative Day: March 8, 2014
Calendar Day: Tuesday, March 11, 2014

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

Prayer by Delegate Jim Gilchrist of Montgomery County.

QUORUM CALL

The presiding officer announced a quorum call, showing 122 Members present.

(See Roll Call No. 344)

The Journal of March 7, 2014 was read and approved.

EXCUSES:

Del. Donoghue – late – business

Del. Frank – medical

Del. Harper – medical

Del. Hucker – late – business

Del. A. Kelly – business

Del. Mizeur – late – personal

Del. Serafini – late – personal

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 141 – Senator Conway

AN ACT concerning

**Baltimore City – Tax Sales – ~~Environmental Violations – Liens on Real~~
Property Nonpayment of Environmental Citations**

FOR the purpose of ~~requiring an unpaid penalty imposed under the Environment Article to become a lien on a person's real property; requiring the Secretary of the Environment to record certain liens; requiring any funds recovered from a tax sale of real property subject to certain liens to be allocated in the same manner as certain timely paid penalties; requiring the Secretary to include information on the number of certain liens recorded in certain reports;~~

~~authorizing a tax collector to withhold from tax sale real property with certain liens under~~ altering a certain prohibition against tax sales in Baltimore City for nonpayment of certain environmental citations to apply the prohibition only if the total amount of unpaid environmental citations is less than a certain amount; authorizing tax sales in Baltimore City for nonpayment of certain environmental citations only after exhaustion of certain rights of appeal; providing for the application of this Act; and generally relating to the enforcement of environmental violations.

~~BY repealing and reenacting, with amendments,~~

~~Article – Environment~~

~~Section 1–301~~

~~Annotated Code of Maryland~~

~~(2013 Replacement Volume)~~

~~BY repealing and reenacting, without amendments,~~

~~Article – Tax – Property~~

~~Section 14–801(a) and (c) and 14–808~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2013 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Tax – Property~~

~~Section 14–811~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2013 Supplement)~~

BY repealing and reenacting, with amendments,

The Charter of Baltimore City

Article II – General Powers

Section (19)(b)

(2007 Replacement Volume, as amended December 31, 2006)

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

Senate Bill 248 – Senators Frosh, Madaleno, and Raskin

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~~ extending the statute of limitations for a violation of 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 and statutes of limitations.

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 5–106(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 5–106(dd)

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, ~~with~~ without amendments,

Article – Criminal Law

Section 4–204

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 378 – Senator Conway

AN ACT concerning

Vehicle Laws – Electric Bicycle – Definition

FOR the purpose of altering the definition of “bicycle” for the purposes of the Maryland Vehicle Law to include an electric bicycle; defining the term “electric bicycle”; establishing that the defined terms “moped”, “motorized minibike”, and “motor vehicle” do not include an electric bicycle; and generally relating to electric bicycles.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 11–104, 11–134.1, 11–134.4, and 11–135

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Transportation

Section 11–117.1

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 13–102(7), 13–104(a), 16–101(a), 17–104.1, and 21–1207.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 389 – Senator Robey

AN ACT concerning

Motor Vehicles – Inspection Certificates for Used Vehicles – Procedures

FOR the purpose of ~~repealing the requirement that the Automotive Safety Enforcement Division of the Department of State Police prepare certain inspection certificates for used motor vehicles and provide the certificates without charge to licensed motor vehicle inspection stations;~~ requiring the Automotive Safety Enforcement Division of the Department of State Police to establish the manner and format for the submission of an inspection certificate for the transfer of a used motor vehicle; ~~authorizing the Division to require~~ establishing that the Division may authorize electronic submission of an inspection certificate for a used motor vehicle; requiring the Division to authorize the use of inspection certificate forms for the submission of an inspection certificate; repealing certain provisions of law governing the required issuance and use of written inspection certificates for used motor vehicles; requiring the Department to submit a certain report to certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; altering a certain definition; making a certain technical correction; and generally relating to procedures applicable to inspection certificates for used motor vehicles.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 23–101(a), (b), and (f) ~~and 23–103(a), 23–103(a), and 23–108~~
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 23–101(e), 23–103(b), 23–106, 23–107(a)(1), and 23–109(h) through (k)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing
Article – Transportation
Section ~~23–108 and~~ 23–109(g)

Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Transportation
Section ~~23-108~~ 23-108.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 607 – Senators Shank, Forehand, Jacobs, Raskin, and Stone

AN ACT concerning

Health Occupations – Child Abuse and Neglect – Failure to Report and Training

FOR the purpose of ~~requiring an agency that is participating in a child abuse or neglect investigation and that has reasonable grounds to believe that a person has failed to report child abuse as required under a certain provision of law to file a certain complaint with a certain board, agency, institution, or facility;~~ requiring each health occupation board authorized to issue a license or certificate to adopt certain regulations regarding training on the identification and reporting of child abuse and neglect; specifying certain requirements for the child abuse and neglect training; requiring each health occupation board to establish a certain process for obtaining certification that certain courses satisfy certain training requirements; specifying certain sanctions for a violation of a certain regulation adopted by a health occupation board; establishing that this Act does not affect certain other disciplinary actions of a health occupation board authorized under other provisions; requiring each health occupation board to submit a certain annual statistical report to the Secretary of Health and Mental Hygiene; requiring the Secretary to compile certain information and submit a certain annual report to the General Assembly; defining certain terms; and generally relating to child abuse and neglect.

~~BY adding to~~

~~Article – Family Law
Section 5-705.3
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)~~

BY adding to

Article – Health Occupations
Section 1-222
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 811 – Senator Raskin

AN ACT concerning

Corporations and Associations – Maryland Securities Act – Registration and Filing Exemptions

FOR the purpose of exempting a certain security issued by ~~a certain business entity to an individual purchaser who is a resident~~ an entity formed, organized, or existing under the laws of the State from certain registration and filing requirements under certain circumstances; ~~requiring the Division of Securities within the Office of the Attorney General to develop for the public a document containing certain information regarding crowdfunding and publish the document on the Web site of the Division on or before a certain date~~ requiring a person required to submit a filing in accordance with a certain exemption to pay a certain fee for each filing; and generally relating to the Maryland Securities Act and registration and filing exemptions.

BY repealing and reenacting, without amendments,
Article – Corporations and Associations
Section 11–101(a), (d), (k), (m), (p), and (r), 11–205, and 11–501
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 11–506 and 11–601(15) and (16)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY adding to
Article – Corporations and Associations
Section 11–601(16)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

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

Senate Bill 936 – Cecil County Senators

AN ACT concerning

Cecil County – ~~Salary of the~~ Salary of the Sheriff and Orphans' Court Judges – Salary

FOR the purpose of increasing the annual salary of the Sheriff of Cecil County, beginning with a certain fiscal year; increasing the salary of each judge of the Orphans' Court for Cecil County; providing for the application of this Act; and generally relating to the salary of the Sheriff and judges of the Orphans' Court of Cecil County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(i)(1)(i)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–108(i)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

THE COMMITTEE ON APPROPRIATIONS REPORT #5

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 482 – Delegates M. Washington, Anderson, Barnes, Branch, Clippinger, Davis, Guzzone, Haynes, Hucker, Kaiser, Luedtke, Mitchell, Mizeur, Olszewski, B. Robinson, Summers, Tarrant, A. Washington, Wilson, and Zucker

AN ACT concerning

Higher Education – Unaccompanied Homeless Youth – Tuition Exemption

HB0482/184861/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 482

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the second “a” in line 5 down through “way” in line 6 and substitute “that certain youths qualify as certain students under a certain”

federal act”; strike beginning with “authorizing” in line 6 down through “available;” in line 8; and in line 8, after “to” insert “a”.

AMENDMENT NO. 2

On page 2, in line 23, strike “1.”; and strike beginning with the semicolon in line 24 down through “SELF-SUPPORTING” in line 26.

On pages 2 and 3, strike in their entirety the lines beginning with line 27 on page 2 through line 7 on page 3, inclusive, and substitute:

“(B) WHEN DETERMINING WHETHER A YOUTH IS AN UNACCOMPANIED HOMELESS YOUTH, A FINANCIAL AID ADMINISTRATOR SHALL VERIFY THAT THE YOUTH QUALIFIES AS AN INDEPENDENT STUDENT UNDER THE FEDERAL COLLEGE COST REDUCTION AND ACCESS ACT, 20 U.S.C. § 1087VV(D)(1)(H).”.

AMENDMENT NO. 3

On page 3, after line 32, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) on or before June 30, 2017, each public institution of higher education in the State shall report to the Maryland Higher Education Commission regarding the number of unaccompanied homeless youth that receive a tuition exemption under § 15-106.1 of the Education Article, as enacted by Section 1 of this Act, in the preceding 3 years; and

(b) on or before September 1, 2017, the Maryland Higher Education Commission shall report, in accordance with § 2-1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee, the Senate Budget and Taxation Committee, the House Appropriations Committee, and the House Ways and Means Committee regarding the information collected under subsection (a) of this section.”;

and in line 33, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 805 – Delegates Haddaway–Ricchio and Eckardt

AN ACT concerning

Talbot County – Child Support Enforcement Administration – Transfer of Personnel

HB0805/604768/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 805

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Administration”; in line 4, strike “the functions, powers, duties, and personnel of the” and substitute “certain employees of”; strike beginning with “Department” in line 5 down through “of” in line 6 and substitute “who served as employees of the child support division of the Talbot County State’s Attorney’s Office as of a certain date to”; strike beginning with “providing” in line 7 down through “law;” in line 8; in line 16, strike “to the Child Support Enforcement Administration of” and substitute “of Talbot County to”; and strike in their entirety lines 18 through 22, inclusive.

AMENDMENT NO. 2

On pages 1 and 2, strike beginning with “That” in line 24 on page 1 down through “ENACTED,” in line 28 on page 2.

On page 2, in line 29, strike “the”; strike beginning with “Department” in line 29 down through “Enforcement” in line 30 and substitute “who served as employees of the child support division of the Talbot County State’s Attorney’s Office as of September 30, 2013,”; strike beginning with “the” in line 30 down through “of” in line 31; and strike beginning with “in” in line 31 down through “Article” in line 32.

On page 3, in line 28, strike “4.” and substitute “2.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

**House Bill 822 – Chair, Appropriations Committee (By Request –
Departmental – Budget and Management)**

AN ACT concerning

**State Employee and Retiree Health and Welfare Benefits Program –
Participation in Program – City of Hyattsville and Satellite Organizations**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 904 – Delegates Valentino–Smith, Barnes, Gaines, and Ivey

AN ACT concerning

Human Services – Local Management Boards – Study and Report

HB0904/674669/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 904

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Human Services” and substitute “Children, Youth, and Family Services”; in the same line, strike “– Study” and substitute “and State Spending – Information Collection”; strike beginning with “requiring” in line 3 down through “study” in line 6 and substitute “requiring certain local management boards to provide certain information to the Department of Legislative Services by a certain date; requiring certain State agencies to provide certain information on State spending in each county and municipal corporation for services and programs for children, youth, and families to the Department by a certain date; requiring the Department to

collect certain information and report the information to the General Assembly in a certain form"; in line 7, after "boards" insert "and State spending on services and programs for children, youth, and families"; and in line 10, strike "and (m)".

AMENDMENT NO. 2

On page 1, strike line 20 in its entirety.

On page 2, in lines 10 and 11, strike beginning with "The" in line 10 down through "of" in line 11 and substitute "On or before October 1, 2014,"; in line 11, after "State" insert "shall provide to the Department of Legislative Services information"; in line 18, strike "provided" and substitute "administered or funded"; in line 19, after "served" insert "by programs administered or funded"; and after line 28, insert:

"(b) (1) On or before October 1, 2014, to the extent a State agency has information on State spending, including grants, for services and programs for children, youth, and families, the State agency shall provide the available information, organized by county and municipal corporation, to the Department of Legislative Services.

(2) The information provided under paragraph (1) of this subsection shall include any available outcome data, evaluations, and other accompanying information relating to the use of State funds for services and programs for children, youth, and families that is already reported.

(c) The Department of Legislative Services shall:

(1) collect the information that is provided by the local management boards and State agencies under subsections (a) and (b) of this section; and"

On page 3, strike in their entirety lines 1 through 4, inclusive, and substitute:

"(2) on or before January 1, 2015, report the information collected under item (1) of this subsection to the General Assembly, in accordance with § 2-1246 of the State Government Article, in the form of a data resource guide organized by county and municipal corporation."

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 961 – Delegates Hough and Cluster

AN ACT concerning

State Correctional Officers’ Bill of Rights – Hearing Board – Membership

Favorable report adopted.

Delegate Barnes moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

**House Bill 1040 – Delegates M. Washington, Gaines, Guzzone, Proctor,
Rosenberg, and Zucker**

AN ACT concerning

**State Personnel – Disciplinary Appeal and Grievance Procedure Documents
– Electronic Transmission**

HB1040/254166/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1040

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “appointing” in line 5 down through “employees” in line 6 and substitute “parties”.

AMENDMENT NO. 2

On page 2, strike beginning with “APPOINTING” in line 3 down through the second “EMPLOYEE” in line 4 and substitute “APPROPRIATE PARTIES”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 1307 – Delegates Wilson, Anderson, Beidle, Bohanan, Braveboy, Burns, Carter, Clippinger, Cluster, Costa, Frush, Gilchrist, Glenn, Guzzone, Haynes, Hough, K. Kelly, Lee, Love, McComas, McMillan, Mizeur, Niemann, Rosenberg, Smigiel, Tarrant, F. Turner, Valderrama, Valentino-Smith, Vitale, Walker, A. Washington, M. Washington, and Zucker

AN ACT concerning

Children in Out-of-Home Placement – Annual Notice of Benefits

HB1307/404861/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1307

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “mail,” insert “requiring the Secretary of Human Resources to submit a report on the implementation of this Act to certain committees of the General Assembly by a certain date.”.

AMENDMENT NO. 2

On page 2, after line 9, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Secretary of Human Resources shall report on or before December 31, 2014, to the Senate Finance Committee and the House Appropriations Committee, in accordance with § 2-1246 of the State Government Article, on how the Department of Human Resources has implemented the provisions of this Act.”;

and in line 10, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 1317 – Delegates Rosenberg, Bohanan, and A. Miller

AN ACT concerning

Higher Education – Maryland Technology Internship Program

HB1317/894469/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1317

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 5, strike “the Shriver Center located at”; in line 5, after “County” insert “(UMBC)”; in lines 9, 10, and 13, in each instance, strike “the Shriver Center” and substitute “UMBC”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 6 and 7; in line 8, strike “(D)” and substitute “(C)”; and after line 10, insert:

“(D) “UMBC” MEANS THE UNIVERSITY OF MARYLAND, BALTIMORE COUNTY.”.

AMENDMENT NO. 3

On page 3, in line 4, strike “**THE SHRIVER CENTER**” and substitute “UMBC”; in lines 5 and 6, strike “**THE SHRIVER CENTER**” and substitute “UMBC”; in line 8, strike “**PORTAL**” and substitute “SITE”; in line 9, strike “**APPLY ONLINE TO BE MATCHED WITH**” and substitute “LEARN ABOUT”; in line 10, after “**BUSINESSES**” insert “AND INTERNSHIP OPPORTUNITIES”; and in line 21, after “**INCUBATORS**” insert “AND LEARN ABOUT STARTING A BUSINESS IN THE STATE”.

AMENDMENT NO. 4

On page 4, in lines 1, 7, and 13, in each instance, strike “AN” and substitute “A NONPROFIT”; in line 12, strike “OR”; in line 17, after “YEAR;” insert “OR”; in line 18, after “(IV)” insert “1.”; in the same line, strike “BE A VETERAN” and substitute “HAVE BEEN HONORABLY DISCHARGED FROM THE UNITED STATES ARMED FORCES, THE NATIONAL GUARD, OR A RESERVE COMPONENT OF THE UNITED STATES ARMED FORCES WITHIN 18 MONTHS OF THE DATE OF APPLICATION;”

2. BE A RESIDENT OF MARYLAND; AND

3. HAVE GRADUATED FROM A 2-YEAR OR 4-YEAR INSTITUTION OF HIGHER EDUCATION;

in lines 19 and 20, strike “AT LEAST 10 HOURS EACH WEEK OR A TOTAL” and substitute “A MINIMUM”; in line 22, strike “THE SHRIVER CENTER” and substitute “UMBC”; and in lines 23 and 24, in each instance, strike “THE SHRIVER CENTER” and substitute “UMBC”.

AMENDMENT NO. 5

On page 5, in lines 1 and 2, strike “AT LEAST 10 HOURS EACH WEEK OR A TOTAL” and substitute “A MINIMUM”; in lines 7 and 8, strike “THE SHRIVER CENTER” and substitute “UMBC”; and in lines 10 and 28, in each instance, strike “THE SHRIVER CENTER” and substitute “UMBC”.

AMENDMENT NO. 6

On page 6, in line 18, strike “BUSINESS” and substitute “INTERN”; in line 20, strike “THE SHRIVER CENTER” and substitute “UMBC”; in line 21, strike “OF THE FUND”; and in line 24, strike “THE SHRIVER CENTER” and substitute “UMBC”.

AMENDMENT NO. 7

On page 7, in line 6, strike “THE SHRIVER CENTER” and substitute “UMBC”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

**House Bill 1457 – Chair, Appropriations Committee (By Request –
Departmental – Public Safety and Correctional Services)**

AN ACT concerning

State Correctional Officers’ Bill of Rights – Definition of Correctional Officer

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

**House Bill 1458 – Chair, Appropriations Committee (By Request –
Departmental – Public Safety and Correctional Services)**

AN ACT concerning

**Correctional Services – Charges Recommending Discipline – Investigative
Period**

HB1458/944567/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 1458

(First Reading File Bill)

On page 2, in lines 3 and 4, strike “: **(1)**”; in lines 5, 7, and 9, strike “**(I)**”, “**(II)**”, and “**(III)**”, respectively, and substitute “**(1)**”, “**(2)**”, and “**(3)**”, respectively; and strike beginning with the semicolon in line 10 down through “**SUBSECTION**” in line 15.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate Cluster moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #7

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 929 – Delegates Malone and McMillan

AN ACT concerning

Motor Vehicles – Speed Monitoring Systems – Local Jurisdictions

HB0929/180318/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 929

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and McMillan” and substitute “McMillan, Beidle, Cane, Fraser–Hidalgo, Frush, Healey, Holmes, Lafferty, McIntosh, Niemann, S. Robinson, Stein, Weir, and Wilson”; strike line 2 in its entirety; after line 2, insert “Speed Monitoring Systems Reform Act of 2014”; in line 10, after the second “certain” insert “public”; and in line 19, after “paid;” insert “requiring the Maryland Police Training Commission to compile and make publicly available an annual report containing certain information on each local speed monitoring system program;”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 13 down through “**APPARENTLY**” in line 16 and substitute “APPARENTLY”; in line 17, strike “**FOR WHICH THE CONTRACTOR IS RESPONSIBLE**” and substitute “THAT IS UNDER THE CONTROL OF THE CONTRACTOR”; in line 18, after “**INCLUDES**” insert “A POTENTIAL VIOLATION BASED ON”; strike beginning with “**A**” in line 19 down through “**FOCUS**” in line 24 and substitute “A RECORDED IMAGE OF A REGISTRATION PLATE THAT DOES NOT MATCH THE REGISTRATION PLATE ISSUED FOR THE MOTOR VEHICLE IN THE RECORDED IMAGE;”

2. A RECORDED IMAGE THAT SHOWS A STOPPED VEHICLE OR NO PROGRESSION;

3. AN INCORRECTLY MEASURED SPEED FOR A MOTOR VEHICLE;

4. A MEASURED SPEED OF A MOTOR VEHICLE THAT IS BELOW THE THRESHOLD SPEED THAT WOULD SUBJECT THE OWNER TO A CIVIL CITATION UNDER THIS SECTION;

5. A RECORDED IMAGE THAT WAS TAKEN OUTSIDE OF THE HOURS AND DAYS THAT SPEED MONITORING SYSTEMS ARE AUTHORIZED FOR USE IN SCHOOL ZONES; AND

6. A RECORDED IMAGE THAT WAS TAKEN BY A SPEED MONITORING SYSTEM WITH AN EXPIRED CALIBRATION CERTIFICATE”;

and strike in their entirety lines 25 through 28, inclusive.

AMENDMENT NO. 3

On page 7, after line 7, insert:

“C. IF THE LOCAL DESIGNEE DETERMINES THAT A PERSON DID NOT RECEIVE NOTICE OF A CITATION ISSUED UNDER THIS SECTION DUE TO AN ADMINISTRATIVE ERROR, THE LOCAL DESIGNEE MAY RESEND THE CITATION IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION OR VOID THE CITATION.

D. A LOCAL DESIGNEE THAT TAKES ANY ACTION DESCRIBED UNDER SUBSUBSUBPARAGRAPH C OF THIS SUBSUBPARAGRAPH SHALL NOTIFY THE ADMINISTRATION OF THE ACTION FOR THE PURPOSE OF RESCINDING ANY ADMINISTRATIVE PENALTIES IMPOSED UNDER SUBSECTION (G) OF THIS SECTION.

E. A LOCAL DESIGNEE MAY NOT DETERMINE THAT A CITATION IS AN ERRONEOUS VIOLATION BASED SOLELY ON THE DISMISSAL OF THE CITATION BY A COURT.”.

AMENDMENT NO. 4

On page 9, in line 5, after the second “A” insert “NEW”; and in line 7, after “2.” insert “A PROGRAM ADMINISTRATOR FOR A PROGRAM IN EXISTENCE ON JUNE 1, 2014 SHALL INITIALLY PARTICIPATE IN THE TRAINING PROGRAM ON OR

BEFORE DECEMBER 31, 2014, AND SUBSEQUENTLY AT LEAST ONCE EVERY 2 YEARS.

3.”.

AMENDMENT NO. 5

On page 10, in line 23, strike “subsection” and substitute “SUBSECTIONS (B)(1)(IX) AND”.

AMENDMENT NO. 6

On page 13, after line 4, insert:

“(K) (1) ON OR BEFORE DECEMBER 31 OF EACH YEAR, THE MARYLAND POLICE TRAINING COMMISSION SHALL:

(I) COMPILE AND MAKE PUBLICLY AVAILABLE A REPORT FOR THE PREVIOUS FISCAL YEAR ON EACH SPEED MONITORING SYSTEM PROGRAM OPERATED BY A LOCAL JURISDICTION UNDER THIS SECTION; AND

(II) SUBMIT THE REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

(2) THE REPORT SHALL INCLUDE:

(I) THE TOTAL NUMBER OF CITATIONS ISSUED;

(II) THE NUMBER OF CITATIONS ISSUED AND THE NUMBER VOIDED AS ERRONEOUS VIOLATIONS FOR EACH CAMERA;

(III) THE GROSS REVENUE GENERATED BY THE PROGRAM;

(IV) THE EXPENDITURES INCURRED BY THE PROGRAM;

(V) THE NET REVENUE GENERATED BY THE PROGRAM;

(VI) THE TOTAL AMOUNT OF ANY PAYMENTS MADE TO A CONTRACTOR UNDER THE PROGRAM;

(VII) A DESCRIPTION OF HOW THE NET REVENUE GENERATED BY THE PROGRAM WAS USED;

(VIII) THE NUMBER OF EMPLOYEES OF THE LOCAL JURISDICTION INVOLVED IN THE PROGRAM;

(IX) THE TYPE OF SPEED MONITORING SYSTEM USED BY THE LOCAL JURISDICTION;

(X) THE LOCATIONS AT WHICH EACH SPEED MONITORING SYSTEM WAS USED IN THE LOCAL JURISDICTION;

(XI) THE ACTIVATION START AND STOP DATES OF EACH SPEED MONITORING SYSTEM FOR EACH LOCATION AT WHICH IT WAS USED; AND

(XII) THE NUMBER OF CITATIONS ISSUED BY EACH SPEED MONITORING SYSTEM AT EACH LOCATION.

(3) EACH LOCAL JURISDICTION WITH A SPEED MONITORING SYSTEM PROGRAM SHALL SUBMIT THE INFORMATION REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION TO THE COMMISSION BY OCTOBER 31 OF EACH YEAR AND ASSIST THE COMMISSION IN THE PREPARATION OF THE ANNUAL REPORT.”;

and in lines 10 and 11, strike “January 1” and substitute “May 31”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0929/833120/1

BY: Delegate McConkey

AMENDMENTS TO HOUSE BILL 929
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Systems” insert “and Work Zone Speed Control Systems”; in line 19, strike “providing” and substitute “establishing that a work zone speed control system may be used only while work is being performed in the work zone; providing”; and after line 27, insert:

“BY repealing and reenacting, without amendments,

Article – Transportation

Section 21–810(b)(1)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–810(b)(2)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 13, before line 5, insert:

“21–810.

(b) (1) A work zone speed control system that meets the requirements of this subsection may be used to record the images of motor vehicles traveling on a highway:

(i) Within a work zone;

(ii) That is an expressway or a controlled access highway as defined in § 21–101 of this title; and

(iii) On which the speed limit, established using generally accepted traffic engineering practices, is 45 miles per hour or greater.

(2) A work zone speed control system may be used only:

(i) On a highway as specified in paragraph (1) of this subsection:

(ii) When being operated by a work zone speed control system operator; [and]

(iii) WHILE WORK IS BEING PERFORMED IN THE WORK ZONE; AND

(IV) If, in accordance with the Maryland manual on uniform traffic control devices, a conspicuous road sign is placed at a reasonable distance consistent with national guidelines before the work zone alerting drivers that a speed monitoring system may be in operation in the work zone.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 48 Negative – 86 (See Roll Call No. 345)

FLOOR AMENDMENT

HB0929/663824/1

BY: Delegate Schuh

AMENDMENTS TO HOUSE BILL 929, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

Strike in their entirety the Environmental Matters Committee Amendments (HB0929/180318/1).

AMENDMENT NO. 2

On page 1 of the bill, strike line 2 in its entirety and substitute “Vehicle Laws – Speed Monitoring and Work Zone Speed Control Systems – Repeal”; strike beginning with “altering” in line 3 down through “jurisdictions” in line 22 and substitute “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"; in line 23, strike beginning with "and" through "amendments,."; and in line 25, after "21-809" insert "and 21-810".

AMENDMENT NO. 3

On pages 1 through 11 of the bill, strike in their entirety the lines beginning with line 28 on page 1 through line 11 on page 13, inclusive, and substitute:

"SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 21-809 and 21-810 of Article – Transportation of the Annotated Code of Maryland be repealed.

SECTION 2. AND BE IT FURTHER ENACTED, That the publishers of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall correct any references throughout the Annotated Code that are rendered incorrect by this Act, with no further action required by the General Assembly. The publishers shall adequately describe any such correction in an editor's note following the section affected."

AMENDMENT NO. 4

On page 13 of the bill, in line 12, strike "4." and substitute "3".

The preceding 4 amendments were read and rejected by a roll call vote as follows:

Affirmative – 46 Negative – 87 (See Roll Call No. 346)

FLOOR AMENDMENT

HB0929/783726/1

BY: Delegate Ready

AMENDMENTS TO HOUSE BILL 929

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after "requirements;" insert "requiring a certain citation to include a certain statement relating to a person's right to have a certain person present at trial;"; and in line 17, after "officer;" insert "establishing that a person may

request that a representative of a certain speed monitoring system operator be present at a certain trial;”.

AMENDMENT NO. 2

On page 10, in line 10, strike “and”; and in line 18, after “registration” insert “; AND”

(XII) A PROMINENT STATEMENT IN BOLD TYPE ADVISING THE PERSON ALLEGED TO BE LIABLE UNDER THIS SECTION OF:

1. THE PERSON’S RIGHT TO HAVE THE SPEED MONITORING SYSTEM OPERATOR OR THE OPERATOR’S REPRESENTATIVE PRESENT AT TRIAL; AND

2. THE REQUIREMENTS FOR EXERCISING THE RIGHT PROVIDED UNDER SUBSECTION (E)(2) OF THIS SECTION”.

AMENDMENT NO. 3

On page 11, in line 11, after “operator” insert “OR THE OPERATOR’S REPRESENTATIVE”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 45 Negative – 90 (See Roll Call No. 347)

Delegate Kipke moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 947 – Delegate Stein

AN ACT concerning

**Public Safety – Building Codes – Balcony Inspections
(Jonathan’s Law)**

HB0947/370119/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 947

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Balcony” insert “Railing”; in lines 4, 6, and 9 and 10, in each instance, strike “a political subdivision” and substitute “certain political subdivisions”; in lines 5 and 16, in each instance, strike “balconies” and substitute “certain balcony railings”; in lines 5 and 15, in each instance, after “balcony” insert “railing”; in line 10, after “dwelling;” insert “authorizing a political subdivision that otherwise inspects multifamily dwelling units according to a certain schedule to include the periodic inspections required under this Act as part of that inspection; prohibiting a unit from being inspected under certain circumstances; prohibiting Baltimore City from issuing or renewing a certain multiple-family dwelling license unless the applicant demonstrates that a professional inspector has completed a certain inspection; requiring Baltimore City to notify the holder of a multiple-family dwelling license of a certain inspection requirement at a certain time;”; in line 13, after “multifamily” insert “or multiple-family”; in line 15, after “time” insert “, with a certain exception”; and in lines 16 and 17, strike “in multifamily dwellings”.

AMENDMENT NO. 2

On page 3, in line 29, after “OF” insert “AT LEAST 10% OF THE UNITS IN”.

On page 4, in line 1, strike the second “A”; in the same line, after “BALCONY” insert “RAILINGS THAT ARE PRIMARILY CONSTRUCTED OF WOOD”; in line 3, strike “EACH BALCONY MEETS” and substitute “THE BALCONY RAILINGS MEET”; and in line 21, strike “HAS” and substitute “RAILINGS HAVE”.

On page 5, after line 13, insert:

“(VI) A POLITICAL SUBDIVISION THAT OTHERWISE INSPECTS MULTIFAMILY DWELLING UNITS AT LEAST ONCE EVERY 10 YEARS MAY INCLUDE THE INSPECTION REQUIRED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH AS PART OF THAT INSPECTION.

“(VII) A UNIT MAY NOT BE INSPECTED UNDER THIS PARAGRAPH IF THE TENANT OR LAWFUL OCCUPANT LEASING THE UNIT DENIES THE INSPECTOR ACCESS TO THE UNIT.”.

On page 6, in lines 22, 24, 27, and 28, in each instance, after “balcony” insert “railing”.

AMENDMENT NO. 3

On page 3, in line 28, after “(I)” insert “THIS PARAGRAPH DOES NOT APPLY IN BALTIMORE CITY.

(II)”.

On page 4, in line 6, strike “(II)” and substitute “(III)”; in lines 8, 10, and 13, in each instance, strike “(I)” and substitute “(II)”; in line 16, strike “(III)” and substitute “(IV)”; and in line 17, strike “SUBPARAGRAPH (II)3” and substitute “SUBPARAGRAPH (III)3”.

On page 5, in line 3, strike “(IV)” and substitute “(V)”; in line 6, strike “SUBPARAGRAPH(II)2 OR 3” and substitute “SUBPARAGRAPH (III)1 OR 2”; in line 10, strike “SUBPARAGRAPH (II)3” and substitute “SUBPARAGRAPH (III)3”; before line 14, insert:

“(4) (I) IN THIS PARAGRAPH, “MULTIPLE-FAMILY DWELLING” HAS THE MEANING STATED IN ARTICLE 13, § 5-1 OF THE BALTIMORE CITY CODE.

(II) THIS PARAGRAPH APPLIES ONLY IN BALTIMORE CITY.

(III) BALTIMORE CITY MAY NOT ISSUE OR RENEW A MULTIPLE-FAMILY DWELLING LICENSE UNLESS THE APPLICANT DEMONSTRATES THAT A PROFESSIONAL INSPECTOR HAS COMPLETED AN INSPECTION OF THE MULTIPLE-FAMILY DWELLING TO ENSURE THAT EACH BALCONY RAILING IN THE MULTIPLE-FAMILY DWELLING MEETS THE REQUIREMENTS OF THE BUILDING, FIRE, AND RELATED CODES OF BALTIMORE CITY.

(IV) BEGINNING IN OCTOBER 2015, AND EVERY 5 YEARS THEREAFTER, AT THE TIME THAT BALTIMORE CITY SENDS A RENEWAL NOTICE TO A HOLDER OF A MULTIPLE-FAMILY DWELLING LICENSE, BALTIMORE CITY

SHALL NOTIFY THE LICENSE HOLDER OF THE INSPECTION REQUIREMENT UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH.”;

in line 14, strike “(4)” and substitute “(5)”; and in line 18, after “(3)” insert “OR (4)”.

On page 6, in lines 21 and 22, in each instance, after “multifamily” insert “or multiple-family”; and in line 24, after “subdivision” insert “, other than Baltimore City.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 1148 – Delegates Jacobs, Norman, Otto, and Smigiel

AN ACT concerning

Recreational Striped Bass Fishery – Study on Reporting Requirements

HB1148/530418/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1148

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Reporting Requirements” and substitute “Harvest Data”; in line 4, strike “the establishment of reporting requirements” and substitute “methods of obtaining more accurate harvest data”; in lines 5 and 6, strike “the reporting requirements” and substitute “obtaining more accurate harvest data for the recreational striped bass fishery”; and in lines 9 and 10, strike “the establishment of reporting requirements” and substitute “methods of obtaining more accurate harvest data”.

AMENDMENT NO. 2

On page 1, strike beginning with “the” in line 13 down through “requirements” in line 14 and substitute “methods of obtaining more accurate harvest data”; in line 15, strike “examine”; in line 16, after “(1)” insert “examine”; in the same line, strike “reporting by” and substitute “more accurate harvest data for”; in line 19, after “(2)” insert “consider”; in the same line, strike “type” and substitute “types”; in the same line, after “information” insert “and level of detail”; in the same line, strike “to” and substitute “for”; strike beginning with “collect” in line 20 down through “necessary” in line 22 and substitute “obtain”; in line 23, strike the first “the” and substitute “consider the advantages, disadvantages, and”; and strike beginning with “implementing” in line 23 down through “requirements” in line 24 and substitute “implementing various methods for obtaining more accurate harvest data for the recreational striped bass fishery”.

AMENDMENT NO. 3

On page 2, strike beginning with “the” in line 1 down through “requirements” in line 2 and substitute “recommend methods for obtaining more accurate harvest data for the recreational striped bass fishery”; in line 3, after “(5)” insert “recommend”; in line 4, strike “the reporting requirements” and substitute “any methods recommended under paragraph (4) of this subsection”; and in line 6, strike “reporting requirements” and substitute “obtaining more accurate harvest data”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 1153 – Delegates Jacobs, Arentz, Otto, and Smigiel

AN ACT concerning

Commercial Fishing and Seafood Operations – Nuisance Actions – Exemption

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 1174 – Delegate Dumais

AN ACT concerning

**Recreational Hunting or Fishing Licenses – Denial, Suspension, and
Required Disclosure**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #8

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

**House Bill 11 – Chair, Environmental Matters Committee (By Request –
Departmental – Environment)**

AN ACT concerning

Environment – Bay Restoration Fund – Authorized Uses

HB0011/970117/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 11

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “costs;” insert “requiring the Department of the Environment to adopt certain regulations; providing for the application of certain regulations; requiring the Department to consider certain information as a part of a certain review process; requiring certain information to be included in a certain notice for, and discussed at certain hearings on, certain projects; requiring the Department to submit a certain annual report to certain committees of the General Assembly beginning on a certain date;”.

AMENDMENT NO. 2

On page 2, in line 6, strike “paragraph (3)” and substitute “PARAGRAPHS (3), (4), (5), AND (6)”; and in line 27, after “removal” insert “OR BIOLOGICAL NUTRIENT REMOVAL”.

On page 4, in line 9, after “removal” insert “OR BIOLOGICAL NUTRIENT REMOVAL”.

AMENDMENT NO. 3

On page 3, in line 11, strike “(i)”; and in lines 13, 15, 17, 19, 20, 22, 25, 26, 29, and 31, strike “1.”, “2.”, “A.”, “B.”, “(ii)”, “1.”, “2.”, “A.”, “B.”, and “3.”, respectively, and substitute “(I)”, “(II)”, “1.”, “2.”, “(4)”, “(I)”, “(II)”, “1.”, “2.”, and “(III)”, respectively.

On page 4, in lines 1, 3, 6, 7, 11, 13, 15, 23, and 29, strike “(iii)”, “1.”, “2.”, “A.”, “B.”, “3.”, “4. A.”, “B.”, and “(4)”, respectively, and substitute “(5)”, “(I)”, “(II)”, “1.”, “2.”, “(III)”, “(IV)”, “1.”, “2.”, and “(6)”, respectively; and in line 14, strike “AND”.

AMENDMENT NO. 4

On page 4, in line 28, strike “IDENTIFIED” and substitute “:

A. IDENTIFIED”;

and in the same line, after “PLAN” insert: “;OR

B. CERTIFIED BY A COUNTY ENVIRONMENTAL HEALTH DIRECTOR WITH CONCURRENCE BY THE DEPARTMENT AND, IF FUNDING IS APPROVED, SUBSEQUENTLY ADDED TO THE COUNTY WATER AND SEWER PLAN WITHIN A TIME FRAME JOINTLY AGREED ON BY THE DEPARTMENT AND THE COUNTY THAT TAKES INTO CONSIDERATION THE COUNTY’S WATER AND SEWER PLAN UPDATE AND AMENDMENT PROCESS; AND

(V) THE FUNDING AGREEMENT FOR A PROJECT THAT MEETS THE CONDITIONS FOR FUNDING UNDER SUBPARAGRAPH (IV)2 OF THIS PARAGRAPH INCLUDES PROVISIONS TO ENSURE:

1. DENIAL OF ACCESS FOR ANY FUTURE CONNECTIONS THAT ARE NOT INCLUDED IN THE PROJECT’S PROPOSED SERVICE AREA; AND

2. THAT THE PROJECT WILL NOT UNDULY IMPEDE ACCESS TO FUNDING FOR UPGRADING INDIVIDUAL ON-SITE SEWAGE DISPOSAL SYSTEMS IN THE COUNTY WITH BEST AVAILABLE TECHNOLOGY FOR NITROGEN REMOVAL".

AMENDMENT NO. 5

On page 5, after line 4, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) Except as provided in subsection (c) of this section and subject to subsection (b) of this section, the Department of the Environment shall adopt regulations establishing procedures for the review and public notice of, and the opportunity to request a public hearing on, projects receiving preliminary approval for funding under § 9-1605.2(h)(5)(iv)2 of the Environment Article, as enacted by Section 1 of this Act.

(b) (1) As a part of its review of a project receiving preliminary approval for funding under § 9-1605.2(h)(5)(iv)2 of the Environment Article, the Department shall consider:

(i) information about the public health issues the project addresses;

(ii) the potential infill development resulting from the project, as identified in the funding agreement;

(iii) any measures taken to mitigate the potential impacts of new growth resulting from the project; and

(iv) the total net nitrogen reduction resulting from the project, including a consideration of additional loading from potential new growth.

(2) The information considered by the Department under paragraph (1) of this subsection shall be included:

(i) in the public notification of the project; and

(ii) if a hearing is requested, discussed at the public hearing on the project.

(c) The regulations adopted under this section do not apply to a project:

(1) that will be served by an existing municipal wastewater treatment facility that is achieving enhanced nutrient removal level treatment;

(2) for which an application for funding from the Department has been submitted on or before February 15, 2014;

(3) that has undergone a public notification and hearing process on or before February 15, 2014; and

(4) that has been certified by the Department as substantially meeting the public notice and hearing requirements established under this section.

SECTION 3. AND BE IT FURTHER ENACTED, That beginning December 1, 2015, the Department of the Environment shall submit a report each year, in accordance with § 2-1246 of the State Government Article, to the House Environmental Matters Committee and the Senate Education, Health, and Environmental Affairs Committee, on:

(1) each project funded under § 9-1605.2(h)(5)(iv)2 of the Environment Article, as enacted by Section 1 of this Act; and

(2) a summary of any impacts that the funding used for these projects had on overall funding for upgrading individual on-site sewage disposal systems with best available technology for nitrogen removal.”.

AMENDMENT NO. 6

On page 5, in line 5, strike “2.” and substitute “4.”; in line 6, strike “October” and substitute “June”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 615 – Chair, Environmental Matters Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Climate Risk Reduction Act

HB0615/860615/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 615

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Climate Risk Reduction Act” and substitute “Coast Smart Council”.

AMENDMENT NO. 2

On page 3, after line 12, insert:

“(7) THE SECRETARY OF BUSINESS AND ECONOMIC DEVELOPMENT, OR THE SECRETARY’S DESIGNEE;

(8) THE CHAIR OF THE CRITICAL AREA COMMISSION FOR THE CHESAPEAKE AND ATLANTIC COASTAL BAYS, OR THE CHAIR’S DESIGNEE;”;

and in lines 13, 15, and 17, strike “(7)”, “(8)”, and “(9)”, respectively, and substitute “(9)”, “(10)”, and “(11)”, respectively.

AMENDMENT NO. 3

On page 7, in line 10, strike “THAT IS LOCATED WITHIN A SPECIAL FLOOD HAZARD AREA”; and in line 12, after “STRUCTURE” insert “LOCATED WITHIN A SPECIAL FLOOD HAZARD AREA”.

AMENDMENT NO. 4

On page 8, in line 2, strike “July” and substitute “June”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 878 – Delegates Stein, Barkley, Frush, Holmes, Hubbard, Ivey, Jameson, Lafferty, McIntosh, Morhaim, B. Robinson, Sophocleus, and A. Washington

AN ACT concerning

State Highway Administration – Compost and Compost-Based Products – Specification

HB0878/830716/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 878

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “products” insert “for certain pollution mitigation strategies on or before a certain date”; in line 10, after “site;” insert “requiring the Administration to report annually to the General Assembly on or before a certain date.”; and in lines 10 and 11, strike “review certain specifications and” and substitute “consult with other state highway and transportation agencies on the acquisition and use of compost and compost-based products for highway construction projects; requiring the Administration to assess how certain compost and compost-based products can be adapted and replicated by the Administration; requiring the Administration to review the Administration’s existing specifications and identify compost-based product equivalents to add to the existing specifications; requiring the Administration to”.

AMENDMENT NO. 2

On page 2, in line 4, after “filters” insert “some”; in line 5, strike “preventing” and substitute “and may prevent”; in lines 6 and 7, in each instance, strike “prevent” and substitute “reduce”; in line 11, strike “degrades” and substitute “may degrade”; in the same line, after “cases” insert “may”; in line 12, strike “eliminates” and substitute

“eliminate”; in line 14, strike “immobilizes and degrades pollutants and”; in line 15, after “to” insert “immobilize and degrade pollutants and to”; and strike in their entirety lines 24 through 26, inclusive.

AMENDMENT NO. 3

On page 4, in line 14, strike “**ESTABLISH**” and substitute “**ON OR BEFORE DECEMBER 30, 2014, ESTABLISH**”; and in line 15, after “**PRODUCTS**” insert “**FOR:**

(I) EROSION AND SEDIMENT CONTROL PRACTICES IDENTIFIED IN THE MOST RECENT MARYLAND STANDARDS AND SPECIFICATIONS FOR SOIL EROSION AND SEDIMENT CONTROL; AND

(II) POSTCONSTRUCTION STORMWATER MANAGEMENT PRACTICES IDENTIFIED IN THE MOST RECENT MARYLAND STORMWATER DESIGN MANUAL”.

On page 4 in line 16 and on page 5 in line 20, in each instance, strike “**SPECIFICATION**” and substitute “**SPECIFICATIONS**”.

On pages 4 and 5, strike beginning with the comma in line 17 on page 4 down through “**LANDSCAPING**” in line 19 on page 5.

AMENDMENT NO. 4

On page 5, after line 21, insert:

“(D) BEGINNING DECEMBER 1, 2015, THE ADMINISTRATION SHALL REPORT EACH YEAR TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON:

(1) THE VOLUME OF COMPOST USED IN STATE HIGHWAY CONSTRUCTION PROJECTS;

(2) THE STATUS OF COMPOST AND COMPOST-BASED PRODUCTS USED IN STATE HIGHWAY CONSTRUCTION PROJECTS; AND

(3) RECOMMENDATIONS TO MAXIMIZE THE USE OF COMPOST AS A RECYCLED MATERIAL IN STATE HIGHWAY CONSTRUCTION PROJECTS.”.

AMENDMENT NO. 5

On page 6, strike beginning with “review” in line 1 down through “in” in line 2, and substitute “consult with”; in line 4, after “Washington” insert “, on the acquisition and use of compost and compost-based products for highway construction projects in the other states”; in line 5, strike “best specifications” and substitute “compost and compost-based products”; in line 6, strike the second “and”; in line 7, after “(3)” insert “review the Administration’s existing specifications and identify compost-based product equivalents to add to the existing specifications, including:

(i) compost blankets for soil stabilization mats and other types of compost erosion control blankets;

(ii) compost socks for slope interruption, inlet protection, and sediment control;

(iii) compost in a biofiltration soil mix; and

(iv) compost in biofiltration swales; and

(4);

in the same line, strike “promoting” and substitute “maximizing the use of”; in line 8, after “including” insert “new specifications that should be developed and”; in line 10, strike “January” and substitute “December”; in line 15, after “(2)” insert “identification of any additional compost-based products for which the Administration could develop a specification;

(3) recommendations to maximize the use of compost as a recycled material in State highway construction projects;

(4);

and in line 16, strike “(3)” and substitute “(5)”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 1073 – Delegates McMillan, Haddaway–Ricchio, and Vitale

AN ACT concerning

Environment – Statute of Limitations – Administrative Penalties

HB1073/630915/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1073

(First Reading File Bill)

AMENDMENT NO. 1

In line 5, after “environment;” insert “providing that this Act may not be construed as limiting certain authority of the Department of the Environment to issue administrative orders or seek injunctive relief for certain violations;”; in line 8, strike “1–303(a)” and substitute “1–303”; in line 15, in each instance, strike the bracket; in the same line, in each instance, strike the comma; in the same line, strike “A”; in lines 15 and 16, strike “**OR AN ACTION FOR AN ADMINISTRATIVE PENALTY**”; and after line 19, insert:

“(B) AN ACTION FOR AN ADMINISTRATIVE PENALTY BY THE DEPARTMENT FOR VIOLATION OF ANY PROVISION OF THIS ARTICLE OR ANY RULE, REGULATION, ORDER, OR PERMIT ADOPTED OR ISSUED UNDER THIS ARTICLE, SHALL BE INSTITUTED WITHIN 5 YEARS AFTER THE DATE THE DEPARTMENT KNEW OR REASONABLY SHOULD HAVE KNOWN OF THE VIOLATION.”

[(b)] (C) A suit for a civil penalty by a political subdivision for violation of any provision of this article or any rule, regulation, order, or permit adopted or issued under this article, or for a violation under any regulatory program the political subdivision is required to adopt and enforce under the provisions of this article, shall be instituted within 3 years after the date the political subdivision knew or reasonably should have known of the violation.”

AMENDMENT NO. 2

Before line 20, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not be construed as limiting the authority of the Department of the Environment to issue administrative orders or seek injunctive relief for any violation of any provision of the Environment Article.”;

and in line 20, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 1283 – Delegates Hammen, Clippinger, Kipke, and McHale

AN ACT concerning

Environment – Cox Creek Citizens Oversight Committee – Composition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #5

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 73 – Delegate Simmons

EMERGENCY BILL

AN ACT concerning

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

HB0073/442019/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 73

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Simmons” and substitute “Delegates Simmons, Smigiel, Kramer, Barkley, Fraser–Hidalgo, S. Robinson, Stocksdale, Valderrama, and Glenn”.

AMENDMENT NO. 2

On page 1, in line 8, after “persons;” insert “establishing that the owner of a dog is liable for injury, death, or loss to person or property that is caused by the dog while the dog is running at large; establishing certain exceptions;”.

AMENDMENT NO. 3

On page 2, in line 14, after “(C)” insert “**THE OWNER OF A DOG IS LIABLE FOR ANY INJURY, DEATH, OR LOSS TO PERSON OR PROPERTY THAT IS CAUSED BY THE DOG, WHILE THE DOG IS RUNNING AT LARGE, UNLESS THE INJURY, DEATH, OR LOSS WAS CAUSED TO THE BODY OR PROPERTY OF A PERSON WHO WAS:**

(1) COMMITTING OR ATTEMPTING TO COMMIT A TRESPASS OR OTHER CRIMINAL OFFENSE ON THE PROPERTY OF THE OWNER;

(2) COMMITTING OR ATTEMPTING TO COMMIT A CRIMINAL OFFENSE AGAINST ANY PERSON; OR

(3) TEASING, TORMENTING, ABUSING, OR PROVOKING THE DOG.

(D)”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 120 – The Speaker (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 173 – Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

Public Safety – Prohibition of Polygraph Examinations by Employers – Exemption

HB0173/302210/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 173

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “individuals” in line 6 down through “personal” in line 8 and substitute “an individual who applies for employment or is employed as a correctional officer of a State correctional facility and an individual who applies for employment with or is employed by a State correctional facility in any capacity that involves direct”; in line 10, after “changes;” insert “requiring the Department of Public Safety and Correctional Services to submit a certain report to certain committees of the General Assembly on or before a certain date”; and in line 11, strike “correctional officers” and substitute “individuals employed in a State correctional facility”.

AMENDMENT NO. 2

On page 2, strike beginning with “OR” in line 21 down through “FACILITY” in line 22; after line 22, insert:

“(V) AS AN EMPLOYEE OF A STATE CORRECTIONAL FACILITY IN ANY CAPACITY THAT INVOLVES DIRECT CONTACT WITH AN INMATE IN A STATE CORRECTIONAL FACILITY;”;

and in lines 23, 26, and 29, strike “(V)”, “(VI)”, and “(VII)”, respectively, and substitute “(VI)”, “(VII)”, and “(VIII)”, respectively.

AMENDMENT NO. 3

On page 3, after line 18, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before September 30, 2016, the Department of Public Safety and Correctional Services shall report to the Senate Finance Committee and the House Judiciary Committee, in accordance with § 2-1246 of the State Government Article, on the number of polygraph examinations submitted to or taken by correctional officers and employees of a State correctional facility, and the number of grievances filed or complaints made in response to polygraph examinations submitted to or taken by correctional officers and employees of a State correctional facility.”;

and in line 19, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 211 – Carroll County Delegation

AN ACT concerning

Carroll County – Orphans’ Court Judges – Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**House Bill 234 – Delegates McDermott, Cluster, Elliott, Haddaway–Riccio,
Hough, and Krebs**

AN ACT concerning

**Criminal Law – False Statement Concerning Destructive Device or Toxic
Material – Venue**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**House Bill 559 – Delegates B. Robinson, Cullison, Dwyer, Glenn, McComas,
A. Miller, Nathan–Pulliam, Rosenberg, and Stocksdale**

AN ACT concerning

State Government – Human Trafficking Address Confidentiality Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 638 – Montgomery County Delegation

AN ACT concerning

**Criminal Law – Telecommunication Devices in Place of Confinement –
Montgomery County Work Release and Prerelease Programs
MC 21–14**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**House Bill 642 – Delegates Hough, Waldstreicher, Anderson, Carter,
Clippinger, Cluster, Conaway, Mitchell, and Parrott**

AN ACT concerning

**Correctional Services – Swift and Certain Sanctions Pilot Program –
Expansion**

Favorable report adopted.

Delegate O'Donnell moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**House Bill 705 – Delegates Waldstreicher, K. Kelly, Lee, McDermott,
Niemann, Proctor, Simmons, and Swain**

AN ACT concerning

**Victims of Crime – Legal Representatives of Minors and Disabled and Elderly
Persons**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**House Bill 714 – Delegates Lee, Carr, Cullison, DeBoy, Dumais, Gutierrez,
Healey, Howard, Jones, A. Kelly, McComas, McDonough, B. Robinson,
Rudolph, Stocksdales, F. Turner, Valderrama, and A. Washington**

AN ACT concerning

Criminal Law – Identity Fraud – Prohibitions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 914 – Charles County Delegation

AN ACT concerning

Charles County – Orphans' Court Judges – Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 967 – Delegate Niemann

AN ACT concerning

Crimes – Malicious Destruction of Property – Defenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 1089 – Chair, Anne Arundel County Delegation (By Request)

AN ACT concerning

Anne Arundel County – Orphans’ Court Judges – Salary and Pension

HB1089/352511/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1089

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Chair,”; in the same line, after “Request” insert “– Orphans’ Court Judges”; in line 2, strike “and Pension”; strike beginning with “providing” in line 5 down through “compensation,” in line 10 and substitute “making a stylistic change;”; in line 12, strike “defining certain terms;”; and strike in their entirety lines 19 through 28, inclusive.

AMENDMENT NO. 2

On page 2, strike beginning with “2008” in line 8 down through “**YEAR**” in line 9; in line 10, strike “**\$45,000**” and substitute “**\$33,000**”; and in line 15, strike “his” and substitute “**THE JUDGE’S**”.

On pages 2 through 5, strike in their entirety the lines beginning with line 18 on page 2 through line 6 on page 5, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 1112 – Frederick County Delegation

AN ACT concerning

Frederick County – Orphans’ Court Judges – Salary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 1141 – Delegates Swain, Barkley, Healey, Oaks, Stocksdale, Summers, V. Turner, and Vallario

AN ACT concerning

Correctional Services – Revocation of Parole – Repeal of Sunset

HB1141/322513/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 1141

(First Reading File Bill)

In line 19, strike “October” and substitute “June”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 1206 – Delegates Carter, Oaks, and Rosenberg

AN ACT concerning

Baltimore City – Orphans’ Court Judges – Salary and Pension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 1244 – Delegates Waldstreicher and Valderrama

AN ACT concerning

**Criminal Procedure – Criminal Injuries Compensation Board – Child Abuse
Victims**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 1295 – Delegates Carter, Glenn, B. Robinson, and Stukes

AN ACT concerning

Juvenile Law – Transfer of Cases to Juvenile Court

Favorable report adopted.

Delegate McDonough moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**House Bill 1301 – Delegates Carter, Anderson, Branch, Conaway, Harper,
Oaks, Stukes, and Summers**

AN ACT concerning

Family Law – Child Support – Custody and Visitation Determinations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #5

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 109 – Delegate Holmes

AN ACT concerning

Election Law – Polling Places – Accommodations for Disabled Voters

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 212 – Delegates Afzali, Cardin, George, and Ivey

AN ACT concerning

Election Law – Statewide Voter Registration List – Removal of Deceased Voters

HB0212/455965/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 212

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “to” in line 5 down through “circumstances” in line 9 and substitute “or a certain entity to receive reports of certain individuals who are reported deceased; requiring an election director to mail a certain notice on receipt of a certain report that a registered voter is deceased; requiring an election director to take certain actions if the election director receives a certain response to the notice; requiring an election director to remove a registered voter who is reported deceased”

from the statewide voter registration list if the election director does not receive a certain response to the notice”; and after line 10, insert:

“BY repealing and reenacting, without amendments,
Article – Election Law
Section 3–501
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 18, insert:

“3–501.

An election director may remove a voter from the statewide voter registration list only:

- (1) at the request of the voter, provided the request is:
 - (i) signed by the voter;
 - (ii) authenticated by the election director; and
 - (iii) in a format acceptable to the State Board or on a cancellation notice provided by the voter on a voter registration application;
- (2) upon determining, based on information provided pursuant to § 3–504 of this subtitle, that the voter is no longer eligible because:
 - (i) the voter is not qualified to be a registered voter as provided in § 3–102(b) of this title; or
 - (ii) the voter is deceased;
- (3) if the voter has moved outside the State, as determined by conducting the procedures established in § 3–502 of this subtitle; or

(4) if, in accordance with the administrative complaint process under § 3-602 of this title, the State Administrator or the State Administrator's designee has determined that the voter is not qualified to be registered to vote."

On page 2, strike in their entirety lines 12 through 18, inclusive, and substitute:

"(3) THE STATE ADMINISTRATOR SHALL MAKE ARRANGEMENTS WITH THE UNITED STATES SOCIAL SECURITY ADMINISTRATION OR AN ENTITY THAT RECEIVES INFORMATION FROM THE SOCIAL SECURITY ADMINISTRATION AND IS APPROVED BY THE STATE ADMINISTRATOR TO RECEIVE REPORTS OF NAMES AND ADDRESSES, IF AVAILABLE, OF ALL MARYLAND RESIDENTS AT LEAST 16 YEARS OF AGE WHO ARE REPORTED DECEASED."

On page 3, in line 8, after "(2)" insert: "(I)"; strike beginning with "SOCIAL" in line 8 down through "ADMINISTRATION" in line 9; strike beginning with "SHALL" in line 11 down through "SUBTITLE" in line 12 and substitute: **"SHALL MAIL TO THE ADDRESS SHOWN ON THE STATEWIDE VOTER REGISTRATION LIST, BY REGULAR U.S. MAIL, A NOTICE THAT:**

1. STATES THAT THE REGISTERED VOTER HAS BEEN REPORTED BY THE SOCIAL SECURITY ADMINISTRATION TO HAVE DIED; AND

2. NOTIFIES THE REGISTERED VOTER OR A PERSON ATTENDING THE AFFAIRS OF A DECEASED VOTER THAT THE VOTER WILL BE REMOVED FROM THE STATEWIDE VOTER REGISTRATION LIST UNLESS, WITHIN 2 WEEKS AFTER THE DATE OF THE LETTER, THE REGISTERED VOTER OR A REPRESENTATIVE:

A. OBJECTS TO THE REMOVAL; AND

B. SHOWS CAUSE WHY THE REMOVAL SHOULD NOT PROCEED.

(II) IF THE REGISTERED VOTER OR A REPRESENTATIVE TIMELY OBJECTS AND SHOWS CAUSE WHY THE REMOVAL SHOULD NOT PROCEED, THE ELECTION DIRECTOR MAY:

1. TERMINATE THE REMOVAL PROCESS AND RETAIN THE REGISTERED VOTER ON THE STATEWIDE VOTER REGISTRATION LIST; OR

2. REFER THE MATTER TO THE LOCAL BOARD FOR A HEARING TO DETERMINE THE REGISTERED VOTER’S STATUS.

(III) IF THE REGISTERED VOTER OR A REPRESENTATIVE FAILS TO TIMELY OBJECT AND SHOW CAUSE WHY THE REMOVAL SHOULD NOT PROCEED, THE REGISTRATION SHALL BE CANCELED AND THE REGISTERED VOTER REMOVED FROM THE STATEWIDE VOTER REGISTRATION LIST”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 264 – Delegate Luedtke

AN ACT concerning

Income Tax – Subtraction Modification – Student Loan Debt

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 275 – Delegates Reznik, Arora, Barkley, Kaiser, Luedtke, and Stocksdale

AN ACT concerning

Criminal Law – Table Games and Video Lottery Terminals – Individual Under the Age of 21 Years

HB0275/475168/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 275
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “solely”; in line 12, after “citation;” insert “requiring that the citation contain certain information;”; in line 24, strike “prohibiting” and substitute “authorizing”; and in the same line, strike “from establishing” and substitute “to establish”.

AMENDMENT NO. 2

On page 3, in line 4, strike “SOLELY”; and strike beginning with “(V)” in line 29 down through “ALLOWED;” in line 30.

AMENDMENT NO. 3

On page 4, in lines 1, 3, and 5, strike “(VI)”, “(VII)”, and “(VIII)”, respectively, and substitute “(V)”, “(VI)”, and “(VII)”, respectively.

AMENDMENT NO. 4

On page 6, in line 6, strike “NOT”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 316 – Delegates Fraser–Hidalgo and Valderrama

AN ACT concerning

State Board of Education – Training Video on Cardiopulmonary Resuscitation and Automated External Defibrillators

HB0316/905069/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 316
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Valderrama” and substitute “Valderrama, Kaiser, Barve, Cullison, B. Robinson, Glenn, DeBoy, Barkley, and Sophocleus”; in line 6, strike “obtained” and substitute “selected”; in line 7, after “Board” insert “, in collaboration with the Department of Health and Mental Hygiene.”; in line 8, after “to” insert “post a link to the training video on the school system Web site, to”; and in line 9, strike “and” and substitute “, and to”.

AMENDMENT NO. 2

On page 2, in line 3, strike “OBTAINED” and substitute “SELECTED”; in the same line, after “BOARD” insert “, IN COLLABORATION WITH THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.”; after line 6, insert:

“(1) POST A LINK TO THE TRAINING VIDEO REQUIRED UNDER SUBSECTION (A) OF THIS SECTION ON THE SCHOOL SYSTEM’S WEB SITE;”;

in lines 7 and 11, strike “(1)” and “(2)”, respectively, and substitute “(2)” and “(3)”, respectively; and in line 8, strike “ON SCHOOL SYSTEM WEB SITES AND”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means and Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 427 – Delegates Hixson, Barve, Cullison, Gilchrist, Hucker, Kaiser, Lee, Luedtke, and F. Turner

AN ACT concerning

Education – Maryland Sudden Cardiac Arrest Prevention Act

HB0427/565169/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 427

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and F. Turner” and substitute “F. Turner, Cardin, Howard, McDonough, Nathan–Pulliam, and V. Turner”; in line 2, strike “Prevention” and substitute “Awareness”; strike beginning with “requiring” in line 12 down through “course;” in line 16; strike beginning with “establishing” in line 25 down through “requirements;” in line 26; and in line 28, after “arrest” insert “awareness”.

AMENDMENT NO. 2

On page 2, in line 30, strike “ANY” and substitute “A”; in the same line, strike “OR” and substitute “EMPLOYEE,”; and in the same line, after “EMPLOYEE” insert “, OR YOUTH SPORTS PROGRAM VOLUNTEER”.

AMENDMENT NO. 3

On page 3, in line 10, strike the semicolon and substitute “, INCLUDING FAINTING, DIFFICULTY BREATHING, CHEST PAINS, DIZZINESS, AND ABNORMAL HEART RATE; AND”; strike in their entirety lines 11 and 12, inclusive; in line 13, strike “(III)” and substitute “(II)”; in lines 16 and 17, strike “: (I) RECEIVED” and substitute “RECEIVED”; and strike beginning with the semicolon in line 18 down through “SECTION” in line 20.

On page 4, strike in their entirety lines 7 through 26, inclusive; and in line 27, strike “(G)” and substitute “(E)”.

On page 5, in line 21, strike “(H)” and substitute “(F)”.

AMENDMENT NO. 4

On page 5, strike beginning with “FOR” in line 24 down through “UNDER” in line 25 and substitute “OF SUBSECTION (E) OF”.

On pages 5 and 6, strike in their entirety the lines beginning with line 29 on page 5 through line 7 on page 6, inclusive.

AMENDMENT NO. 5

On page 7, in line 3, strike the bracket; strike beginning with the bracket in line 4 down through “ARREST” in line 9; and strike beginning with “OR” in line 12 down through “APPROPRIATE” in line 13.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 434 – Delegates Arora and Barve

AN ACT concerning

Personal Property Tax Returns – Electronic Filing

HB0434/565664/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 434

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Barve” and substitute “, Barve, and A. Miller”; in line 2, strike “Returns” and substitute “Reports”; in line 4, in each instance, strike “return” and substitute “report”; strike beginning with “through” in line 5 down through “electronically;” in line 7 and substitute “; providing that a fee may be charged for each electronic filing; providing for the application of this Act;”; and in line 8, strike “returns” and substitute “reports”.

AMENDMENT NO. 2

On page 3, in line 21, strike “**TO USE THE DEPARTMENT’S WEB SITE**”; strike in their entirety lines 26 through 28, inclusive, and substitute:

“(B) A FEE MAY BE CHARGED FOR EACH ELECTRONIC FILING UNDER THIS SECTION.”;

and in line 30, after “2014” insert “, and shall be applicable to all taxable years beginning after June 30, 2015”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 459 – Chair, Ways and Means Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Maryland Loan Assistance Repayment Program for Physicians and Physician Assistants

HB0459/545962/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 459
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, after line 17, insert:

“BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–207(c) and 15–206(b)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 33, insert:

“Article – Health Occupations

14–207.

(c) (1) The Board shall pay all fees collected under the provisions of this title to the Comptroller of the State.

(2) (i) If the Governor does not include in the State budget at least \$750,000 for the operation of the Health Personnel Shortage Incentive Grant Program under § 18–803 of the Education Article and the Maryland Loan Assistance Repayment Program for Physicians AND PHYSICIAN ASSISTANTS under Title 18, Subtitle 28 of the Education Article, as administered by the Maryland Higher Education Commission, the Comptroller shall distribute:

1. Except as provided in subparagraph (ii) of this paragraph, 12 percent of the fees received from the Board to the Office of Student Financial Assistance to be used as follows:

A. One-half to make grants under the Health Personnel Shortage Incentive Grant Program under § 18–803 of the Education Article; and

B. One-half to make grants under the Maryland Loan Assistance Repayment Program for Physicians AND PHYSICIAN ASSISTANTS under Title 18, Subtitle 28 of the Education Article to physicians AND PHYSICIAN ASSISTANTS engaged in primary care or to medical residents specializing in primary care who agree to practice for at least 2 years as primary care physicians in a geographic area of the State that has been designated by the Secretary of Health and Mental Hygiene as being medically underserved; and

2. The balance of the fees to the Board of Physicians Fund.

(ii) For fiscal 2008, if the Governor does not include in the State budget the funds specified under subparagraph (i) of this paragraph, the Comptroller shall distribute 14 percent of the fees received from the Board to the Office of Student Financial Assistance to be used as provided under subparagraph (i) of this paragraph.

(iii) If the Governor includes in the State budget at least \$750,000 for the operation of the Health Personnel Shortage Incentive Grant Program under § 18–803 of the Education Article and the Maryland Loan Assistance Repayment Program for Physicians AND PHYSICIAN ASSISTANTS of the Education Article, as administered by the Maryland Higher Education Commission, the Comptroller shall distribute the fees to the Board of Physicians Fund.

(b) (1) The Board shall pay all fees collected under this title to the Comptroller of the State.

(2) (i) If the Governor does not include in the State budget at least \$750,000 for the operation of the Health Personnel Shortage Incentive Grant Program under § 18-803 of the Education Article and the Maryland Loan Assistance Repayment Program for Physicians AND PHYSICIAN ASSISTANTS under Title 18, Subtitle 28 of the Education Article, as administered by the Maryland Higher Education Commission, the Comptroller shall distribute:

1. 12 percent of the fees received from the Board to the Office of Student Financial Assistance to be used as follows:

A. One-half to make grants under the Health Personnel Shortage Incentive Grant Program under § 18-803 of the Education Article; and

B. One-half to make grants under the Maryland Loan Assistance Repayment Program for Physicians AND PHYSICIAN ASSISTANTS under Title 18, Subtitle 28 of the Education Article to physicians AND PHYSICIAN ASSISTANTS engaged in primary care or to medical residents specializing in primary care who agree to practice for at least 2 years as primary care physicians in a geographic area of the State that has been designated by the Secretary of Health and Mental Hygiene as being medically underserved; and

2. The balance of the fees to the Board of Physicians Fund.

(ii) If the Governor includes in the State budget at least \$750,000 for the operation of the Health Personnel Shortage Incentive Grant Program under § 18-803 of the Education Article and the Maryland Loan Assistance Repayment Program for Physicians AND PHYSICIAN ASSISTANTS under Title 18, Subtitle 28 of the Education Article, as administered by the Maryland Higher Education Commission, the Comptroller shall distribute the fees to the Board of Physicians Fund.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 827 – Delegates Summers, Cardin, George, and Glass

AN ACT concerning

Municipal Elections – Campaign Finance Reports – Submission of Copies to the State Board of Elections

HB0827/955667/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 827

(First Reading File Bill)

AMENDMENT NO. 1

In line 4, strike “a municipality” and substitute “each candidate in certain municipal elections”; in line 5, strike “copies” and substitute “a copy”; in the same line, after the second “of” insert “a”; and in line 6, strike “reports” and substitute “report”.

AMENDMENT NO. 2

In line 19, strike “**THE MUNICIPALITY**” and substitute “**, EACH CANDIDATE IN THE MUNICIPAL ELECTION**”; in line 20, strike “**COPIES**” and substitute “**A COPY**”; in the same line, strike “**ALL**”; in the same line, strike “**REPORTS**” and substitute “**REPORT**”; in the same line, strike “**WERE**” and substitute “**WAS**”; and in line 21, after “**FILED**” insert “**BY THE CANDIDATE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 922 – Delegates Luedtke, Haynes, A. Kelly, Mitchell, and Zucker

AN ACT concerning

Task Force to Study a Funding Formula for Corollary Athletic Programs

HB0922/845067/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 922

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Physical Education and Athletic Programs for Students With Disabilities – Funding”; strike beginning with “establishing” in line 3 down through “Programs” in line 11 and substitute “requiring the State Board of Education and certain county boards of education to ensure that certain types of physical education and athletic programs are funded in a certain manner; and generally relating to the funding of certain physical education and athletic programs”.

On page 2, after line 10, insert:

“BY repealing and reenacting, with amendments,
Article – Education
Section 7-4B-02
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 12, after “That” insert “the Laws of Maryland read as follows”; and after line 12, insert “Article – Education”.

On pages 2 and 3, strike in their entirety the lines beginning with line 13 on page 2 through line 18 on page 3 and substitute:

“7-4B-02.

(a) Subject to subsection (b) of this section, the State Board and each county board shall:

(1) Ensure that students with disabilities have an equal opportunity to:

(i) Participate in mainstream physical education programs; and
(ii) Try out for and, if selected, participate in mainstream athletic programs;

(2) Ensure the provision of reasonable accommodations necessary to provide students with disabilities equal opportunity to participate, to the fullest extent possible, in mainstream physical education and mainstream athletic programs; and

(3) Ensure that adapted, allied, or unified physical education and athletic programs are available **AND ADEQUATELY FUNDED BY THE COUNTY BOARD.**

(b) An exception to the requirements under subsection (a) of this section may be made when the inclusion of a student:

(1) Presents an objective safety risk to the student or to others, based on an individualized assessment of the student; or

(2) Fundamentally alters the nature of the school's mainstream physical education or mainstream athletic program.

(c) The provision of adapted, allied, or unified programs for students with disabilities does not mitigate the duty of a county board to provide an individual student with a disability an equal opportunity to be fully included in mainstream physical education and mainstream athletic programs.”.

On page 3, strike beginning with “It” in line 20 down through “effect.” in line 22.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1140 – Delegate Luedtke

AN ACT concerning

Local Gaming – Charitable Casino Events**HB1140/285262/2**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1140

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “events” insert “except under certain circumstances; authorizing certain eligible organizations to conduct certain charitable casino events only in certain counties”; and strike beginning with “authorizing” in line 16 down through “checks;” in line 17 and substitute “requiring certain gaming vendors to apply for certain criminal history records checks in a certain manner; requiring that certain criminal history record information be provided to the Commission and a certain individual, kept confidential, and used only in a certain manner; authorizing a certain individual to contest the contents of a certain statement; prohibiting certain activities to include certain table games; altering certain definitions;”.

AMENDMENT NO. 2

On page 2, in line 18, strike “and bingo” and substitute “BINGO, AND TABLE GAMES”.

On page 3, after line 11, insert:

“(H) “TABLE GAME” MEANS ROULETTE, BACCARAT, BLACKJACK, CRAPS, BIG SIX WHEEL, MINIBACCARAT, POKER, PAI GOW POKER, AND SIC BO, OR ANY VARIATION AND COMPOSITES OF SUCH GAMES.”;

in line 12, strike “(h)” and substitute “(I)”; in line 17, after “OPERATE” insert “ANY VARIATION OF”; in line 22, strike “OR”; and in line 23, after “(5)” insert “BACCARAT; OR

(6)”.

On page 4, in line 17, strike the brackets; in the same line, strike “**SUBTITLE 2**”; after line 17, insert:

“(B) EXCEPT AS PROVIDED IN § 9-1A-01 OF THE STATE GOVERNMENT ARTICLE AND SUBTITLE 2A OF THIS TITLE, ACTIVITIES CONDUCTED UNDER THIS SUBTITLE MAY NOT INCLUDE TABLE GAMES AS DEFINED IN § 12-101 OF THIS ARTICLE.”;

in line 18, strike “(b)” and substitute “**(C)**”; and in line 26, after “**TO**” insert “**ANY VARIATION OF**”.

On page 5, in line 1, strike “**AND**”; and in line 2, after “**GAMES**” insert “**; AND**

(6) BACCARAT”.

AMENDMENT NO. 3

On page 5, in line 20, strike “**12**” and substitute “**3**”.

AMENDMENT NO. 4

On page 5, in line 21, after “**MEANS**” insert “**AN ORGANIZATION LOCATED IN A COUNTY IN WHICH CHARITABLE CASINO EVENTS ARE AUTHORIZED UNDER THIS TITLE THAT IS**”.

AMENDMENT NO. 5

On pages 6 and 7, strike beginning with “**CONDUCT**” in line 24 on page 6 down through “**YEAR**” in line 2 on page 7 and substitute “**CONDUCT NO MORE THAN ONE CHARITABLE CASINO EVENT DURING EACH CALENDAR MONTH**”.

AMENDMENT NO. 6

On page 7, in line 12, after “**SUBTITLE,**” insert “**UNLESS THE STATE LOTTERY AND GAMING CONTROL COMMISSION PROVIDES PRIOR WRITTEN APPROVAL,**”.

AMENDMENT NO. 7

On page 7, in line 20, after “**FOR**” insert “**PROVIDING EQUIPMENT AND**”.

AMENDMENT NO. 8

On page 7, after line 22, insert:

“(F) A QUALIFIED ORGANIZATION MAY CONDUCT A CHARITABLE CASINO EVENT ONLY IN THE COUNTY IN WHICH IT IS BASED.”.

AMENDMENT NO. 9

On page 8, in line 14, strike “**BEFORE**” and substitute “**AFTER**”; in lines 15 and 16, strike “**QUALIFIED ORGANIZATION**” and substitute “**LOCAL GAMING PERMITS OFFICE**”; in line 19, after “**(D)**” insert “**(1)**”; after line 21, insert:

“(2) A LOCAL GAMING PERMITS OFFICE MAY IMPLEMENT PERMITTING POLICIES AND DECISIONS MORE STRINGENT THAN THOSE REQUIRED UNDER THIS TITLE.”;

and in lines 29 and 30, strike “**ENTERS A CHARITABLE CASINO EVENT**” and substitute “**OPERATES**”.

AMENDMENT NO. 10

On page 9, in line 1, after “**(B)**” insert “**(1)**”; after line 3, insert:

“(2) A QUALIFIED ORGANIZATION MAY ALLOW EACH PLAYER TO DONATE AN AMOUNT EQUAL TO THE AMOUNT COLLECTED FOR ENTRANCE TO THE CHARITABLE CASINO EVENT IN EXCHANGE FOR TOKENS, WHICH MAY BE USED TO PLAY CASINO–STYLE GAMES.”;

in line 14, after “**ANY**” insert “**ONE PLAY OF**”; and in line 23, strike “**\$1,000**” and substitute “**\$5,000**”.

AMENDMENT NO. 11

On page 10, in line 7, strike “**AND**”; and in line 8, after “**EVENT**” insert “**;****AND**”

(3) PROVIDE EQUIPMENT FOR THE EVENT”.

AMENDMENT NO. 12

On page 11, strike in their entirety lines 12 and 13 and substitute:

“(C) (1) IN THIS SUBSECTION, “CENTRAL REPOSITORY” MEANS THE CRIMINAL JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.

(2) THE GAMING VENDOR SHALL APPLY TO THE CENTRAL REPOSITORY FOR STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECKS.

(3) AS PART OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS CHECK, THE GAMING VENDOR SHALL SUBMIT TO THE CENTRAL REPOSITORY:

(I) A COMPLETE SET OF LEGIBLE FINGERPRINTS FOR EACH INDIVIDUAL WHO IS AN OFFICER OR EMPLOYEE OF THE GAMING VENDOR AS REQUIRED BY THE STATE LOTTERY AND GAMING CONTROL COMMISSION TAKEN ON FORMS APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR OF THE FEDERAL BUREAU OF INVESTIGATION;

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

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

(4) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-234 OF THE CRIMINAL PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO EACH INDIVIDUAL SUBJECT TO A CRIMINAL HISTORY RECORDS CHECK UNDER THIS SUBSECTION AND THE STATE LOTTERY AND GAMING CONTROL COMMISSION THE INDIVIDUAL’S CRIMINAL HISTORY RECORD INFORMATION.

(5) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER THIS SUBSECTION:

(I) SHALL BE CONFIDENTIAL;

(II) MAY NOT BE REDISSEMINATED; AND

(III) SHALL BE USED ONLY FOR THE PURPOSE AUTHORIZED BY THIS SUBSECTION.

(6) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS SUBSECTION MAY CONTEST THE CONTENTS OF THE PRINTED STATEMENT ISSUED BY THE CENTRAL REPOSITORY AS PROVIDED IN § 10-223 OF THE CRIMINAL PROCEDURE ARTICLE.”.

The preceding 12 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate O’Donnell moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means and Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 1332 – Delegates Dumais, Barve, Busch, Hixson, Kaiser, Luedtke, McIntosh, A. Miller, Rosenberg, and Walker

AN ACT concerning

Task Force to Study Sports Injuries in High School Female Athletes

HB1332/225861/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1332

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Walker” and substitute “Walker, Cardin, Howard, Hammen, Pendergrass, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Ready, Reznik, Tarrant, and V. Turner”.

AMENDMENT NO. 2

On page 2, after line 13, insert:

“(vi) one epidemiologist with expertise in adolescent female sports injuries;”;

in lines 14, 16, 18, 20, 21, and 22, strike “(vi)”, “(vii)”, “(viii)”, “(ix)”, “(x)”, and “(xi)”, respectively, and substitute “(vii)”, “(viii)”, “(ix)”, “(xi)”, “(xii)”, and “(xiii)”, respectively; and after line 19, insert:

“(x) one individual employed by an intercollegiate athletic department at an institution of higher education in the State;”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 185 – Delegates Simmons and Kramer

AN ACT concerning

Crimes – Committing a Crime of Violence in the Presence of a Minor – Penalties

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 348)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 349)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #25

House Bill 571 – Delegates Kaiser, Barkley, Barnes, Bates, Carr, Clagett, Healey, Luedtke, Reznik, Sophocleus, F. Turner, Valderrama, Valentino-Smith, A. Washington, and Zucker

AN ACT concerning

School Counselors – Role Expansion in Public Middle and High Schools

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 43 (See Roll Call No. 350)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #26

House Bill 132 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Beer Sales and Delivery to Retail Dealers
MC 19-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 351)

The Bill was then sent to the Senate.

House Bill 135 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Town of Kensington – Alcoholic Beverages – Special B-K Licenses
MC 15-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 352)

The Bill was then sent to the Senate.

House Bill 136 – Montgomery County Delegation

AN ACT concerning

**Alcoholic Beverages – Montgomery County – Beer Festivals
MC 11-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 353)

The Bill was then sent to the Senate.

House Bill 140 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Micro-Brewery Licenses and Class D Beer and Light
Wine Licenses
MC 3-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 354)

The Bill was then sent to the Senate.

House Bill 143 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages Sales – Prohibition on Use of
Self-Scanning Cash Registers
MC 6-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 119 Negative – 16 (See Roll Call No. 355)

The Bill was then sent to the Senate.

House Bill 144 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor
Licenses
MC 12-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 356)

The Bill was then sent to the Senate.

House Bill 146 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Special BWL Community
Performing Arts Facility License
MC 7-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 357)

The Bill was then sent to the Senate.

House Bill 156 – Carroll County Delegation

AN ACT concerning

Carroll County – Alcoholic Beverages – License Fee Increases

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 8 (See Roll Call No. 358)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #27

House Bill 167 – Dorchester County Delegation

AN ACT concerning

Dorchester County – Class B Beer and Light Wine Licenses – Sunday Sales

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 359)

The Bill was then sent to the Senate.

House Bill 226 – Delegates Jacobs, Arentz, and Smigiel

AN ACT concerning

Kent County – Alcoholic Beverages Act of 2014

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 360)

The Bill was then sent to the Senate.

House Bill 248 – Charles County Delegation

AN ACT concerning

Charles County – Alcoholic Beverages – Beer, Wine and Liquor Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 361)

The Bill was then sent to the Senate.

House Bill 300 – Charles County Delegation**EMERGENCY BILL**

AN ACT concerning

Charles County – Alcoholic Beverages – Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 362)

The Bill was then sent to the Senate.

House Bill 322 – Washington County Delegation

AN ACT concerning

Washington County – Alcoholic Beverages – Restaurant Seating Capacity

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 363)

The Bill was then sent to the Senate.

House Bill 690 – Garrett County Delegation

AN ACT concerning

**Garrett County – Alcoholic Beverages – Sunday Sales for Off-Premises
Consumption**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 364)

The Bill was then sent to the Senate.

**House Bill 831 – Delegates Branch, Anderson, Carter, Conaway, Glenn,
Hammen, Harper, McHale, McIntosh, Mitchell, Oaks, B. Robinson,
Stukes, Tarrant, and M. Washington**

EMERGENCY BILL

AN ACT concerning

Baltimore City – Alcoholic Beverages Act of 2014

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 365)

The Bill was then sent to the Senate.

House Bill 1091 – Howard County Delegation

AN ACT concerning

**Howard County – Alcoholic Beverages – Beer Festivals
Ho. Co. 09–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 366)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #28

House Bill 131 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – City of Takoma Park – Alcoholic Beverages – Class B
On- and Off-Sale License
MC 18-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 367)

The Bill was then sent to the Senate.

House Bill 142 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Proportion of Food and Alcoholic Beverages Sales –
Class B Licenses and Class B-BWL (H-M) Licenses
MC 14-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 368)

The Bill was then sent to the Senate.

House Bill 269 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor
(Clubhouse/Lodge) License
MC 20-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 369)

The Bill was then sent to the Senate.

House Bill 287 – Delegates Otto and McDermott

AN ACT concerning

Somerset County – Micro–Brewery License

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 370)

The Bill was then sent to the Senate.

House Bill 953 – Delegates McHale, B. Robinson, and Tarrant

AN ACT concerning

Baltimore City – Alcoholic Beverages – Micro–Brewery Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 371)

The Bill was then sent to the Senate.

House Bill 1054 – Calvert County Delegation

AN ACT concerning

Calvert County – Board of License Commissioners – Notice and Hearing on Proposed Legislation

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 2 (See Roll Call No. 372)

The Bill was then sent to the Senate.

House Bill 1097 – Garrett County Delegation

AN ACT concerning

Garrett County – Alcoholic Beverages – Sunday Sales for On–Premises Consumption

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 373)

The Bill was then sent to the Senate.

House Bill 1107 – Calvert County Delegation

AN ACT concerning

Calvert County – Alcoholic Beverages – Bottle Clubs – Prohibitions

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 374)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #29

House Bill 419 – Charles County Delegation

AN ACT concerning

**Charles County – Off-Sale Alcoholic Beverages Licenses – Population Quota
in Sixth Election District**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 375)

The Bill was then sent to the Senate.

House Bill 433 – Frederick County Delegation

AN ACT concerning

**Frederick County – Alcoholic Beverages – ~~Organizational Licenses~~ Act of
2014**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 376)

The Bill was then sent to the Senate.

House Bill 463 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Beer, Wine and Liquor Licenses
MC 16-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 1 (See Roll Call No. 377)

The Bill was then sent to the Senate.

House Bill 472 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Country Inn Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 378)

The Bill was then sent to the Senate.

House Bill 591 – ~~Delegates Vitale, Barnes, Beidle, Frush, George, Love, McConkey, McMillan, Pena-Melnik, Schuh, and Sophocleus~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Tasting Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 379)

The Bill was then sent to the Senate.

House Bill 836 – Garrett County Delegation

AN ACT concerning

**Garrett County – Alcoholic Beverages – Class A2 Light Wine Licenses –
Repeal**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 380)

The Bill was then sent to the Senate.

House Bill 1000 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Transfer of Beer, Wine or
Liquor Licenses – Repeal of Prohibition
PG 301-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 381)

The Bill was then sent to the Senate.

House Bill 1079 – Calvert County Delegation

AN ACT concerning

Calvert County – Alcoholic Beverages – Refillable Container Permit

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 382)

The Bill was then sent to the Senate.

House Bill 1106 – Calvert County Delegation

AN ACT concerning

**Calvert County – Alcoholic Beverages – Volunteer Fire Companies and
Fraternal Organizations**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 383)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 929 – Delegates Malone and McMillan

AN ACT concerning

Motor Vehicles – Speed Monitoring Systems – Local Jurisdictions

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0929/893928/1

BY: Delegate Schulz

AMENDMENTS TO HOUSE BILL 929, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, before “providing” insert “requiring a local jurisdiction to take certain necessary steps and issue a certain citation when a certain motor vehicle is owned by a member of the Maryland General Assembly;”.

AMENDMENT NO. 2

On page 13, before line 5, insert:

“(L) IF THE OWNER OF THE MOTOR VEHICLE RECORDED BY A SPEED MONITORING SYSTEM WHILE BEING OPERATED IN VIOLATION OF THIS SUBTITLE IS A MEMBER OF THE MARYLAND GENERAL ASSEMBLY, THE LOCAL JURISDICTION SHALL TAKE NECESSARY STEPS TO DETERMINE THE CORRECT MAILING ADDRESS FOR THE MEMBER AND SHALL ISSUE A CITATION IN ACCORDANCE WITH THIS SECTION.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 38 Negative – 88 (See Roll Call No. 384)

FLOOR AMENDMENT

HB0929/513825/1

BY: Delegate Conaway

AMENDMENT TO HOUSE BILL 929, AS AMENDED

On page 1 of the Environmental Matters Committee Amendments (HB0929/180318/1), in line 3 of Amendment No. 1, strike “and Wilson” and substitute “Wilson, and Conaway”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 385)

ADJOURNMENT

At 11:49 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 9, 2014, Calendar Day Wednesday, March 12, 2014.